

# HOUSE BILL 998

F5, F1, E4

11r2842  
CF SB 687

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By: **Delegates Valentino-Smith, Boteler, Conaway, Dwyer, K. Kelly, McComas, and Minnick**

Introduced and read first time: February 11, 2011

Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Militia – Employment for Military Spouses – Teachers, Health Care**  
3 **Practitioners, and Business Occupations and Professions**

4 FOR the purpose of requiring the Adjutant General or the Adjutant General's designee  
5 to assist certain military spouses in finding certain employment under certain  
6 circumstances; requiring certain teachers to be granted tenure under certain  
7 circumstances; and generally relating to employment for military spouses.

8 BY adding to

9 Article – Education  
10 Section 6–201.1  
11 Annotated Code of Maryland  
12 (2008 Replacement Volume and 2010 Supplement)

13 BY repealing and reenacting, without amendments,

14 Article – Education  
15 Section 6–202(b)(1)  
16 Annotated Code of Maryland  
17 (2008 Replacement Volume and 2010 Supplement)

18 BY repealing and reenacting, with amendments,

19 Article – Education  
20 Section 6–202(b)(3)  
21 Annotated Code of Maryland  
22 (2008 Replacement Volume and 2010 Supplement)

23 BY repealing and reenacting, with amendments,

24 Article – Public Safety  
25 Section 13–302  
26 Annotated Code of Maryland

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2003 Volume and 2010 Supplement)

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

4 **Article – Education**

5 **6–201.1.**

6 **THE DEPARTMENT SHALL:**

7 **(1) DEVELOP AN INFORMATIONAL FORM THAT LISTS AND**  
8 **EXPLAINS THE VARIOUS PATHS THAT CAN BE TAKEN IN ORDER TO OBTAIN**  
9 **CERTIFICATION AND TENURE IN THE STATE; AND**

10 **(2) POST THE FORM ON ITS WEB SITE.**

11 **6–202.**

12 (b) (1) Except as provided in paragraph (3) of this subsection, the  
13 probationary period of employment of a certificated employee in a local school system  
14 shall cover a period of 3 years from the date of employment and shall consist of a  
15 1–year employment contract that may be renewed by the county board.

16 (3) (i) Subject to subparagraph (ii) of this paragraph, if a  
17 certificated employee has achieved tenure in a local school system in the State and  
18 moves to another local school system in the State, **OR AN INDIVIDUAL WHO HAS**  
19 **ACHIEVED TENURE OR AN EQUIVALENT LEVEL OF CERTIFICATION OR**  
20 **LICENSURE IN AN OUT-OF-STATE JURISDICTION AND MOVES TO A**  
21 **JURISDICTION IN THE STATE**, that employee **OR INDIVIDUAL** shall be tenured if the  
22 employee's **OR INDIVIDUAL'S** contract is renewed after 1 year of probationary  
23 employment in the local school system to which the employee **OR INDIVIDUAL**  
24 relocated if:

25 1. The employee's **OR INDIVIDUAL'S** final evaluation in  
26 the local school system **OR OUT-OF-STATE JURISDICTION** from which the employee  
27 **OR INDIVIDUAL** departed is satisfactory or better; and

28 2. There has been no break in the employee's **OR**  
29 **INDIVIDUAL'S** service between the two systems of longer than 1 year.

30 (ii) A local school system may extend the probationary period for  
31 a certificated employee **OR INDIVIDUAL** subject to subparagraph (i) of this paragraph  
32 for a second year from the date of employment if:



1                   **(II) INFORMATION RELATING TO HEALTH OCCUPATIONS IN**  
2 **THE STATE THAT PERMIT LICENSURE BY ENDORSEMENT; AND**

3                   **(III) INFORMATION RELATING TO BUSINESS OCCUPATIONS**  
4 **IN THE STATE THAT PERMIT LICENSURE BY ENDORSEMENT.**

5           **[(c)] (D)**     (1)     The Adjutant General is responsible for:

6                                 (i)     each armory that the State owns; and

7                                 (ii)    each building or other property purchased, occupied, or  
8 leased by or on behalf of the State military forces.

9                   (2)     If the Adjutant General rejects an application to use an armory for  
10 nonmilitary purposes, the application is subject to review and approval by the Board of  
11 Public Works, the Adjutant General, and the commanding officer of the unit occupying  
12 that armory.

13                   (3)     The Adjutant General may adopt regulations to enforce this  
14 subsection.

15           **[(d)] (E)**     The Adjutant General is the custodian of battle flags and war  
16 records and is responsible for their proper care and preservation.

17           **[(e)] (F)**     The Adjutant General may employ employees as required.

18           **[(f)] (G)**     The Adjutant General shall carry out the Governor's policies  
19 concerning matters specified in this title and Title 14, Subtitles 1, 2, and 4 of this  
20 article.

21           **[(g)] (H)**     The seal of the Adjutant General's office shall be delivered by the  
22 Adjutant General to the Adjutant General's successor.

23                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
24 October 1, 2011.