

HB1022/355863/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1022
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Requirements” insert “and Restrictions”; in line 7, after “Assembly;” insert “prohibiting the required enrollment of prekindergarten, kindergarten, first grade, or second grade students from public schools, with a certain exception, in an alternative school;”; in the same line, strike “a certain term” and substitute “certain terms”; and after line 13, insert:

“BY repealing and reenacting, with amendments,
Article - Education
Section 7-305.1(a) and (b)
Annotated Code of Maryland
(2018 Replacement Volume and 2019 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 27, after “STATUS” insert “, INCLUDING BY STUDENT’S 504 OR IEP PLAN”; and in the same line, after the semicolon insert “AND”.

On page 3, strike in their entirety lines 1 through 3, inclusive; in line 12, strike “COMPLETE DOCUMENTATION OF EACH INSTANCE” and substitute “THE TOTAL NUMBER OF INSTANCES”; in line 13, strike “EACH INSTANCE” and substitute “THE TOTAL NUMBER OF INSTANCES”; strike beginning with “AND” in line 14 down through “REDACTED” in line 15; in line 16, strike “ANY” and substitute “THE EXISTENCE OF ANY”; strike beginning with “A” in line 25 down through the semicolon in line 28 and substitute “THE AVERAGE NUMBER OF DAYS A STUDENT IS ENROLLED AND THE NUMBER OF STUDENTS WHO RETURN TO NONALTERNATIVE SCHOOLS AFTER COMPLETING ENROLLMENT; AND”; and in line 30, strike the semicolon and substitute a period.

(Over)

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On page 4, strike in their entirety lines 1 through 26, inclusive.

AMENDMENT NO. 3

On page 5, after line 2, insert:

“7–305.1.

(a) (1) In this section the following words have the meanings indicated.

(2) “ALTERNATIVE SCHOOL” HAS THE MEANING STATED IN § 7–125 OF THIS TITLE.

[(2)] (3) “Public prekindergarten program” means:

(i) Any publicly funded prekindergarten program established under § 7–101.1 of this title; or

(ii) Any qualified vendor of prekindergarten services as defined in § 7–101.2(a)(7) of this title.

[(3)] (4) “Restorative practices” means practices conducted in a whole–school ethos or culture that supports peacemaking and solves conflict by building a community and addressing harm in a school setting and that:

(i) Are conducted by trained staff;

(ii) Focus on repairing the harm to the community through dialogue that emphasizes individual accountability; and

(iii) Help build a sense of belonging, safety, and social responsibility in the school community.

(b) (1) Except as provided in paragraph (2) of this subsection, a student enrolled in a public prekindergarten program, kindergarten, first grade, or second grade may not be [suspended]:

(I) SUSPENDED or expelled from school; OR

(II) REQUIRED TO ENROLL IN AN ALTERNATIVE SCHOOL.

(2) A student described under paragraph (1) of this subsection may only be:

(i) Expelled from school if required by federal law; [or]

(ii) Suspended for not more than 5 school days if the school administration, in consultation with a school psychologist or other mental health professional, determines that there is an imminent threat of serious harm to other students or staff that cannot be reduced or eliminated through interventions and supports; OR

(III) REQUIRED TO ENROLL IN AN ALTERNATIVE SCHOOL IF:

1. THE STUDENT'S PARENT OR GUARDIAN DECIDES TO ENROLL THE STUDENT IN AN ALTERNATIVE SCHOOL;

2. THERE IS AN AVAILABLE ENROLLMENT SLOT IN AN ALTERNATIVE SCHOOL; AND

3. SCHOOL ADMINISTRATORS AGREE THAT ENROLLING THE STUDENT IN AN ALTERNATIVE SCHOOL IS IN THE STUDENT'S BEST INTEREST.

(3) The principal or school administration shall promptly contact the parent or guardian of a student suspended or expelled under paragraph (2) of this subsection.”.