

**BALTIMORE COUNTY PUBLIC SCHOOLS**

**DATE:** March 10, 2009  
**TO:** **BOARD OF EDUCATION**  
**FROM:** Dr. Joe A. Hairston, Superintendent  
**SUBJECT:** **CONSIDERATION OF SCHOOL LEGISLATION**  
**ORIGINATOR:** Edward J. Novak, Esq., Associate General Counsel, Legislative and Policy Matters

**RECOMMENDATION**

That the Board of Education consider taking positions on Key School Legislation.

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**BALTIMORE COUNTY PUBLIC SCHOOLS  
KEY SCHOOL LEGISLATION  
March 10, 2009**

**UPDATES LEGISLATION**

(\*Status as of 02/26/09 – updated information in **RED**)

**HB26 – Public Schools – Children with Anaphylactic Allergies – Reduction of Risk**

Requiring principals of public schools that have children attending the schools who have been identified as having anaphylactic allergies to take specified actions to reduce specified risks; requiring school principals to monitor specified files; requiring the monitoring of individualized health plans; etc.

Board of Education position: Oppose

\*Status: House – Hearing on 02/17/09 at 1:00 p.m.

**HB183 – Lottery for Schools Act of 2009**

Requiring the Comptroller to distribute 25% of specified lottery proceeds to public school systems for classroom staff and instructional materials; requiring that 75% of specified lottery proceeds be distributed to the General Fund of the State and used for the Bridge to Excellence in Public Schools Program; etc.

Board of Education position: No Position

\*Status: House – **Hearing on 02/25/09 at 1:00 p.m.**

**HB189 – Respiratory Illness Prevention Act**

Cross Filed with Senate Bill 319

Prohibiting the operation of a public school bus on or after a specified date if the bus does not have diesel emission control equipment; requiring the Asthma Control Program to set up a grant program to be used for the installation of diesel emission control equipment on public school buses; requiring specified State procurement contracts to include specified clauses regarding diesel emissions control equipment; etc.

Board of Education position: Oppose

\*Status: House – **Hearing on 02/25/09 at 1:00 p.m.**

## **HB379 – Education - Reporting Requirement – Class Size**

Cross Filed with Senate Bill 990

Requiring the State Department of Education to develop a uniform data collection method to track the number of students who regularly participate in a classroom teacher's class by the beginning of the 2012-2013 academic year; requiring the method to reflect the number of these students in a classroom teacher's class as of September 30 of each year; requiring each county board of education to implement the method and report the results to the Department on or before December 1 of each year; etc.

Board of Education position: Oppose

\*Status: House – Hearing on 02/17/09 at 1:00 p.m.

## **HB505 – Education – High School Assessment Requirement**

Prohibiting the State Board of Education from including the passing of statewide, mandatory, curriculum-based examinations or assessments in public high school graduation requirements; etc.

Board of Education position: Oppose

\*Status: House – Hearing on 02/17/09 at 1:00 p.m.

## **HB533 – Cooperative Purchasing Agreements – Requirements and Expansion of Use**

Requiring that specified procurement contracts entered into by State and local entities include specified provisions that facilitate other entities to join the contracts; authorizing State and local entities to enter into specified agreements for the cooperative or joint administration of programs with other State or local entities; requiring that State and local entities make specified efforts to determine if another State or local entity is participating in a specified contract before initiating a procurement; etc.

Board of Education position: Oppose

\*Status: House – **Hearing on 02/25/09 at 1:00 p.m.**

## **HB588 – Education – Public Schools – Standardized Course Numbering System**

Authorizing the State Department of Education to develop a standardized course numbering system to facilitate the collection of data on student participation in courses offered in the public schools; authorizing each county school system to adopt the

standardized course numbering system on a voluntary basis; and requiring a specified county school system to provide a translation of course numbers under specified circumstances.

Board of Education position: Oppose

\*Status: House – Hearing on 02/17/09 at 1:00 p.m.

### **HB632 – Education – New Teachers – Classroom Management Training**

Requiring that new teachers receive classroom management training before teaching in the public schools; and requiring the State Board of Education to adopt specified regulations.

Board of Education position: Oppose

\*Status: House – Hearing on 02/24/09 at 1:00 p.m.

### **HB792 – Education – Collective Bargaining – Topics of Negotiation**

Including the discipline and discharge of an employee for just cause and employee transfers and assignments among the matters about which a public school employer must meet and negotiate with a specified employee organization on request; and repealing the public school employer's authority to negotiate due process for discipline and discharge with a specified employee organization under specified circumstances.

Board of Education position: Oppose

\*Status: House – **Hearing on 03/10/09 at 1:00 p.m.**

### **NEW HB1053 - Community Environmental Protection Act of 2009**

Cross Filed with Senate Bill 824

Providing specified persons and associations standing in specified claims under specified circumstances; providing judicial review of specified final administrative decisions under specified circumstances; providing specified persons standing to participate in specified administrative appeal proceedings under specified circumstances; etc.

Recommended Board of Education position: Oppose

\*Status: House – **Hearing on 03/11/09 at 1:00 p.m.**

**SB100 – Public Schools and Child Care Centers – Artificial Color Additives – Prohibition**

Prohibiting public schools and child care centers from purchasing, selling, using, or serving food products containing or consisting of specified artificial color additives on or after July 1, 2010; authorizing the State Board of Education to adopt regulations; providing that child care centers may serve specified foods containing or consisting of specified artificial color additives under specified circumstances; etc.

Board of Education position: Oppose

\*Status: House – Hearing on 02/11/09 at 1:00 p.m.

**SB101 – Public Health – Warning Labels and Prohibition on Color Additives in Food**

Prohibiting, from January 1, 2010, to December 31, 2011, the sale of food products that contain or consist of specified color additives unless specified labeling requirements are met; prohibiting food service facilities from purchasing, selling, using, or serving food products that contain or consist of specified color additives unless menus and notices meet labeling requirements between specified dates; authorizing the Secretary of Health and Mental Hygiene to seize or condemn food containing specified color additives; etc.

Board of Education position: Oppose

\*Status: House – **Unfavorable Report**

**SB111 – Public Health – Food Allergen Labeling – Vending Machines**

Requiring the operator of a vending machine to include any information required under the federal Food Allergen Labeling and Consumer Protection Act of 2004 on the exterior of the vending machine; etc.

Board of Education position: No Position

\*Status: House – **Unfavorable Report**

**SB139 – Education – High School Assessment Requirement**

Prohibiting the State Board of Education from including the passing of statewide, mandatory, curriculum-based examinations or assessments in public high school graduation requirements; etc.

Board of Education position: Oppose

\*Status: House – Hearing on 02/19/09 at 1:00 p.m.

### **SB569 – Education – Collective Bargaining – Topics of Negotiation**

Including the discipline and discharge of an employee for just cause and employee transfers and assignments among the matters about which a public school employer must meet and negotiate with a specified employee organization on request; and repealing the public school employer's authority to negotiate due process for discipline and discharge with a specified employee organization under specified circumstances.

Board of Education position: Oppose

\*Status: House – **Hearing on 03/05/09 at 1:00 p.m.**

### **SB673 – Fairness in Negotiations Act**

Cross-Filed with House Bill 1243

Requiring specified collective bargaining agreements to provide for binding arbitration of the grievances arising under the agreements that the parties have agreed to be subject to arbitration; requiring a public school employer and an exclusive representative of specified public school employees to negotiate in a specified manner; etc.

Board of Education position: Oppose

\*Status: House – **Hearing on March 5, 2009 at 1:00 p.m.**

### **SB710 – State Retirement and Miller Pension System – Local Employer Contributions – Educators and Educational Staff**

Cross-Filed with House Bill 1046

Providing for the calculation of a payment of a portion of the employer contributions for local school board employees and community college employees who are members of the Teachers' Retirement System or the Teachers' Pension System; requiring counties to pay a portion of the employer contributions for local school board employees and community college employees who are members of the Teachers' Retirement System or the Teachers' Pension System; etc.

Board of Education position: Oppose

\*Status: House – First Reading on 02/06/09

**SB754 – Vehicle Laws – School Buses – Prohibition on Permitting Sitting on Floor or Standing**

Cross-Filed with House Bill 934

Prohibiting a person who is responsible for pupils on a school bus from permitting any pupil to stand while the bus is in motion; prohibiting a person who is responsible for pupils on a school bus from permitting any pupil to sit on the floor; etc.

Board of Education position: Oppose

\*Status: House – Hearing on 03/03/09 at 1:00 p.m.

**SB903 – Education – High School Assessment – Graduation Requirement - Prohibition**

Prohibiting the State Board of Education from including the passing of statewide, mandatory, curriculum-based examinations or assessments in its requirements to graduate from a public high school in the State for students graduating in the 2008-2009 school year; making the Act an emergency measure; and providing for the termination of the Act.

Board of Education position: Oppose

\*Status: House – Hearing 02/19/09 at 1:00 p.m.