

HOUSE BILL 630

F1

7lr2267

By: **Delegates Grammer, Buckel, Cassilly, Glass, Hornberger, Metzgar, Reilly, Rose, Shoemaker, Simonaire, and Tarlau**

Introduced and read first time: January 30, 2017

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education – On–the–Job Pilot Program**

3 FOR the purpose of establishing the On–the–Job pilot program for high school students;
4 providing that a certain provision of law concerning compulsory school attendance
5 for certain students does not apply to students enrolled in the pilot program;
6 specifying the purpose of the pilot program; requiring the State Department of
7 Education and the Baltimore County Board of Education to implement the pilot
8 program in a certain legislative district; requiring the Department and the county
9 board to prescribe an application form and a completion form and requiring the forms
10 to include certain required information; requiring a student enrolled in the pilot
11 program to complete certain training and employment; specifying that on
12 satisfactory completion of the pilot program a student be awarded a Maryland high
13 school diploma; defining certain terms; and generally relating to the On–the–Job
14 pilot program for certain high school students.

15 BY repealing and reenacting, with amendments,
16 Article – Education
17 Section 7–301(a)
18 Annotated Code of Maryland
19 (2014 Replacement Volume and 2016 Supplement)
20 (As enacted by Chapter 494 of the Acts of the General Assembly of 2012)

21 BY repealing and reenacting, without amendments,
22 Article – Education
23 Section 7–301(a–1)
24 Annotated Code of Maryland
25 (2014 Replacement Volume and 2016 Supplement)
26 (As enacted by Chapter 494 of the Acts of the General Assembly of 2012)

27 BY adding to

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article – Education

Section 7–1201 through 7–1207 to be under the new subtitle “Subtitle 12. On-the-Job Pilot Program”

Annotated Code of Maryland

(2014 Replacement Volume and 2016 Supplement)

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

Article – Education

7–301.

(a) This section does not apply to a child under the age of 18 years who:

(1) Has obtained a Maryland high school diploma, an equivalent out-of-state high school diploma, or a GED;

(2) Is a student with disabilities and has completed the requirements for a Maryland high school certificate of completion;

(3) Is receiving regular, thorough instruction during the school year in the studies usually taught in the public schools to children of the same age;

(4) Has completed an instruction program under item (3) of this subsection;

(5) Is severely ill and requires home or hospital instruction;

(6) Is married;

(7) Is in military service;

(8) Is committed by court order to an institution without an educational program;

(9) Provides financial support to the child’s family as documented by a local department of social services;

(10) Subject to the approval of the county superintendent, has been expelled under § 7–305 of this subtitle;

(11) Is pregnant or a parent and is enrolled in an alternative educational program;

(12) Attends an alternative educational program;

(13) Subject to written parental consent and written agreement with the county board, attends a public school on a part-time basis and attends a private career school as defined under § 10-101 of this article; [or]

(14) IS ENROLLED IN THE ON-THE-JOB PILOT PROGRAM ESTABLISHED UNDER SUBTITLE 12 OF THIS TITLE; OR

[(14)] (15) Is waived from the provisions of this section by the State Superintendent.

(a-1) (1) Except as otherwise provided in this section, each child who resides in this State and is 5 years old or older and under 18 shall attend a public school regularly during the entire school year.

(2) In accordance with regulations of the State Board of Education, a child who resides in this State and is 5 years old may be exempted from mandatory school attendance for 1 year if the child's parent or guardian files a written request with the local school system asking that the child's attendance be delayed due to the child's level of maturity.

(3) Except as provided in subsection (f) of this section or in regulations of the State Board of Education, each child who resides in this State shall attend a kindergarten program regularly during the school year prior to entering the first grade unless the child is otherwise receiving regular, thorough instruction in the skills and studies usually taught in a kindergarten program of a public school.

SUBTITLE 12. ON-THE-JOB PILOT PROGRAM.

7-1201.

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

(B) "COMPLETION APPLICATION" MEANS AN APPLICATION SUBMITTED TO THE DEPARTMENT BY A HIGH SCHOOL STUDENT ON COMPLETION OF THE ON-THE-JOB PILOT PROGRAM.

(C) "ON-THE-JOB WAIVER" MEANS A WAIVER THAT GRANTS A HIGH SCHOOL STUDENT ADMISSION TO THE ON-THE-JOB PILOT PROGRAM.

(D) "PILOT PROGRAM" MEANS THE ON-THE-JOB PILOT PROGRAM.

(E) "WAIVER APPLICATION" MEANS AN APPLICATION SUBMITTED TO THE DEPARTMENT BY A HIGH SCHOOL STUDENT FOR ENTRY INTO THE ON-THE-JOB PILOT PROGRAM.

1 **7-1202.**

2 **THERE IS AN ON-THE-JOB PILOT PROGRAM IN THE DEPARTMENT.**

3 **7-1203.**

4 **(A) THE PURPOSE OF THE PILOT PROGRAM IS:**

5 **(1) TO PROVIDE AN EXEMPTION FROM THE 12TH GRADE YEAR OF**
6 **COMPULSORY EDUCATION FOR A HIGH SCHOOL STUDENT;**

7 **(2) TO PROVIDE THE STUDENT THE OPPORTUNITY TO ACQUIRE 100**
8 **HOURS OF COMPENSATED EMPLOYMENT UNDER AN APPRENTICESHIP WITH AN**
9 **EMPLOYER; AND**

10 **(3) TO REQUIRE THE STUDENT TO COMPLETE AN ADDITIONAL 800**
11 **HOURS OF COMPENSATED EMPLOYMENT UNDER THE DIRECTION OF A MENTOR**
12 **BEFORE THE END OF THE SCHOOL YEAR.**

13 **(B) ON COMPLETION OF THE REQUIREMENTS UNDER SUBSECTION (A)(2)**
14 **AND (3) OF THIS SECTION, THE STUDENT SHALL BE AWARDED A MARYLAND HIGH**
15 **SCHOOL DIPLOMA.**

16 **7-1204.**

17 **THE DEPARTMENT, IN COLLABORATION WITH THE BALTIMORE COUNTY**
18 **BOARD OF EDUCATION, SHALL IMPLEMENT THE PILOT PROGRAM IN LEGISLATIVE**
19 **DISTRICT 6 IN BALTIMORE COUNTY.**

20 **7-1205.**

21 **(A) TO IMPLEMENT THE PILOT PROGRAM, THE DEPARTMENT AND THE**
22 **COUNTY BOARD SHALL:**

23 **(1) PRESCRIBE:**

24 **(I) A STANDARD WAIVER APPLICATION FORM THAT COMPLIES**
25 **WITH THE REQUIREMENTS SPECIFIED UNDER § 7-1206 OF THIS SUBTITLE; AND**

26 **(II) A STANDARD COMPLETION APPLICATION FORM THAT**
27 **COMPLIES WITH THE REQUIREMENTS SPECIFIED UNDER § 7-1207 OF THIS**
28 **SUBTITLE;**

1 **(2) CREATE A PUBLIC WEB PAGE THAT PROVIDES INFORMATION**
2 **ABOUT THE PILOT PROGRAM, INCLUDING THE FOLLOWING STATEMENT:**

3 **“THE PURPOSE OF THE ON-THE-JOB PILOT PROGRAM IS TO CONNECT YOUNG**
4 **MARYLANDERS WITH OPPORTUNITIES IN SKILLED TRADES AND TO CLOSE THE**
5 **SKILLS GAP. THE ON-THE-JOB PILOT PROGRAM ACCOMPLISHES THIS PURPOSE BY**
6 **REPLACING CONVENTIONAL CURRICULUMS WITH ON-THE-JOB TRAINING AT**
7 **MARYLAND BUSINESSES FOR STUDENTS WHO SHOW THE MOTIVATION TO PURSUE**
8 **CAREERS IN THE SKILLED TRADES.”;**

9 **(3) ESTABLISH A WEB LINK TO A DOWNLOADABLE WAIVER**
10 **APPLICATION AND COMPLETION APPLICATION;**

11 **(4) PROVIDE A PHYSICAL ADDRESS AND AN E-MAIL ADDRESS TO**
12 **WHICH A STUDENT MAY SUBMIT A WAIVER APPLICATION AND A COMPLETION**
13 **APPLICATION; AND**

14 **(5) INDICATE THE TIME FRAME IN WHICH A STUDENT MUST SUBMIT A**
15 **WAIVER APPLICATION AND A COMPLETION APPLICATION.**

16 **(B) (1) THE DEPARTMENT SHALL ACCEPT A WAIVER APPLICATION AND A**
17 **COMPLETION APPLICATION IF THE POSTMARK OR E-MAIL TIME STAMP FOR THE**
18 **APPLICATION IS WITHIN THE TIME PERIOD SPECIFIED UNDER SUBSECTION (A)(5) OF**
19 **THIS SECTION.**

20 **(2) AT ITS DISCRETION AND FOR GOOD CAUSE, THE DEPARTMENT**
21 **MAY ACCEPT A WAIVER APPLICATION OUTSIDE THE PERIOD SPECIFIED UNDER**
22 **SUBSECTION (A)(5) OF THIS SECTION.**

23 **(C) THE DEPARTMENT SHALL PROCESS A WAIVER APPLICATION AND A**
24 **COMPLETION APPLICATION WITHIN 7 CALENDAR DAYS OF RECEIPT OF THE**
25 **APPLICATION.**

26 **7-1206.**

27 **(A) THE WAIVER APPLICATION FORM ADOPTED BY THE DEPARTMENT FOR**
28 **THE PILOT PROGRAM SHALL INCLUDE:**

29 **(1) THE STUDENT’S:**

30 **(I) NAME;**

(II) ADDRESS;

(III) TELEPHONE NUMBER;

(IV) SOCIAL SECURITY NUMBER; AND

(V) STATE-ASSIGNED STUDENT IDENTIFICATION NUMBER;

(2) THE NAME OF THE HIGH SCHOOL IN WHICH THE STUDENT CURRENTLY IS ENROLLED;

(3) THE SKILLED TRADE THE STUDENT INTENDS TO PURSUE UNDER THE PILOT PROGRAM;

(4) THE NAME OF THE BUSINESS OR ORGANIZATION THAT HAS AGREED TO PROVIDE TRAINING FOR THE STUDENT;

(5) THE NAME OF THE SKILLED TRADE MENTOR FOR THE STUDENT;

(6) THE ADDRESS OF THE BUSINESS OR ORGANIZATION THAT HAS AGREED TO PROVIDE TRAINING FOR THE STUDENT;

(7) THE TELEPHONE NUMBER OF THE BUSINESS OR ORGANIZATION THAT HAS AGREED TO PROVIDE TRAINING FOR THE STUDENT;

(8) THE EMPLOYEE IDENTIFICATION NUMBER OF THE BUSINESS OR ORGANIZATION THAT HAS AGREED TO PROVIDE TRAINING FOR THE STUDENT;

(9) A FIELD TO RECORD THE NUMBER OF HOURS OF COMPENSATED EMPLOYMENT THAT ARE TO BE COMPLETED BY THE STUDENT UNDER THE PILOT PROGRAM;

(10) AN OATH THAT STATES:

“I HEREBY CERTIFY THAT (NAME OF STUDENT) HAS EXPRESSED THE INTENT TO COMPLETE THE INDICATED HOURS OF COMPENSATED EMPLOYMENT. IT IS THE INTENTION OF THE STUDENT MENTOR AND EMPLOYER TO PROVIDE PAID ON-THE-JOB TRAINING FOR (NAME OF STUDENT) TO THE SPECIFICATIONS OF THIS PROGRAM WITH THE INTENTION OF PREPARING THIS STUDENT FOR EMPLOYMENT IN (NAME OF THE TRADE INDICATED BY THE STUDENT IN THE APPLICATION).”; AND

(11) A FIELD FOR:

1 **(I) THE SIGNATURE OF THE STUDENT;**

2 **(II) THE DATE OF THE STUDENT'S SIGNATURE;**

3 **(III) THE SIGNATURE OF THE STUDENT'S MENTOR; AND**

4 **(IV) THE DATE OF THE MENTOR'S SIGNATURE.**

5 **(B) A STUDENT MAY SUBMIT A WAIVER APPLICATION AT ANY TIME AFTER**
6 **THE END OF THE STUDENT'S 11TH GRADE SCHOOL YEAR, BUT NOT LATER THAN 14**
7 **CALENDAR DAYS BEFORE THE BEGINNING OF THE STUDENT'S 12TH GRADE SCHOOL**
8 **YEAR.**

9 **(C) THE FOLLOWING TRADES SHALL BE ACCEPTED AS VALID FIELDS OF**
10 **STUDY UNDER THE PILOT PROGRAM:**

11 **(1) AUTO BODY REPAIR;**

12 **(2) CARPENTRY;**

13 **(3) COMMERCIAL DRIVING;**

14 **(4) CONSTRUCTION;**

15 **(5) ELECTRIC REPAIR;**

16 **(6) EQUIPMENT OPERATION;**

17 **(7) HEATING, VENTILATION, AND AIR CONDITIONING;**

18 **(8) INTERMODAL OPERATIONS;**

19 **(9) IRONWORKING;**

20 **(10) LANDSCAPING;**

21 **(11) MACHINING;**

22 **(12) MASONRY;**

23 **(13) MECHANICAL REPAIR;**

24 **(14) PLUMBING; AND**

(15) WELDING.

(D) A WAIVER APPLICATION IS NOT CONSIDERED VALID UNLESS IT REPORTS THAT THE STUDENT INTENDS TO COMPLETE 100 OR MORE HOURS OF COMPENSATED EMPLOYMENT.

(E) IF A WAIVER APPLICATION IS COMPLETE AND SATISFIES THE REQUIREMENTS SPECIFIED UNDER THIS SECTION, THE DEPARTMENT SHALL GRANT THE STUDENT AN ON-THE-JOB WAIVER.

(F) THE DEPARTMENT AND THE COUNTY BOARD SHALL GRANT AN EXCUSED ABSENCE FOR THE ENTIRE 12TH GRADE SCHOOL YEAR TO A STUDENT WHO RECEIVES AN ON-THE-JOB WAIVER.

7-1207.

(A) THE COMPLETION APPLICATION FORM ADOPTED BY THE DEPARTMENT FOR THE PILOT PROGRAM SHALL INCLUDE:

(1) THE STUDENT'S:

(I) NAME;

(II) ADDRESS;

(III) TELEPHONE NUMBER;

(IV) SOCIAL SECURITY NUMBER; AND

(V) STATE-ASSIGNED STUDENT IDENTIFICATION NUMBER;

(2) THE NAME OF THE HIGH SCHOOL IN WHICH THE STUDENT CURRENTLY IS ENROLLED;

(3) THE SKILLED TRADE THE STUDENT PURSUED AND COMPLETED UNDER THE PILOT PROGRAM;

(4) THE NAME OF THE BUSINESS OR ORGANIZATION THAT PROVIDED TRAINING FOR THE STUDENT;

(5) THE NAME OF THE SKILLED TRADE MENTOR FOR THE STUDENT;

1 **(6) THE ADDRESS OF THE BUSINESS OR ORGANIZATION THAT**
2 **PROVIDED TRAINING FOR THE STUDENT;**

3 **(7) THE TELEPHONE NUMBER OF THE BUSINESS OR ORGANIZATION**
4 **THAT PROVIDED TRAINING FOR THE STUDENT;**

5 **(8) THE EMPLOYEE IDENTIFICATION NUMBER OF THE BUSINESS OR**
6 **ORGANIZATION THAT PROVIDED TRAINING FOR THE STUDENT;**

7 **(9) A FIELD TO RECORD THE NUMBER OF HOURS OF COMPENSATED**
8 **EMPLOYMENT THE STUDENT COMPLETED UNDER THE PILOT PROGRAM;**

9 **(10) AN OATH THAT STATES:**

10 **“I HEREBY CERTIFY THAT (NAME OF STUDENT) HAS COMPLETED (SPECIFY**
11 **NUMBER OF HOURS) HOURS OF COMPENSATED EMPLOYMENT UNDER THE**
12 **ON-THE-JOB PILOT PROGRAM.”; AND**

13 **(11) A FIELD FOR:**

14 **(I) THE SIGNATURE OF THE STUDENT;**

15 **(II) THE DATE OF THE STUDENT’S SIGNATURE;**

16 **(III) THE SIGNATURE OF THE STUDENT’S MENTOR; AND**

17 **(IV) THE DATE OF THE MENTOR’S SIGNATURE.**

18 **(B) A STUDENT MAY SUBMIT A COMPLETION APPLICATION NO LATER THAN**
19 **30 CALENDAR DAYS BEFORE THE LAST DAY OF THE STUDENT’S 12TH GRADE SCHOOL**
20 **YEAR.**

21 **(C) A COMPLETION APPLICATION IS NOT CONSIDERED VALID UNLESS IT**
22 **REPORTS THAT THE STUDENT COMPLETED 800 OR MORE HOURS OF COMPENSATED**
23 **EMPLOYMENT.**

24 **(D) ON COMPLETION OF THE PILOT PROGRAM AND A DETERMINATION BY**
25 **THE DEPARTMENT THAT THE COMPLETION APPLICATION IS COMPLETE AND THAT**
26 **THE STUDENT HAS SATISFIED ALL OF THE REQUIREMENTS OF THE PILOT PROGRAM:**

27 **(1) THE DEPARTMENT AND THE COUNTY BOARD SHALL EXCUSE THE**
28 **APPLICANT FROM ALL OTHER HIGH SCHOOL GRADUATION REQUIREMENTS; AND**

1 **(2) THE APPLICANT SHALL BE ISSUED A MARYLAND HIGH SCHOOL**
2 **DIPLOMA AND ACCORDED ALL RIGHTS AND PRIVILEGES RELATING TO A DIPLOMA.**

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2017.