

SENATE BILL 78

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(PRE-FILED)

By: **Senator Hough**

Requested: August 12, 2019

Introduced and read first time: January 8, 2020

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Public Schools – Student Discipline Regulations – Remedial Measures**

3 FOR the purpose of requiring certain regulations regarding student discipline adopted by
4 county boards of education to account for a certain individual who was harmed by
5 certain behavior by requiring certain actions, as applicable; and generally relating
6 to county board regulations regarding student discipline.

7 BY repealing and reenacting, with amendments,

8 Article – Education

9 Section 7–306(d)

10 Annotated Code of Maryland

11 (2018 Replacement Volume and 2019 Supplement)

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

14 **Article – Education**

15 7–306.

16 (d) (1) Subject to the provisions of subsections (b) and (c) of this section, each
17 county board shall adopt regulations designed to create and maintain within the schools
18 under its jurisdiction the atmosphere of order and discipline necessary for effective
19 learning.

20 (2) The regulations adopted by a county board under this subsection:

21 (i) Shall provide for educational and behavioral interventions,
22 restorative approaches, counseling, and student and parent conferencing;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(ii) Shall provide alternative programs, which may include in-school suspension, suspension, expulsion, or other disciplinary measures that are deemed appropriate; [and]

(iii) Shall state that the primary purpose of any disciplinary measure is rehabilitative, restorative, and educational; AND

(IV) IN RESPONSE TO BEHAVIOR THAT VIOLATES THE CLEAR BEHAVIORAL EXPECTATIONS THAT CONTRIBUTE TO THE WELL-BEING OF THE SCHOOL COMMUNITY, SHALL ACCOUNT FOR THE INDIVIDUAL WHO WAS HARMED BY REQUIRING, AS APPLICABLE:

1. AN APOLOGY TO THE INDIVIDUAL WHO WAS HARMED;

2. RESTITUTION FOR INJURY TO OR LOSS FROM THE INDIVIDUAL WHO WAS HARMED;

3. A CONFERENCE BETWEEN THE PARENT OR GUARDIAN OF THE INDIVIDUAL WHO VIOLATED THE CLEAR BEHAVIORAL EXPECTATIONS OF THE SCHOOL COMMUNITY AND APPLICABLE SCHOOL FACULTY AND STAFF; AND

4. MODIFICATION OF THE SCHEDULE OF THE INDIVIDUAL WHO VIOLATED THE CLEAR BEHAVIORAL EXPECTATIONS IN ORDER TO MINIMIZE CONTACT WITH THE INDIVIDUAL WHO WAS HARMED.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2020.