

HOUSE BILL 137

F1, E2

5lr0832

(PRE-FILED)

By: **Delegates Mangione, Arentz, Arian, Chisholm, Grammer, Hartman, Miller, T. Morgan, Nawrocki, Rose, Schmidt, Szeliga, and Tomlinson**

Requested: September 13, 2024

Introduced and read first time: January 8, 2025

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Public Schools – Children Charged With a Crime of Violence – Prohibition on**
3 **In-Person Attendance**
4 **(School Safety Act of 2025)**

5 FOR the purpose of prohibiting a child from in-person attendance at a public school if the
6 child has been charged with a crime of violence, until certain conditions are met;
7 requiring each local school system to provide alternative educational options for
8 children prohibited from in-person attendance in a certain manner; and generally
9 relating to the prohibition of in-school attendance by children charged with a crime
10 of violence.

11 BY repealing and reenacting, without amendments,
12 Article – Criminal Procedure
13 Section 11–722(e)
14 Annotated Code of Maryland
15 (2018 Replacement Volume and 2024 Supplement)

16 BY adding to
17 Article – Education
18 Section 7–312
19 Annotated Code of Maryland
20 (2022 Replacement Volume and 2024 Supplement)

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

23 **Article – Criminal Procedure**

24 11–722.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(e) (1) A registrant or juvenile registrant who is a student may receive an education in accordance with State law in any of the following locations:

(i) a location other than a public or nonpublic elementary or secondary school, including by:

1. participating in the Home and Hospital Teaching Program for Students; or

2. participating in or attending a program approved by a county board under paragraph (2) of this subsection;

(ii) a Regional Institute for Children and Adolescents; or

(iii) a nonpublic educational program as provided by § 8–406 of the Education Article if:

1. the registrant or juvenile registrant has notified an agent or employee of the nonpublic educational program that the registrant or juvenile registrant is required to register under this subtitle; and

2. the registrant or juvenile registrant has been given specific written permission by an agent or employee of the nonpublic educational program to attend the nonpublic educational program.

(2) Each county board shall develop and adopt a policy that enables a registrant or juvenile registrant who is a student to receive an education as described under paragraph (1) of this subsection.

(3) The State Board shall develop and adopt guidelines and a model policy to assist a county board with the development of a policy under paragraph (2) of this subsection.

Article – Education

7–312.

(A) IF A CHILD HAS BEEN CHARGED WITH A CRIME OF VIOLENCE, AS DEFINED IN § 14–101 OF THE CRIMINAL LAW ARTICLE, THE CHILD IS PROHIBITED FROM IN–PERSON ATTENDANCE AT A PUBLIC SCHOOL UNTIL THE CHILD IS FOUND NOT DELINQUENT OR THE CHARGE IS DISMISSED.

(B) (1) EACH LOCAL SCHOOL SYSTEM SHALL PROVIDE ALTERNATIVE EDUCATIONAL OPTIONS SEPARATE FROM OTHER STUDENTS FOR CHILDREN

1 PROHIBITED FROM IN-PERSON ATTENDANCE UNDER SUBSECTION (A) OF THIS
2 SECTION.

3 (2) THE ALTERNATIVE EDUCATIONAL OPTIONS PROVIDED UNDER
4 THIS SUBSECTION SHALL ALIGN WITH THE REQUIRED POLICY ADOPTED BY COUNTY
5 BOARDS UNDER § 11-722(E) OF THE CRIMINAL PROCEDURE ARTICLE.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
7 1, 2025.