

State Board of Education

Legislative Update March 22, 2016

Bills to be Discussed by the Board:

HB 72 – Education – Sexual Abuse and Assault Awareness Program – Development and Implementation (Delegate Luedtke, et. al)

HB 72 passed House

Hearing on 3/24 in EHEA

- Requires the State Board of Education to develop and implement a program of age-appropriate education on the awareness and prevention of sexual abuse and assault for public schools and non-public schools that have a certificate of approval and accept textbook/technology funding.
- The program must be taught by teachers who are trained to provide instruction on the awareness and prevention of sexual abuse and assault.
- Incorporated into the health curriculum of local boards of education and nonpublic schools.

SB 910/HB 1399 - Maryland Education Development Collaborative (Senator Ferguson, et. al and Delegate Hayes, et. al)

SB 910 favorable committee vote on 3/21, passed 2nd reading with amendments on 3/22

HB 1399 still in House

As amended by B & T, SB 910 does the following:

- Establishes the Maryland Education Development Collaborative (EDCO) as an instrumentality of the State.
- Act sunsets after 3 years (June 30, 2019)
- EDCO is managed by an executive board and must employ an executive director.
- Board of Directors includes the State Superintendent, Secretary of Commerce, Senate and House member, several stakeholder groups appointed by the organization, and 7 members appointed by the Governor.
- Purpose of EDCO is to:
 - Advise and make recommendations to the State Board of Education and the General Assembly regarding statutory and regulatory policies necessary to promote twenty-first century learning that enhances socioeconomic and demographic diversity across the State;
 - Study and promote policies that increase the opportunity for enhancing socioeconomic and demographic diversity of student enrollment through twenty-first century learning opportunities across all schools and between local school systems in the State;
 - Support the packaging and transmitting of knowledge across local school systems, the State Board of Education, and local and State policymakers of evidence-based best practices and school designs

- Foster partnerships with private business, universities, government, and nonprofit entities to develop and support the implementation of modern school designs, twenty-first century curricula, positive school culture, and restorative discipline to promote socioeconomic and demographic diversity and twenty-first century learning in schools in the State; and
- Cultivate, design, and authorize funds and innovation grants to support and develop twenty-first century school designs, modern school designs, and twenty-first century curricula, technologies, and practices in the State.
- EDCO is to perform the following functions:
 - Collaborate with LEAs, state gov't, and stakeholders to provide research and development approach to 21st century learning;
 - Disseminate information on best practices;
 - Provide technical assistance and training;
 - Collaborate on analysis and integration of data on 21st century learning;
 - Promote interagency efforts that support 21st century learning; and
 - Assist LEAs/cohorts of public schools to assess opportunities to enhance 21st century learning.
- Senate and House APP “fenced” \$250,000 in the budget for EDCO from the Early High School Graduator Scholarship program. Funding language contingent on passage of the legislation.

SB 1126/HB 1615 – Linking Youth to New Experiences (LYNX) High School - Pilot Program

SB 1126 still in Senate – being discussed by EHEA

HB 1615 in House Rules

- Establishes a Linking Youth to New Experiences (LYNX) High School pilot program at Frederick High School in Frederick County.
- Purposes of the Pilot Program:
 - Individualized, self-directed learning, in accordance with a personal plan;
 - Allows students to select academic course work in accordance with personal plan; and
 - Allows students to participate and move between project based learning, college levels, work/internships/apprenticeships as part of the student’s curriculum.
- By September 30, 2016, the Frederick County Superintendent must develop and submit to the State Board of Education for review that describes in detail the program description, proposed curriculum, evaluation procedures, performance standards, and standards for graduation for students to be enrolled in the LYNX High School pilot program.
- After receipt of the plan, the State Board shall consult with the Frederick County Superintendent to ensure that the plan “is in the best interests of the students of the LYNX High School Pilot Program.”
- Within 45 days of receipt of the plan, the State Board of Education shall grant the LYNX High School pilot program a waiver from enrollment and credit requirements, earning credit requirements, procedures for implementing alternative programs to lead to a HS

diploma, personnel requirements, online course approval, and any other regulations that conflict with the plan.

- LYNX High School Pilot Program is exempt from state assessment requirements.
- Yearly reporting requirements to the SBE on academic and career progress, student, parent, teacher, and advocate review of the Pilot Program.
- Pilot Program will continue until County Superintendent sends notice to the SBE that program has been discontinued.

MSDE Departmental legislation:

SB 282 – Early Childhood Development – Transfer of Provisions

Passed Senate unamended

Hearing in House W & M on 3/24

Update on Bills State Board has taken a position on:

SB 376/HB 464 - Pathways in Technology Early College High (P-TECH) Schools Act of 2016 (Administration)

SB 376 – Hearing on 3/2 in EHEA

HB 464 - Hearing on 2/25 in W & M

UPDATE: Senate bill voted on by EHEA. Bill was jointly assigned to EHEA and B & T. The B & T vote has not yet occurred.

EHEA adopted the following amendments to the bill:

- Added one more P-TECH school to be located in Prince George’s County;
- If a P-TECH school is not feasible in one of the named jurisdictions, the P-TECH school can be located anywhere in the State;
- Required the MOU with the business partner to contain substantive mentoring, a least one paid internship, and to be first in line for consideration of a job at the partner after graduation;
- Reduced the cohort for each school down to 50.

No action on HB 464.

SB 619/HB 533 – State Board of Education – Employment Categories and Practices (Senators Klausmeier, et. al. and Delegate Jones, et. al)

SB 619 Hearing on 3/3 in FIN

HB 533 Hearing on 2/23 in App

UPDATE: Both bills referred to summer study. Other state agencies that have similar employment categories are also going to be reviewed in that summer study.

SB 905/HB 999 – Commission on Innovation and Excellence in Education (Senators King, et. al, and Delegates Kaiser, et. al)

SB 905 Hearing on 3/1 in B & T

HB 999 Hearing on 3/3 in W & M

UPDATE: HB 999 contains the amendment sought by the State Board for a streamlined master plan submission requirement for Oct. 2016 and Oct. 2017. The amendments provide that MSDE to convene stakeholder group to review master plan and make recommendations to the State Board, the Commission, and the General Assembly in Oct. 2017 on a new master plan structure.

SB 905 does not contain this master plan amendment but SB 905 will be amended, with consent of sponsor, in opposite house with this amendment.

SB 533/HB 412 – Education – Administration of Assessments – Provision of Information (Senator Pinsky, et. al and Delegate Kaiser, et, al)

SB 533 Hearing on 3/2 in EHEA

HB 412 Hearing on 3/3 in W & M

UPDATE: SB 533 and HB 412 have both passed their house of origin. Some changes in the information on assessments that must be posted by LEAs. Both bills now contain the following:

- Delay in a statewide social studies assessment from SY 2016/2017 to SY 2018/2019; and
- Definitions of assessment adopted by the Commission on Assessments.

SB 786/HB 397 – Education – Assessments – Best Practices in Assessments (Senator Madaleno and Delegate M. Washington)

SB 786 Hearing on 3/2 in EHEA

HB 397 Hearing on 3/3 in W & M

UPDATE: HB 397 has passed the House with amendments. The amendments delete the audit requirement for both the state and LEAs and provide that the best practices are “to the maximum extent practicable” and make other technical changes.

SB 407/HB 141 – Education – Education Accountability Program – Limits on Testing (Senators Manno, et. al and Delegate Luedtke, et. al)

SB 786 Hearing on 3/2 in EHEA

HB 141 Hearing on 2/11 in W & M

UPDATE: HB 141 passed the House amended (included definition of mandated assessment adopted by the Commission). As amended, State Board is required to

No action on SB 407.

SB 794/HB 657 – Education – Pre-Kindergarten and Kindergarten Assessments – Administration (Senator Jennings, et. al and Delegate Shoemaker, et. al)

SB 794 Hearing on 3/2 in EHEA

HB 657 Hearing on 2/18 in W & M

UPDATE: Bill as introduced makes the kindergarten readiness assessment (KRA) a random sample and prohibits a standardized assessment to be administered to a prekindergarten student. Both bills as amended make the KRA a sample assessment.

SB 794 passed Senate with amendments that:

- Allow census administration by LEA or a principal and teacher who are in mutual agreement if it occurs *before full kindergarten starts*;
- Aggregate results must be returned in 45 days;
- Gives MSDE the ability to set the sample to ensure that subgroup data is captured.
- States intent that teacher who administers KRA be paid for time worked.

HB 657 passed Senate with amendments that:

- Allow census by LEA or a principal and a teacher who are in mutual agreement *before October 1* in accordance with collective bargaining agreement;
- Aggregate results must be returned in 45 days;
- Gives MSDE the ability to set the sample to ensure that subgroup is captured.

SB 787/HB 1427 – Education – Federal Innovative Assessment Pilot Program – Application (Senator Madaleno and Delegate Hettleman)

SB 787 Hearing on 3/2 in EHEA

HB 1427 Hearing on 3/3 in W & M

UPDATE: No action on either bills.

SB 325 - Juvenile Services Education – Modifications (Senators Kelley, et. al)

Hearing 2/17 in B & T

UPDATE: No action on bill. MSDE budget has language requiring a portion of the appropriation to be used for teacher recruitment and retention.

HB 633 – Education – Teacher and Principal Evaluations – Revisions to Requirements (Delegate Ebersole, et. al)

Hearing on 2/18 in W & M

UPDATE: No action on bill.

Bills for Informational Purposes:

Baltimore City K to 12 Education (President and Speaker) Package:

HB 1402/SB 1125 – Public Schools Opportunities Enhancement Act

HB 1402 passed House

SB 1125 still in Senate

- Applies to LEAs that have at least 50% or more students on FRMs (Baltimore City and Allegany, Caroline, Dorchester, Kent, Prince George's, Somerset, and Wicomico)
- MSDE to administer grant program for LEAs and non-profits to:
 - o expand or create an extended day and summer enhancement program;
 - o expand or create a summer enhancement program; or
 - o establish new educational or recreational partnerships with specified entities.
- \$7.5 million mandatory appropriation from FY 2018 to FY 2022

HB 1403/SB 1170 – Next- Generation Scholars of Maryland

HB 1403 passed House

SB 1170 still in Senate

- Creates the Next-Generation Scholars of Maryland Program in MSDE (moved from MHEC) to:
 - o allow eligible students in grades 7 and 8 to prequalify for a Guaranteed Access (GA) Grant;
 - o require students to agree in writing to meet specified qualifications; and
 - o require that services be provided to students participating in the program.
- MSDE must award grants to nonprofit organizations to administer the program and provide services in LEAs that have at least 50% or more students on FRMS.
- Services to students include:
 - o a high school graduation plan;
 - o summer work or internship opportunities;
 - o financial aid literacy assistance;
 - o career interest assessments;
 - o mentorship and one-on-one counseling;
 - o visits to college campuses and workplaces;
 - o an intensive summer bridge program for students entering an institution of higher education directly from high school; and
 - o a plan to matriculate and graduate from an institution of higher education.
- \$5 million mandatory appropriation from FY 2018 to FY 2023.

HB 1401/SB 1171 – Enoch Pratt Free Library – Hours of Operation

HB 1401 passed the House

SB 1171 still in Senate

- Requires certain branches of the Enoch Pratt Free Library (EPFL) to be open to the public seven days a week, from 9:00 a.m. to 9:00 p.m., excluding holidays.
- State must remit to Baltimore City each year an amount equal to 80% of the additional operating expenses related to the increased hours of operation for EPFL branches with Baltimore City is responsible for annual funding of the remaining 20% of the additional operating expenses.
- Up to \$7 million beginning in FY 2018 for state share depending on MSDE assessment.
- MSDE to:

- o conduct a needs assessment and make recommendations regarding which branches of the Enoch Pratt Free Library would benefit the most from increased operating hours, with branches in low-income neighborhoods to be given priority consideration in any recommendations; and
- o Report findings and recommendations in Dec. 2016 to B & T and APP.