

SENATE BILL 1126

F1, F3

(6lr3500)

ENROLLED BILL

— Education, Health, and Environmental Affairs/Ways and Means —

Introduced by **Senators Pugh and Young**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Frederick County – Linking Youth to New Experiences (LYNX) High School –**
3 **Pilot Program**

4 FOR the purpose of establishing the Linking Youth to New Experiences (LYNX) High
5 School ~~pilot program~~ at a certain high school in Frederick County; providing that the
6 LYNX High School ~~pilot program~~ is a public school under the authority and
7 supervision of the Frederick County Board of Education and the Frederick County
8 Superintendent of Schools; providing for the purpose of the LYNX High School ~~pilot~~
9 ~~program~~; requiring the County Superintendent, on or before a certain date, to
10 develop and submit to the ~~State Board of Education for review~~ county board of
11 education for approval a certain plan that describes certain items; requiring the
12 county board to approve the plan on or before a certain date; requiring the County
13 Superintendent to submit a certain plan to the State Board of Education for review;
14 requiring the ~~State Board~~ county board to consult with the County Superintendent
15 after a certain plan is received to ensure that the plan meets certain requirements;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



1 requiring the State Board to grant the LYNX High School ~~pilot program~~ a waiver
 2 from certain regulations within a certain period of time in accordance with certain
 3 provisions of law and regulation subject to certain exceptions; exempting the LYNX
 4 ~~High School pilot program from certain provisions of law relating to student~~
 5 ~~assessments~~ prohibiting the State Board from granting certain waivers; requiring
 6 certain elements of certain waivers to be subject to certain provisions of law;
 7 requiring, after the granting of *a* certain ~~waivers~~ *waiver*, the State Board and the
 8 County Superintendent to meet with representatives of the ~~Apprenticeship and~~
 9 ~~Training Council and the Division of Labor and Industry in the Department of Labor,~~
 10 Licensing, and Regulation regarding ~~certain items~~ *the development and*
 11 *implementation of apprenticeship experiences for certain students*; authorizing the
 12 LYNX High School ~~pilot program~~ to apply for and accept donations, grants, or other
 13 financial assistance from certain entities; requiring the County Superintendent to
 14 conduct an evaluation of the LYNX High School ~~pilot program~~ each year; requiring
 15 the County Superintendent to submit to the State Board a certain fiscal year
 16 evaluation report on or before a certain date each year; authorizing the LYNX High
 17 School ~~pilot program~~ to continue to operate until the County Superintendent sends
 18 the State Board a certain notice; requiring the County Superintendent to submit a
 19 certain plan and a certain report to certain committees of the General Assembly on
 20 or before certain dates; defining certain terms; and generally relating to the LYNX
 21 High School ~~pilot program~~ in Frederick County.

22 BY adding to

23 Article – Education

24 Section 7–1701 through 7–1705 to be under the new subtitle “Subtitle 17. LYNX
 25 High School ~~Pilot Program~~”

26 Annotated Code of Maryland

27 (2014 Replacement Volume and 2015 Supplement)

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

30 **Article – Education**

31 **SUBTITLE 17. LYNX HIGH SCHOOL ~~PILOT PROGRAM~~.**

32 **7–1701.**

33 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
 34 INDICATED.

35 (B) “COUNTY SUPERINTENDENT” MEANS THE FREDERICK COUNTY
 36 SUPERINTENDENT OF SCHOOLS.

37 (C) “LYNX HIGH SCHOOL” MEANS A LINKING YOUTH TO NEW
 38 EXPERIENCES HIGH SCHOOL.

1 7-1702.

2 (A) (1) THERE IS A LYNX HIGH SCHOOL ~~PILOT PROGRAM~~ AT FREDERICK
3 HIGH SCHOOL IN FREDERICK COUNTY.

4 (2) THE LYNX HIGH SCHOOL ~~PILOT PROGRAM~~ IS A PUBLIC SCHOOL
5 UNDER THE AUTHORITY AND SUPERVISION OF THE FREDERICK COUNTY BOARD OF
6 EDUCATION AND THE FREDERICK COUNTY SUPERINTENDENT OF SCHOOLS.

7 (B) THE PURPOSES OF THE LYNX HIGH SCHOOL ~~PILOT PROGRAM~~ ARE TO:

8 (1) PROVIDE INDIVIDUALIZED, SELF-DIRECTED LEARNING
9 OPPORTUNITIES FOR EVERY STUDENT IN ACCORDANCE WITH A PERSONAL PLAN
10 FOR SUCCESS THAT IS DEVELOPED BY EACH STUDENT WITH THE ASSISTANCE OF
11 EDUCATION AND BUSINESS ADVOCATES AND PARENTS OR GUARDIANS AND IS
12 APPROVED BY THE COUNTY SUPERINTENDENT;

13 (2) IN ACCORDANCE WITH A STUDENT'S PERSONAL PLAN FOR
14 SUCCESS, ALLOW THE STUDENT TO SELECT ACADEMIC COURSE WORK, THE METHOD
15 OF INSTRUCTION, AND THE PACE OF LEARNING THAT WORKS BEST FOR THE
16 INDIVIDUAL STUDENT; AND

17 (3) ALLOW THE STUDENT TO PARTICIPATE IN AND MOVE BETWEEN
18 PROJECT-BASED LEARNING EXPERIENCES AT THE HIGH SCHOOL AND COLLEGE
19 LEVELS AND WORK, INTERNSHIP, OR APPRENTICESHIP EXPERIENCES FOCUSED ON
20 COLLEGE AND CAREER READINESS COMPETENCIES AS AN INTEGRAL PART OF THE
21 STUDENT'S CURRICULUM.

22 7-1703.

23 (A) (1) ON OR BEFORE SEPTEMBER 30, 2016, THE COUNTY
24 SUPERINTENDENT SHALL DEVELOP, IN CONSULTATION AND COLLABORATION WITH
25 TEACHERS, ADMINISTRATORS, AND NONCERTIFICATED PERSONNEL IN THE SCHOOL
26 AND THE EXCLUSIVE REPRESENTATIVES FOR TEACHERS, PRINCIPALS, AND
27 NONCERTIFICATED PERSONNEL, AND SUBMIT TO THE ~~STATE BOARD~~ COUNTY
28 BOARD FOR ~~REVIEW~~ APPROVAL A PLAN THAT DESCRIBES IN DETAIL THE PROGRAM
29 DESCRIPTION, PROPOSED CURRICULUM, EVALUATION PROCEDURES,
30 PERFORMANCE STANDARDS, AND STANDARDS FOR GRADUATION FOR STUDENTS TO
31 BE ENROLLED IN THE LYNX HIGH SCHOOL ~~PILOT PROGRAM~~.

32 (2) THE PLAN UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL
33 DESCRIBE:

1 (I) HOW COURSE CREDITS WILL BE ASSIGNED TO CLASSROOM
2 ACADEMIC COURSE WORK AND OTHER LEARNING OPPORTUNITIES;

3 (II) HOW STUDENTS MAY EARN CREDITS OTHER THAN
4 THROUGH CLASSROOM ACADEMIC COURSE WORK;

5 (III) HOW THE CURRICULUM WILL HOLD EACH STUDENT
6 ACCOUNTABLE FOR MEETING THE REQUIREMENTS OF THE MARYLAND COLLEGE
7 AND CAREER-READY STANDARDS;

8 (IV) HOW STUDENTS WILL BE ASSESSED ON THE MARYLAND
9 COLLEGE AND CAREER-READY STANDARDS;

10 (V) THE HOURS AND DAYS OF OPERATION OF THE LYNX HIGH
11 SCHOOL ~~PILOT PROGRAM~~;

12 ~~(VI) PERSONNEL REQUIREMENTS, INCLUDING THE USE OF~~
13 ~~INSTRUCTORS FROM INSTITUTIONS OF POSTSECONDARY EDUCATION AND~~
14 ~~INSTRUCTORS FROM THE BUSINESS SECTOR;~~

15 ~~(VII)~~ (VI) THE USE OF ONLINE COURSES AND OTHER LEARNING
16 OPPORTUNITIES AND A PROPOSED METHOD OF APPROVING ONLINE COURSES THAT
17 MEETS THE REQUIREMENTS AND PACE OF THE CURRICULUM; AND

18 ~~(VIII)~~ (VII) ANY OTHER RELEVANT INFORMATION AS
19 DETERMINED BY THE COUNTY SUPERINTENDENT.

20 (3) ON OR BEFORE DECEMBER 1, 2016, THE COUNTY BOARD SHALL
21 APPROVE THE PLAN SUBMITTED UNDER PARAGRAPH (1) OF THIS SUBSECTION.

22 (4) AFTER THE COUNTY BOARD HAS APPROVED THE PLAN
23 SUBMITTED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE COUNTY
24 SUPERINTENDENT SHALL SUBMIT THE PLAN TO THE STATE BOARD FOR REVIEW.

25 (B) ON RECEIPT OF THE PLAN SUBMITTED UNDER SUBSECTION (A) OF THIS
26 SECTION, THE ~~STATE BOARD~~ COUNTY BOARD SHALL CONSULT WITH THE COUNTY
27 SUPERINTENDENT TO ENSURE THAT THE PLAN IS ~~IN~~:

28 (1) IN THE BEST INTERESTS OF THE STUDENTS OF THE LYNX HIGH
29 SCHOOL ~~PILOT PROGRAM~~; AND

30 (2) AS IT RELATES TO WORKING CONDITIONS, COMPLIANT WITH
31 COLLECTIVE BARGAINING AGREEMENTS AND ANY REQUIREMENTS OF SUBTITLES 4
32 AND 5 OF TITLE 6 OF THIS ARTICLE.

1 (c) ~~(1) WITHIN~~ EXCEPT AS PROVIDED IN PARAGRAPHS (2) AND (3) OF THIS
 2 SUBSECTION, WITHIN 45 DAYS AFTER THE DAY OF RECEIPT OF THE PLAN
 3 SUBMITTED UNDER SUBSECTION ~~(A)~~ (A)(4) OF THIS SECTION AND IN ACCORDANCE
 4 WITH THE AUTHORITY OF THE STATE BOARD UNDER § 2-205 OF THIS ARTICLE AND
 5 REGULATION TO GRANT WAIVERS FROM REGULATIONS ADOPTED BY THE STATE
 6 BOARD, THE STATE BOARD SHALL GRANT THE LYNX HIGH SCHOOL ~~PILOT~~
 7 PROGRAM A WAIVER FROM THE FOLLOWING REGULATIONS:

8 ~~(1) ENROLLMENT AND CREDIT REQUIREMENTS IN COMAR~~
 9 ~~13A.03.02.03;~~

10 ~~(2) OTHER PROVISIONS FOR EARNING CREDIT IN COMAR~~
 11 ~~13A.03.02.04;~~

12 ~~(3) PROCEDURES FOR IMPLEMENTING ALTERNATIVE PROGRAMS~~
 13 ~~LEADING TO A HIGH SCHOOL DIPLOMA IN COMAR 13A.03.02.11;~~

14 ~~(4) PERSONNEL REQUIREMENTS IN COMAR 13A.12.01 AND~~
 15 ~~13A.12.02;~~

16 ~~(5) MANDATED SCHOOL DAYS AND SCHOOL YEAR REQUIREMENTS IN~~
 17 ~~COMAR 13A.03.02.12;~~

18 ~~(6) ONLINE COURSE APPROVAL REQUIREMENTS IN COMAR~~
 19 ~~13A.04.15.04; AND~~

20 ~~(7) ANY OTHER ANY REGULATION THAT CONFLICTS WITH THE PLAN~~
 21 ~~APPROVED BY THE STATE BOARD COUNTY BOARD.~~

22 (2) A WAIVER REQUIRED UNDER PARAGRAPH (1) OF THIS
 23 SUBSECTION MAY NOT BE GRANTED RELATED TO:

24 (i) PERSONNEL REQUIREMENTS IN COMAR 13A.12.01 OR
 25 13A.12.02;

26 (ii) MANDATORY SCHOOL DAYS AND SCHOOL YEAR
 27 REQUIREMENTS IN COMAR 13A.03.02.12; OR

28 (iii) ASSESSMENT REQUIREMENTS IN COMAR 13A.03.02.06.

29 (3) A WAIVER GRANTED UNDER PARAGRAPH (1) OF THIS SUBSECTION
 30 THAT RELATES TO WORKING CONDITIONS SHALL BE SUBJECT TO SUBTITLES 4 AND
 31 5 OF TITLE 6 OF THIS ARTICLE.

1 ~~(D) FOR THE DURATION OF THE OPERATION OF THE LYNX HIGH SCHOOL~~
 2 ~~PILOT PROGRAM, THE LYNX HIGH SCHOOL PILOT PROGRAM SHALL BE EXEMPT~~
 3 ~~FROM THE PROVISIONS OF § 7-205.1(B) OF THIS TITLE.~~

4 ~~(E) (D)~~ AFTER ~~THE~~ GRANTING ~~OF WAIVERS~~ A WAIVER FROM ITS
 5 REGULATIONS UNDER SUBSECTION (C) OF THIS SECTION, THE STATE BOARD AND
 6 THE COUNTY SUPERINTENDENT SHALL MEET WITH REPRESENTATIVES OF ~~THE~~
 7 ~~APPRENTICESHIP AND TRAINING COUNCIL AND THE DIVISION OF LABOR AND~~
 8 ~~INDUSTRY WITHIN~~ THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION
 9 REGARDING:

10 ~~(1) THE~~ THE DEVELOPMENT AND IMPLEMENTATION OF
 11 APPRENTICESHIP EXPERIENCES FOR STUDENTS TO BE ENROLLED IN THE LYNX
 12 HIGH SCHOOL ~~PILOT PROGRAM; AND~~

13 ~~(2) THE WAIVER OF REGULATIONS UNDER COMAR 09.12.43.~~

14 7-1704.

15 THE LYNX HIGH SCHOOL ~~PILOT PROGRAM~~ MAY APPLY FOR AND ACCEPT
 16 DONATIONS, GRANTS, OR OTHER FINANCIAL ASSISTANCE FROM A GOVERNMENT
 17 ENTITY OR ANY NONPROFIT OR OTHER PRIVATE ORGANIZATION.

18 7-1705.

19 (A) THE COUNTY SUPERINTENDENT SHALL CONDUCT AN EVALUATION OF
 20 THE LYNX HIGH SCHOOL ~~PILOT PROGRAM~~ EACH YEAR.

21 (B) ON OR BEFORE SEPTEMBER 30 EACH YEAR, THE COUNTY
 22 SUPERINTENDENT SHALL SUBMIT TO THE STATE BOARD AN EVALUATION REPORT
 23 FOR THE PRIOR FISCAL YEAR THAT INCLUDES:

24 (1) THE ACADEMIC AND CAREER PROGRESS OF EACH STUDENT
 25 ENROLLED IN THE LYNX HIGH SCHOOL ~~PILOT PROGRAM;~~

26 (2) THE LEVEL OF SATISFACTION OF THE STUDENTS, TEACHERS,
 27 PARENTS OR GUARDIANS, AND ADVOCATES WITH THE LYNX HIGH SCHOOL ~~PILOT~~
 28 ~~PROGRAM; AND~~

29 (3) THE LYNX HIGH SCHOOL ~~PILOT PROGRAM'S~~ SCHOOL'S FISCAL
 30 YEAR FINANCIAL REPORT.

1 (C) THE LYNX HIGH SCHOOL ~~PILOT PROGRAM~~ MAY CONTINUE TO
2 OPERATE UNTIL THE COUNTY SUPERINTENDENT SENDS TO THE STATE BOARD A
3 WRITTEN NOTICE THAT THE LYNX HIGH SCHOOL ~~PILOT PROGRAM~~ HAS BEEN
4 DISCONTINUED.

5 SECTION 2. AND BE IT FURTHER ENACTED, That on or before September 30,
6 2016, the Frederick County Superintendent of Schools shall submit the plan required under
7 this Act, in accordance with § 2-1246 of the State Government Article, to the Senate
8 Education, Health, and Environmental Affairs Committee and the House Committee on
9 Ways and Means.

10 SECTION 3. AND BE IT FURTHER ENACTED, That on or before June 30, 2019,
11 the Frederick County Superintendent of Schools shall submit, in accordance with § 2-1246
12 of the State Government Article, to the Senate Education, Health, and Environmental
13 Affairs Committee and the House Committee on Ways and Means a report that includes:

14 (1) the academic and career progress of each student enrolled in the LYNX
15 High School as compared to other students in Frederick County including assessment
16 results;

17 (2) the level of satisfaction of the students, teachers, parents or guardians,
18 and advocates with the LYNX High School; and

19 (3) the LYNX High School’s fiscal year financial report for each of the
20 preceding years.

21 SECTION ~~2~~ 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 July 1, 2016.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.