

Chapter 775

(House Bill 1254)

AN ACT concerning

Education – School Discipline – ~~Guidelines and~~ Data Collection

FOR the purpose of requiring ~~each county board of education to adopt the Maryland Guidelines for a State Code of Discipline as the code of discipline for the local school system; requiring the State Department of Education to disaggregate certain data in any student discipline data report in a certain manner; requiring that special education data in a certain student discipline data report be disaggregated in a certain manner; requiring the Department to report certain discipline-related data in an electronic spreadsheet format for the Maryland Report Card and the Maryland Longitudinal Data System; requiring the Department to collect certain data on alternative school discipline practices; requiring the Department to disaggregate certain data in an alternative school discipline practices data report in a certain manner; requiring that special education data in an alternative school discipline practices data report be disaggregated in a certain manner; requiring the Department to report certain alternative school discipline practices data in an electronic spreadsheet format for the Maryland Report Card and the Maryland Longitudinal Data System;~~ defining a certain term; making a stylistic change; and generally relating to discipline in public schools.

BY repealing and reenacting, with amendments,

Article – Education

Section 7–306

Annotated Code of Maryland

(2014 Replacement Volume and 2017 Supplement)

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

Article – Education

7–306.

(a) Notwithstanding any bylaw, rule, or regulation made or approved by the State Board, a principal, vice principal, or other employee may not administer corporal punishment to discipline a student in a public school in the State.

(b) The State Board [of Education] shall:

(1) Establish guidelines that define a State code of discipline for all public schools with standards of conduct and consequences for violations of the standards; and

(2) Assist each county board with the implementation of the guidelines.

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

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

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

(ii) Shall provide alternative programs, which may include in-school suspension, suspension, expulsion, or other disciplinary measures that are deemed appropriate; ~~THE MARYLAND GUIDELINES FOR A STATE CODE OF DISCIPLINE AS APPROVED BY THE STATE BOARD ON JULY 22, 2014, AS THE CODE OF DISCIPLINE FOR THE LOCAL SCHOOL SYSTEM.~~

(D) (1) THE DEPARTMENT SHALL DISAGGREGATE THE INFORMATION IN ANY STUDENT DISCIPLINE DATA REPORT PREPARED BY THE DEPARTMENT BY RACE, ETHNICITY, GENDER, DISABILITY STATUS, ELIGIBILITY FOR FREE OR REDUCED PRICE MEALS OR AN EQUIVALENT MEASURE OF SOCIOECONOMIC STATUS, AND ENGLISH LANGUAGE PROFICIENCY FOR:

(I) THE STATE;

(II) EACH LOCAL SCHOOL SYSTEM; AND

(III) EACH PUBLIC SCHOOL.

(2) SPECIAL EDUCATION-RELATED DATA IN ANY REPORT PREPARED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE DISAGGREGATED BY RACE, ETHNICITY, AND GENDER.

~~(E) THE DEPARTMENT SHALL REPORT ALL DISCIPLINE-RELATED DATA IN AN ELECTRONIC SPREADSHEET FORMAT FOR:~~

~~(1) THE MARYLAND REPORT CARD AT THE STATE, LOCAL SCHOOL SYSTEM, AND SCHOOL LEVEL; AND~~

~~(2) THE MARYLAND LONGITUDINAL DATA SYSTEM UNDER TITLE 24, SUBTITLE 7 OF THIS ARTICLE.~~

~~(F)~~ (E) (1) IN THIS SUBSECTION, “ALTERNATIVE SCHOOL DISCIPLINE PRACTICE” MEANS A DISCIPLINE PRACTICE USED IN A PUBLIC SCHOOL THAT IS NOT AN IN-SCHOOL SUSPENSION OR AN OUT-OF-SCHOOL SUSPENSION.

(2) THE DEPARTMENT SHALL COLLECT DATA ON ALTERNATIVE SCHOOL DISCIPLINE PRACTICES IN PUBLIC SCHOOLS FOR EACH LOCAL SCHOOL SYSTEM, INCLUDING:

(I) THE TYPES OF ALTERNATIVE SCHOOL DISCIPLINE PRACTICES THAT ARE USED IN A LOCAL SCHOOL SYSTEM; AND

~~(II) THE NUMBER OF TIMES AN ALTERNATIVE DISCIPLINE PRACTICE IS USED IN A LOCAL SCHOOL SYSTEM; AND~~

~~(III) THE TYPE OF MISCONDUCT FOR WHICH AN ALTERNATIVE DISCIPLINE PRACTICE IS USED.~~

~~(3) THE DEPARTMENT SHALL DISAGGREGATE THE INFORMATION IN AN ALTERNATIVE SCHOOL DISCIPLINE PRACTICE REPORT PREPARED BY THE DEPARTMENT UNDER THIS SUBSECTION BY RACE, ETHNICITY, GENDER, DISABILITY STATUS, AND ENGLISH LANGUAGE PROFICIENCY FOR:~~

~~(I) THE STATE;~~

~~(II) EACH LOCAL SCHOOL SYSTEM; AND~~

~~(III) EACH PUBLIC SCHOOL.~~

~~(4) SPECIAL EDUCATION RELATED DATA IN ANY REPORT PREPARED UNDER PARAGRAPH (3) OF THIS SUBSECTION SHALL BE DISAGGREGATED BY RACE, ETHNICITY, AND GENDER.~~

~~(5) THE DEPARTMENT SHALL REPORT ALL ALTERNATIVE SCHOOL DISCIPLINE PRACTICE RELATED DATA IN AN ELECTRONIC SPREADSHEET FORMAT FOR:~~

~~(I) THE MARYLAND REPORT CARD AT THE STATE, LOCAL SCHOOL SYSTEM, AND SCHOOL LEVEL; AND~~

~~(II) THE MARYLAND LONGITUDINAL DATA SYSTEM UNDER TITLE 24, SUBTITLE 7 OF THIS ARTICLE.~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2018.

Approved by the Governor, May 15, 2018.