

HOUSE BILL 1345

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9lr3086

By: **Delegates Haynes, Chang, Corderman, Jackson, and McKay**

Introduced and read first time: February 18, 2019

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Juvenile Services Education County Pilot Program – Expansion and Alterations**

3 FOR the purpose of expanding, beginning in a certain school year, the scope of the Juvenile
4 Services Education County Pilot Program to include a juvenile services education
5 program in Baltimore City; requiring that a certain workgroup convened by the State
6 Department of Education to analyze the results of the Program make concluding
7 findings and recommendations on or before a certain date; extending the termination
8 date for a specified provision of law; making conforming changes; and generally
9 relating to the Juvenile Services Education County Pilot Program.

10 BY repealing and reenacting, with amendments,
11 Article – Education
12 Section 22–308
13 Annotated Code of Maryland
14 (2018 Replacement Volume and 2018 Supplement)

15 BY repealing and reenacting, with amendments,
16 Chapter 565 of the Acts of the General Assembly of 2018
17 Section 2 and 3

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

20 **Article – Education**

21 22–308.

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

23 (2) “Daily rate” means the target per pupil foundation amount for the
24 current fiscal year divided by the number of weekdays in a fiscal year.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (3) "Eligible individual" means an individual who receives education
2 services from a juvenile services education program at a facility in accordance with this
3 subtitle.

4 (4) "Program" means the Juvenile Services Education County Pilot
5 Program established under this section.

6 (5) "Required reimbursement" means three times the product of the daily
7 rate multiplied by the number of days that education services are provided at a facility for
8 each eligible individual in the prior fiscal year.

9 (6) "Target per pupil foundation amount" has the meaning stated in §
10 5-202 of this article.

11 (b) (1) There is a Juvenile Services Education County Pilot Program.

12 (2) The Program shall [begin]:

13 (I) FOR A JUVENILE SERVICES EDUCATION PROGRAM
14 IDENTIFIED UNDER SUBSECTION (C)(1) OF THIS SECTION, BEGIN in the 2019-2020
15 school year; AND

16 (II) FOR A JUVENILE SERVICES EDUCATION PROGRAM IN
17 BALTIMORE CITY, BEGIN IN THE 2020-2021 SCHOOL YEAR.

18 (3) The purpose of the Program is to pilot a management model where a
19 juvenile services education program at a facility located in a county is operated by the
20 county board of education.

21 (c) The Department, after consultation with the county boards of education, shall
22 identify [one] **THE FOLLOWING** juvenile services education [program] **PROGRAMS** to
23 participate in the Program:

24 (1) **ONE JUVENILE SERVICES EDUCATION PROGRAM CHOSEN BY THE**
25 **DEPARTMENT; AND**

26 (2) **THE BALTIMORE CITY JUVENILE SERVICES EDUCATION**
27 **PROGRAM.**

28 (d) A county board that participates in the Program to operate a juvenile services
29 education program at a facility in the county shall:

30 (1) Follow all applicable laws and regulations regarding hours and days of
31 instruction; and

1 (2) Ensure that eligible individuals have access to curricula and other
2 content standards that are comparable to those provided to other students in the county.

3 (e) Notwithstanding any other provision of law, a participating county board may
4 employ or contract with teachers and other personnel to provide education services to
5 eligible individuals at the facility for a 10-month or 2-month period to be paid at a salary
6 determined by the county board.

7 (f) The State shall provide funding to a participating county board in an amount
8 equal to the required reimbursement.

9 **Chapter 565 of the Acts of 2018**

10 **SECTION 2. AND BE IT FURTHER ENACTED, That:**

11 (a) On or before January 1, 2019, the State Department of Education shall
12 convene a workgroup to analyze the results of the pilot program established under §
13 22-308 of the Education Article.

14 (b) The workgroup convened under subsection (a) of this section shall include:

15 (1) one member of the Senate of Maryland, selected by the President of the
16 Senate;

17 (2) one member of the House of Delegates, selected by the Speaker of the
18 House;

19 (3) the State Superintendent of Schools, or the State Superintendent's
20 designee;

21 (4) the Secretary of Juvenile Services, or the Secretary's designee;

22 (5) the Public Defender of Maryland, or the Public Defender's designee;

23 (6) an academic expert in education in institutional settings;

24 (7) a teacher who works in a juvenile services education program in the
25 State;

26 (8) an administrator who works in a juvenile services education program
27 in the State;

28 (9) one representative of a criminal justice or civil rights advocacy group;

29 (10) one representative of a disability rights advocacy group;

30 (11) a superintendent of a local public school system in the State, or the

1 superintendent's designee; and

2 (12) a member of a county board of education.

3 (c) The State Superintendent of Schools, or the State Superintendent's designee,
4 shall chair the workgroup.

5 (d) The State Department of Education shall provide staff for the workgroup.

6 (e) A member of the workgroup:

7 (1) may not receive compensation as a member of the workgroup; but

8 (2) is entitled to reimbursement for expenses under the Standard State
9 Travel Regulations, as provided in the State budget.

10 (f) The workgroup shall study the results of the pilot program and make
11 recommendations regarding:

12 (1) whether the pilot program was more effective in meeting the needs of
13 students in juvenile services education programs than the current management model;

14 (2) the management model that should be used to provide juvenile services
15 education programs, including:

16 (i) the current model operated by the State Department of
17 Education;

18 (ii) a model where local school systems operate the programs on a
19 regionalized basis; and

20 (iii) a model where an independent board of education operates the
21 juvenile services education programs;

22 (3) a funding formula that is adequate and appropriate for juvenile services
23 education programs;

24 (4) whether a 9-month or 12-month academic calendar is appropriate;

25 (5) how to ensure that students and their educational needs seamlessly and
26 effectively transition between the student's home school and the juvenile services education
27 program and that students receive credit for their academic progress;

28 (6) how to best address staffing, curriculum, and procurement challenges
29 in the current system, whether through new processes or a new management system;

30 (7) how to ensure that students in juvenile services education programs

1 who have completed a high school diploma or GED have access to postsecondary options;
2 and

3 (8) how to eliminate disparities in course offerings, staffing, and budgetary
4 support available to students in the Juvenile Services Education System and to students
5 served by public schools in the State.

6 (g) (1) On or before December 1, 2019, the workgroup shall report its INITIAL
7 findings and recommendations to the Governor and, in accordance with § 2-1246 of the
8 State Government Article, the General Assembly.

9 (2) ON OR BEFORE DECEMBER 1, 2020, THE WORKGROUP SHALL
10 REPORT ITS CONCLUDING FINDINGS AND RECOMMENDATIONS TO THE GOVERNOR
11 AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE
12 GENERAL ASSEMBLY.

13 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
14 1, 2018. Section 2 of this Act shall remain effective for a period of [2] 3 years and, at the
15 end of June 30, [2020] 2021, Section 2 of this Act, with no further action required by the
16 General Assembly, shall be abrogated and of no further force and effect.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
18 1, 2019.