

HOUSE BILL 139

P4, E3, E5

2lr0404

(PRE-FILED)

By: **Delegate Luedtke**

Requested: August 26, 2021

Introduced and read first time: January 12, 2022

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **State Personnel – Professional Service – Juvenile Services Education Teachers**
3 **and Correction Education Teachers**

4 FOR the purpose of providing that certain teachers employed by the Department of
5 Juvenile Services and the Maryland Department of Labor are in the professional
6 service in the State Personnel Management System; and generally relating to the
7 State Personnel Management System.

8 BY repealing and reenacting, without amendments,
9 Article – Human Services
10 Section 9–602
11 Annotated Code of Maryland
12 (2019 Replacement Volume and 2021 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article – Human Services
15 Section 9–603
16 Annotated Code of Maryland
17 (2019 Replacement Volume and 2021 Supplement)

18 BY repealing and reenacting, with amendments,
19 Article – Labor and Employment
20 Section 11–903
21 Annotated Code of Maryland
22 (2016 Replacement Volume and 2021 Supplement)

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

25 **Article – Human Services**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 9-602.

2 There is a Juvenile Services Education Program within the Department.

3 9-603.

4 (a) (1) Beginning July 1, 2022, the Department and the Board, subject to the
5 memorandum of understanding, jointly shall have the authority and responsibility for
6 implementing the juvenile services educational programs in the State.

7 (2) The Superintendent shall provide and oversee educational services to
8 all juveniles in a residential facility.

9 (b) The Superintendent shall implement for each residential facility an
10 educational program as approved by the Board that:

11 (1) meets the special needs and circumstances of the juveniles in the
12 residential facility; and

13 (2) is accredited by an approved accrediting agency.

14 (c) (1) The Department, subject to the memorandum of understanding, shall
15 employ any staff necessary to carry out the Juvenile Services Education Program as
16 provided in the State budget.

17 (2) Educational staff in the Department shall be subject to the career
18 ladder and salary provisions under Title 6, Subtitle 10 of the Education Article.

19 **(3) EACH TEACHER IN THE JUVENILE SERVICES EDUCATION**
20 **PROGRAM WHO IS EMPLOYED BY THE DEPARTMENT IS IN THE PROFESSIONAL**
21 **SERVICE IN THE STATE PERSONNEL MANAGEMENT SYSTEM.**

22 (d) The Department shall adopt regulations to carry out the requirements of this
23 section.

24 (e) The Board may authorize the Department to contract with a nonprofit private
25 party or a county board of education to provide educational services for juveniles in a
26 residential facility.

27 (f) For fiscal year 2023 and each fiscal year thereafter, the Governor shall include
28 in the annual budget bill an appropriation in an amount sufficient to meet the requirements
29 of this subtitle.

30 **Article – Labor and Employment**

31 11-903.

1 (a) The Department is responsible for the provision of education and workforce
2 skills training programs in the adult correctional institutions in the State.

3 (b) The Secretary shall appoint a Director of Education and Workforce Skills
4 Training for Correctional Institutions.

5 (c) The Director shall receive the salary provided in the budget of the
6 Department.

7 (d) The Director shall:

8 (1) implement and operate the educational and workforce skills training
9 programs developed by the Council in the correctional institutions;

10 (2) meet with and advise the Council about the programs; and

11 (3) consult with the Commissioner of Correction and the warden of each
12 institution about the operation of the programs.

13 **(E) EACH TEACHER IN AN EDUCATIONAL AND WORKFORCE SKILLS**
14 **TRAINING PROGRAM WHO IS EMPLOYED BY THE DEPARTMENT IS IN THE**
15 **PROFESSIONAL SERVICE IN THE STATE PERSONNEL MANAGEMENT SYSTEM.**

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
17 1, 2022.