

PTACHC DECEMBER LEGISLATIVE

- **State Legislation – Blueprint, Appointed BOE Members, Due Process**
- **County Legislation – General Plan, Budget, Comprehensive Rezoning**
- **BOE Policy Legislation Overlap**
- **Budget Overlap – Spending Affordability, Operating, Capital**



Department of Legislative Services
General Assembly of Maryland
Dates of Interest
 2023 SESSION
 445th Session
 Preliminary

JANUARY						
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FEBRUARY						
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APRIL						
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- January 11** GENERAL ASSEMBLY CONVENES (*noon, Wednesday*)
Swearing in of Members
- 18** Inauguration of the Governor and Lieutenant Governor (*Wednesday*)
- 20** 10th Day – SENATE AND HOUSE BILL REQUEST GUARANTEE
- DATE**
- 20** 10th Day – Final date for Governor to introduce budget bill and capital budget bill
- 20** 10th Day – Final date for submission of Executive Orders reorganizing the Executive Branch of State Government; either Chamber may disapprove by resolution within 50 days
- 23** 13th Day – Administration bills introduced in the Senate after this date referred to Senate Rules Committee
- TBA** Election of the State Treasurer
- TBA** Governor delivers State of the State address (*noon*)
- February 6** 27th Day — SENATE BILL INTRODUCTION DATE
 Senate bills introduced after this date referred to the Senate Rules Committee
- 9** In order to meet the bill introduction date, House bills must be filed with the Chief Clerk's office by 5:00 P.M.
- 10** 31st Day — HOUSE BILL INTRODUCTION DATE
 House bills introduced after this date referred to the House Rules and Executive Nominations Committee
- 19** 40th Day — "Green Bag" appointments submitted by Governor (*Delivered on Friday, February 17*)
- March 6** 55th Day — Final date for introduction of bills without suspension of rules
- 14** 63rd Day — Committee Reporting Courtesy Date
 Each Chamber's committees to report their own bills by this date
- 20** 69th Day — Opposite Chamber Bill Crossover Date
 Each Chamber to send to other Chamber those bills it intends to pass favorably
 Opposite Chamber bills received after this date subject to referral to Rules Committees
- April 3** 83rd Day — Budget bill to be passed by both Chambers
- 10** 90th Day — ADJOURNMENT "SINE DIE" (*Monday*)
- May 10** Final date for an extended session

POST-SESSION

- April 29** 20th Day after adjournment — Final date for presentment of bills to Governor
- May 28** 30th Day after presentment — Governor to sign/veto bills by this date
- June 1** Other than emergency bills and as otherwise provided, earliest date for bills to take effect
- July 1** Budgetary, tax, and revenue bills to take effect
- October 1** Usual effective date for bills

Maryland General Assembly In Session In January

Watch for Local Bills Affecting Education

Watch for State Bills Affecting Education

PTACHC DECEMBER LEGISLATIVE

- <https://aib.maryland.gov/Pages/default.aspx>

Blueprint update Directives (source - Maryland Matters)

- Create partnerships with Head Start programs and the state's four historically Black colleges and universities and other minority-serving institutions.
- Implement a 9th grade student progress monitoring system.
- Ensure that professional development for teachers will be aligned with evidence-based research and will promote cultural competency and social emotional learning, as appropriate.
- Allow Blueprint money to be used for arts education and non-college and career readiness programs.

The first deadline, March 15, 2023, requires each school system to submit plans through the 2023-24 school year.

Among details to be included in plans are that school officials must explain how incoming kindergarteners will be evaluated and that they must prepare annual reports on the diversity of their teacher workforce and periodically provide a report if a student needs academic intervention to ensure that student graduates on time.

Some educators and advocates requested the \$60,000 annual minimum salary for teachers should be increased to match inflation. Hise said that would require a change in the Blueprint legislation, which can only be done by state lawmakers. Although the board will ensure arts education receives funding, some arts educators asked if that subject could be incorporated into the college and career readiness curriculum. Hise said that would also have to be approved by legislators. Other suggestions not incorporated in the plan,

Hise said, aren't within the scope of the Blueprint plan, such as the use of school resource officers, prioritizing civics education and delivery of transition services for teenagers with disabilities.
Reply Reply All Forward

PTACHC DECEMBER LEGISLATIVE

<https://www.howardcountymd.gov/state-delegation>

TESTIMONY ON HOWARD COUNTY BILLS – Wednesday, December 14th at 7PM George Howard Building

The Howard County Delegation to the Maryland General Assembly, chaired by Senator Clarence Lam and Delegate Courtney Watson, will hold a public hearing for citizen input on local legislation proposed for the 2023 General Assembly session.

The hearing will be held in the Banneker Room in the George Howard building from 7pm until approximately 9:30pm.

Signup will be available online from 6pm on 12/12 until 6:30pm on 12/14.

In person signup will also be available until 6:50pm on 12/14 outside the Banneker Room.

The link to the form will be posted (on the delegation website) in the coming weeks.

It is recommended that you bring 13 copies of written testimony if it accompanies oral testimony.

Speaking is not a requirement, so written testimony may also be emailed to hoc1@mlis.state.md.us.

Howard County BOE voted to take action on county bill positions (Dec 5th 4:30PM)

PTACHC DECEMBER LEGISLATIVE

Howard County – Due Process Proceedings for Children With Disabilities – Burden of Proof, Ho.Co. 2-23

By: Senator Hester

FOR the purpose of requiring the Howard County Board of Education to bear the burden of proof in due process proceedings that initiate from a due process complaint regarding the provision of special education services or a program for a child with disabilities in Howard County except under certain circumstances; and generally relating to the burden of proof in due process proceedings and the Howard County Board of Education.

PRIOR PTACHC POSTION VOTE - SUPPORT

PTACHC DECEMBER LEGISLATIVE

Ho. Co. 4-23

Providing a pilot for analytical process support with the UMD system in redistricting formulations

Status – Removed – updates pending

PRIOR PTACHC Position - Support

PTACHC DECEMBER LEGISLATIVE

Howard County Board of Education – Membership – Alterations, Ho.Co. 10-23

By: Howard County Delegation, Chair

FOR the purpose of altering the membership of the Howard County Board of Education to consist of both elected and appointed members beginning in a certain year; and generally relating to the Howard County Board of Education.

PTACHC POSITION – PTACHC DELEGATION MOTION DISCUSSION – POSITION VOTE DEC 5

Motion - The PTACHC Delegation recommends withdrawing Ho.Co. 10-23

Contingent Position Motion (retain relevant clarifications of student board member benefits)

The PTACHC Delegation recommends withdrawing language appointing BOE members of Howard County

PTACHC DECEMBER LEGISLATIVE

Direct and Indirect Education Related Bond Bills

Legislative Bond Initiatives

Centennial Park - West Area Existing Facility Renovation (\$300,000) Howard County Delegation, Chair

Family Restrooms (\$300,000) Howard County Delegation, Chair

Family Support Center (\$200,000) Howard County Delegation, Chair

Green Farmacy Garden (\$150,000) Senator Guzzone, Delegate Hill, Delegate Terrasa

Patuxent Commons (\$500,000) Delegate Feldmark

Phillips School (\$125,000) Senator Guzzone

Rockburn Branch Park New Restroom Facility (\$350,000) Howard County Delegation, Chair

St. Paul Street Placemaking (\$500,000) Howard County Delegation, Chair

The Mandala School, Senator Guzzone

PTACHC DECEMBER LEGISLATIVE



PUBLIC DRAFT RELEASE

<https://www.hocobydesign.com/public-draft>

Comments Due By January 16, 2023 – Planning Board Feb 2023, Final approval March 2023 Council session

At Issue –

Howard County enables more growth creating enrollment increases than it is able to support without lowering standards

The proposed General Plan loosely acknowledges the subject, yet many recommendations trivialize or exasperate the issue

Recommendations - Use “alternates” to accurate developer school surcharges, “Pay to play” (Only charge fees when locally overcrowded, ignore systemwide capacity issues), evaluate the necessity of limiting the maximum housing unit allocations that can be built each year (unlimited development)

PTACHC DECEMBER LEGISLATIVE

PTACHC cannot cover all active legislation. The more volunteers, the more advocacy across a broader range of subjects can be accomplished

PTACHC Legislative Committee

HCPSS Legislative Committee

Freestate PTA Legislative

Citizen Associations

LOCAL PTA UNITS

PTACHC needs volunteers to review legislation, attend hearings, develop positions, testify and propose new bills and amendments

Contact Legislative@PTACHC.ORG

Bill No.: _____
Requested: _____
Committee: _____

Drafted by: Edwards
Typed by: Julia
Stored – 10/18/22
Proofread by _____
Checked by _____

By: **Howard County Delegation, Chair**

A BILL ENTITLED

1 AN ACT concerning

2 **Howard County Board of Education – Membership – Alterations**

3 **Ho. Co. 10-23**

4 FOR the purpose of altering the membership of the Howard County Board of Education to
5 consist of both elected and appointed members beginning in a certain year; and
6 generally relating to the Howard County Board of Education.

7 BY repealing and reenacting, with amendments,
8 Article – Education
9 Section 3-114, 3-701, and 3-703(a) through (d)
10 Annotated Code of Maryland
11 (2022 Replacement Volume)

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

14 **Article – Education**

15 3-114.

16 (a) In the following counties, the members of the county board shall be elected:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



- 1 (1) Allegany;
- 2 (2) Anne Arundel;
- 3 (3) Calvert;
- 4 (4) Carroll;
- 5 (5) Cecil;
- 6 (6) Charles;
- 7 (7) Dorchester;
- 8 (8) Frederick;
- 9 (9) Garrett;
- 10 (10) [Howard;
- 11 (11) Kent;
- 12 **[(12)] (11) Montgomery;**
- 13 **[(13)] (12) Queen Anne’s;**
- 14 **[(14)] (13) St. Mary’s;**
- 15 **[(15)] (14) Somerset;**
- 16 **[(16)] (15) Talbot;**
- 17 **[(17)] (16) Washington;**
- 18 **[(18)] (17) Wicomico; and**
- 19 **[(19)] (18) Worcester.**

1 (b) In Baltimore City, in accordance with § 3–108.1 of this subtitle, the members
2 of the Baltimore City Board of School Commissioners shall be a combination of members
3 who are elected and appointed.

4 (c) In Baltimore County, in accordance with Subtitle 2A of this title, the members
5 of the county board shall be a combination of members who are elected and appointed.

6 (d) In Caroline County, in accordance with Subtitle 3A of this title, the members
7 of the county board shall be a combination of members who are elected and appointed.

8 (e) In Harford County, in accordance with Subtitle 6A of this title, the members
9 of the county board shall be a combination of members who are elected and appointed.

10 (F) IN HOWARD COUNTY, BEGINNING IN 2024 AND IN ACCORDANCE WITH
11 SUBTITLE 7 OF THIS TITLE, THE MEMBERS OF THE COUNTY BOARD SHALL BE A
12 COMBINATION OF MEMBERS WHO ARE ELECTED AND APPOINTED.

13 [(f)] (G) In Prince George’s County, in accordance with Subtitle 10 of this title,
14 the members of the county board shall be a combination of members who are elected and
15 appointed.

16 [(g)] (H) An individual subject to the authority of the county board may not serve
17 as a member of the county board. At the time of filing a certificate of candidacy for election
18 to a county board, a person shall certify to the local board of supervisors of elections whether
19 or not the person is subject to the authority of the county board. The Governor may not
20 issue a commission of election to a person who has certified affirmatively and who is elected
21 to a county board until the member–elect offers proof that the member–elect is no longer
22 subject to the authority of the county board.

23 [(h)] (I) The election of the county boards shall be held as provided in Subtitles
24 2 through 14 of this title and the Election Law Article.

25 3–701.

26 (a) (1) The Howard County Board consists of:

27 (i) [Seven] FIVE elected members; [and]

1 (ii) TWO APPOINTED MEMBERS; AND

2 (III) One student member.

3 (2) (I) [The seven] BEGINNING IN 2024, THE FIVE elected members
4 shall be elected as follows:

5 [(i)] 1. One member from [each of the five councilmanic districts
6 in the county, elected by the voters of that district; and] THAT PORTION WITHIN HOWARD
7 COUNTY OF EACH STATE SENATORIAL DISTRICT THAT IS PARTIALLY CONTAINED
8 WITHIN HOWARD COUNTY, ELECTED BY THE VOTERS OF THE DISTRICT WITHIN
9 HOWARD COUNTY;

10 2. ONE MEMBER FROM THE STATE SENATORIAL
11 DISTRICT WHOLLY CONTAINED WITHIN HOWARD COUNTY, ELECTED FROM THE
12 VOTERS OF THAT DISTRICT; AND

13 [(ii)] 3. Two members at large, elected by the voters of the county.

14 (II) 1. THE TWO APPOINTED MEMBERS SHALL BE
15 APPOINTED BY THE COUNTY EXECUTIVE OF HOWARD COUNTY FROM A LIST OF
16 CANDIDATES SUBMITTED BY THE HOWARD COUNTY DELEGATION TO THE
17 MARYLAND GENERAL ASSEMBLY.

18 2. THE LIST SUBMITTED TO THE COUNTY EXECUTIVE IN
19 ACCORDANCE WITH THIS SUBPARAGRAPH SHALL CONTAIN BETWEEN THREE AND
20 FIVE CANDIDATES.

21 (b) (1) A candidate who becomes an elected OR APPOINTED member of the
22 county board shall be a resident and registered voter of Howard County.

23 (2) (i) Any elected OR APPOINTED member who no longer resides in
24 Howard County may not continue as a member of the board.

25 (ii) Any member elected from a [councilmanic] STATE SENATORIAL
26 district who no longer resides in that district may not continue as a member of the board.

1 (3) If the boundary line of a [Howard County Council District] STATE
 2 SENATORIAL DISTRICT is changed, the term of an incumbent member of the county board
 3 who no longer resides in that [councilmanic] STATE SENATORIAL district because of the
 4 change is not affected during this term.

5 (c) The [seven] FIVE elected members of the Howard County Board shall be
 6 elected:

7 (1) Beginning in [2020] 2024, at the general election every 2 years as
 8 required by subsection (d) of this section; and

9 (2) As specified in subsection (a) of this section.

10 (d) (1) (i) [The terms of the elected members are staggered as provided in
 11 this subsection] BEGINNING IN 2024, THE TERM OF AN ELECTED MEMBER IS 4 YEARS.

12 (ii) THE TERMS OF ELECTED MEMBERS ARE STAGGERED AS
 13 REQUIRED BY THE TERMS PROVIDED FOR MEMBERS OF THE BOARD ON JULY 1,
 14 2023.

15 (III) Each term of office OF AN ELECTED MEMBER begins on the first
 16 Monday in December after the election of [a] THE member and until a successor is elected
 17 and qualifies.

18 (2) (i) 1. The term of office of each member elected from a
 19 councilmanic district, beginning at the 2020 election, is 4 years.

20 2. The term of office of each member elected at large,
 21 beginning at the 2022 election, is 4 years.

22 (ii) The successors to the offices elected at the 2020 and 2022
 23 elections, respectively, shall serve for a term of 4 years.

24 (3) Except as provided in paragraph [(4)] (3) of this subsection and subject
 25 to the confirmation of the County Council, the County Executive of Howard County shall
 26 appoint a qualified individual to fill any vacancy for an elected member on the county board
 27 for the remainder of that term and until a successor is appointed and qualifies.

1 [(4)] (3) If a vacancy for an elected member occurs before the date that is
 2 1 year following the date of the member's election, the individual appointed under
 3 paragraph [(3)] (2) of this subsection shall serve only until a successor is elected by the
 4 voters at the next general election.

5 [(5)] (4) Candidates for the vacated office may be nominated at a primary
 6 election in the same manner as for any other position on the county board.

7 [(6)] (5) The candidate receiving the vacated position shall take office on
 8 the first Monday in December after the election and shall continue to serve for the
 9 remainder of the vacated term and until a successor is elected and qualifies.

10 [(7)] (6) Except as provided in this subsection, an election to fill a vacancy
 11 on the Howard County Board of Education shall be governed by §§ 8-801 through 8-806 of
 12 the Election Law Article.

13 (e) (1) BEGINNING IN 2024, THE TERM OF AN APPOINTED MEMBER IS 4
 14 YEARS.

15 (2) THE COUNTY EXECUTIVE OF HOWARD COUNTY SHALL APPOINT
 16 THE APPOINTED MEMBERS WITHIN 30 DAYS AFTER THE GENERAL ELECTION.

17 (3) When making an appointment to the county board, the County
 18 Executive of Howard County shall endeavor to ensure that the county board reflects the
 19 race, gender, and ethnic diversity of the population of Howard County.

20 (f) (1) The student member shall be a bona fide resident of Howard County
 21 and a regularly enrolled junior or senior year student from a Howard County public high
 22 school.

23 (2) The student member shall serve for a term of 1 year beginning on July
 24 1 after the member's election, subject to confirmation of the election results by the county
 25 board.

26 (3) The nomination and election process for the student member:

27 (i) Shall be approved by the Howard County Board of Education;

1 (ii) Shall include a provision that provides for the replacement of one
2 or both of the final candidates if one or both of them are unable, ineligible, or disqualified
3 to proceed in the election; and

4 (iii) Shall allow for any student in grades 6 through 11 enrolled in a
5 Howard County public school to vote directly for one of the two student member candidates.

6 (4) The student member candidate who receives the second highest
7 number of votes in the direct election:

8 (i) Shall become the alternate student member; and

9 (ii) Shall serve if the student member who is elected is unable,
10 ineligible, or disqualified to complete the student member’s term of office.

11 (5) Except as provided in paragraphs (6) and (7) of this subsection, the
12 student member has the same rights and privileges as an elected **OR APPOINTED** member.

13 (6) Unless invited to attend by the affirmative vote of a majority of the
14 county board, the student member may not attend a closed session addressing a matter on
15 which a student member is prohibited from voting under paragraph (7) of this subsection.

16 (7) The student member shall vote on all matters except those relating to:

17 (i) Geographical attendance areas under § 4–109 of this article;

18 (ii) Acquisition and disposition of real property and matters
19 pertaining to school construction under § 4–115 of this article;

20 (iii) Employment of architects under § 4–117 of this article;

21 (iv) Donations under § 4–118 of this article;

22 (v) Condemnation under § 4–119 of this article;

23 (vi) Consolidation of schools and transportation of students under §
24 4–120 of this article;

1 (vii) Appointment and salary of a county superintendent under §§
2 4–201 and 4–202 of this article;

3 (viii) Employee discipline and other appeals under § 4–205(c) of this
4 article;

5 (ix) Budgetary matters under Title 5 of this article;

6 (x) Appointment and promotion of staff under § 6–201 of this article;

7 (xi) Discipline of certificated staff under § 6–202 of this article;

8 (xii) Collective bargaining for certificated employees under Title 6,
9 Subtitle 4 of this article;

10 (xiii) Collective bargaining for noncertificated employees under Title
11 6, Subtitle 5 of this article; and

12 (xiv) Student suspension and expulsion under § 7–305 of this article.

13 (8) The student member may not receive compensation but, after
14 submitting expense vouchers, shall be reimbursed for out-of-pocket expenses incurred in
15 connection with official duties, in accordance with the procedures and regulations
16 established by the county board.

17 (g) Passage of a motion by the county board requires the affirmative vote of:

18 (1) Five members if the student member is authorized to vote; or

19 (2) Four members if the student member is not authorized to vote.

20 (h) (1) The State Board may remove a member of the county board for:

21 (i) Immorality;

22 (ii) Misconduct in office;

23 (iii) Incompetency; or

- 1 (iv) Willful neglect of duty.
- 2 (2) Before removing a member, the State Board shall send the member a
3 copy of the charges against the member and give the member an opportunity within 10
4 days to request a hearing.
- 5 (3) If the member requests a hearing within the 10–day period:
- 6 (i) The State Board promptly shall hold a hearing, but a hearing
7 may not be set within 10 days after the State Board sends the member a notice of the
8 hearing; and
- 9 (ii) The member shall have an opportunity to be heard publicly
10 before the State Board in the member’s own defense, in person or by counsel.
- 11 (4) A member removed under this subsection has the right to a de novo
12 review of the removal by the Circuit Court for Howard County.
- 13 3–703.
- 14 (a) The chair of the county board is entitled to receive \$18,000 annually as
15 compensation and the other [elected] NONSTUDENT members are entitled to receive
16 \$16,000 each annually as compensation.
- 17 (b) After submitting vouchers under the rules and regulations adopted by the
18 county board, the chair and the other [elected] NONSTUDENT members are entitled to
19 receive reimbursement for travel and other expenses as provided in the Howard County
20 budget.
- 21 (c) The employer’s share for State retirement and pension contributions made on
22 behalf of the chair and other [elected] NONSTUDENT board members may not be
23 considered compensation for the purpose of calculating compensation under subsection (a)
24 of this section.
- 25 (d) (1) The chair and other [elected] NONSTUDENT board members may
26 participate in health insurance and other benefit programs sponsored by the board.