

SENATE BILL 989

F3

6lr2305
CF 6lr2266

By: **Washington County Senators**

Introduced and read first time: February 12, 2016

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Washington County Board of Education – Access to Public School Courses –**
3 **Nonpublic School Students**

4 FOR the purpose of requiring the Washington County Board of Education to allow a
5 nonpublic school student to enroll in up to a certain number of classes in a certain
6 public school; requiring a certain nonpublic school student to meet certain eligibility
7 requirements for public school students; requiring the State and county to reimburse
8 a certain public school a certain amount of money under certain circumstances;
9 prohibiting a certain nonpublic school student from being counted toward a certain
10 county's full-time student enrollment for the purpose of calculating a certain county
11 governing body's maintenance of effort requirement; providing for the application of
12 this Act; defining a certain term; and generally relating to access to public school
13 courses by nonpublic school students by the Washington County Board of Education.

14 BY adding to
15 Article – Education
16 Section 7–311
17 Annotated Code of Maryland
18 (2014 Replacement Volume and 2015 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
20 That the Laws of Maryland read as follows:

21 **Article – Education**

22 **7–311.**

23 **(A) IN THIS SECTION, “NONPUBLIC SCHOOL STUDENT” MEANS AN**
24 **INDIVIDUAL WHO:**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(1) IS RECEIVING REGULAR THOROUGH INSTRUCTION DURING THE**
2 **SCHOOL YEAR IN THE STUDIES USUALLY TAUGHT IN THE PUBLIC SCHOOLS TO**
3 **CHILDREN OF THE SAME AGE OR ACADEMIC LEVEL; AND**

4 **(2) IS OTHERWISE ELIGIBLE TO ENROLL IN A PUBLIC SCHOOL.**

5 **(B) THIS SECTION APPLIES ONLY IN WASHINGTON COUNTY.**

6 **(C) (1) THE COUNTY BOARD SHALL ALLOW A NONPUBLIC SCHOOL**
7 **STUDENT TO ENROLL IN UP TO THREE CLASSES EACH SEMESTER IN THE PUBLIC**
8 **SCHOOL THAT THE NONPUBLIC SCHOOL STUDENT WOULD OTHERWISE BE REQUIRED**
9 **TO ATTEND.**

10 **(2) A NONPUBLIC SCHOOL STUDENT WHO ENROLLS IN PUBLIC**
11 **SCHOOL COURSES UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL MEET ALL**
12 **ELIGIBILITY REQUIREMENTS FOR PUBLIC SCHOOL STUDENTS, INCLUDING**
13 **VACCINATION AND RESIDENCY REQUIREMENTS.**

14 **(D) (1) THE PUBLIC SCHOOL IN WHICH A NONPUBLIC SCHOOL STUDENT**
15 **ENROLLS IN ANY NUMBER OF COURSES DURING A SCHOOL YEAR UNDER**
16 **SUBSECTION (C) OF THIS SECTION SHALL BE REIMBURSED AN AMOUNT FOR EACH**
17 **NONPUBLIC SCHOOL STUDENT THAT EQUALS THE PRODUCT OF:**

18 **(i) THE QUOTIENT OF THE TARGET PER PUPIL FOUNDATION**
19 **AMOUNT AS DEFINED IN § 5-202 OF THIS ARTICLE DIVIDED BY THE NUMBER OF**
20 **REQUIRED COURSES FOR A FULL-TIME PUBLIC SCHOOL STUDENT DURING THE**
21 **SCHOOL YEAR; AND**

22 **(ii) THE NUMBER OF COURSES THAT A NONPUBLIC SCHOOL**
23 **STUDENT ENROLLED IN DURING THE SCHOOL YEAR.**

24 **(2) THE REIMBURSEMENT AMOUNT CALCULATED IN PARAGRAPH (1)**
25 **OF THIS SUBSECTION SHALL BE SHARED BY THE STATE AND THE COUNTY IN THE**
26 **SAME RATIO AS THE STATE AND LOCAL SHARE OF THE FOUNDATION PROGRAM FOR**
27 **THAT COUNTY AS CALCULATED IN § 5-202 OF THIS ARTICLE.**

28 **(E) A NONPUBLIC SCHOOL STUDENT WHO ENROLLS IN PUBLIC SCHOOL**
29 **COURSES UNDER SUBSECTION (C) OF THIS SECTION MAY NOT BE COUNTED TOWARD**
30 **A COUNTY'S FULL-TIME STUDENT ENROLLMENT FOR THE PURPOSE OF**
31 **CALCULATING THE COUNTY GOVERNING BODY'S MAINTENANCE OF EFFORT**
32 **REQUIREMENT UNDER § 5-202(D)(1)(II) OF THIS ARTICLE.**

33 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
34 1, 2016.