

TENTATIVE, SUBJECT TO CHANGE

MEETING OF THE BOARD OF EDUCATION OF BALTIMORE COUNTY, MARYLAND

OPEN SESSION

Tuesday, February 22, 2005
4:45 P.M.-Closed Session, 7:30 P.M.-Open Session
Educational Support Services Building

- I. PLEDGE OF ALLEGIANCE
- II. SILENT MEDITATION IN REMEMBRANCE
- III. AGENDA
Consideration of the agenda for February 22, 2005
- IV. MINUTES
Consideration of the Open and Closed Session Minutes of January 25, 2005; and the Proposed Operating Budget Work Session Meeting Minutes of February 1, 2005 Exhibit A
- V. ADVISORY AND STAKEHOLDER GROUPS
- VI. SUPERINTENDENT'S REPORT
- VII. RECOGNITION OF ADMINISTRATIVE APPOINTMENTS FROM February 8, 2005 (Dr. Peccia)
- VIII. OLD BUSINESS
 - A. Consideration of the Proposed Operating Budget for Fiscal Year '06 (Dr. Hairston)
Exhibit B
- IX. REPORTS
 - A. Report on Minority and Small Business Enterprises (Ms. Burnopp)
Exhibit C
- X. NEW BUSINESS
 - A. Consideration of consent to the following personnel matters: (Dr. Peccia)
 - 1. Retirements Exhibit D
 - 2. Resignations Exhibit E
 - 3. Leaves Exhibit F
 - 4. Deaths Exhibit G
 - 5. Hearing Officer's Opinion in Case #04-30

- B. Consideration of consent to the following contract awards: (Mr. Gay/Mr. Sines)
Exhibit H
1. Roof Repair Services
 2. Social Studies – Maps and Globes
 3. Summer Science Institute for Elementary Teachers
 4. Various Trucks
 5. ADA Upgrades – Victory Villa Elementary School
 6. Contract Modification – Change Order Design and Construction Administration Services at Woodholme Elementary School – Field Borings
 7. Contract Modification – Electrical Work (16A Contract) at Woodholme Elementary School
- C. Consideration of Memorandum of Understanding between Baltimore County Public Schools and Dr. Brian K. Perkins (Ms. Fromm)
Exhibit I
- D. Legislative Update (Ms. Calder)
Exhibit J

XI. ANNOUNCEMENTS

- A. Public Comment – Proposed Changes to Policy 7520 – Naming of the Building and Dedication (Second Reading)
- B. Public Comment – Proposed Policy 7530 – Naming of a Capital Project or Area of a School (Second Reading)
- C. Public Comment – Proposed Policy 7330 – Capital Projects that are Funded by Private Donations (Second Reading)
- D. General Public Comment

Next Board Meeting March 8, 2005
7:30 PM Greenwood

TENTATIVE MINUTES

BOARD OF EDUCATION OF BALTIMORE COUNTY, MARYLAND

Tuesday, January 25, 2005

The Board of Education of Baltimore County, Maryland, met in open session at 5:05 p.m. at Greenwood. President James R. Sasiadek and the following Board members were present: Mr. Nicholas P. Camp, Mr. Thomas G. Grzynski, Ms. Frances A.S. Harris, Dr. Warren Hayman, Mr. Rodger C. Janssen, and Mr. Michael P. Kennedy. In addition, Dr. Joe A. Hairston, Superintendent of Schools, and staff members were present.

President Sasiadek reminded Board members of upcoming functions for February and March school board association and Board of Education events.

Dr. Hayman provided an overview of the National School Board Association's (NSBA) proposed changes to legislation to improve the *No Child Left Behind Act*. Dr. Hayman asked the Superintendent to distribute the information to staff so that feedback can be provided to NSBA.

Dr. Hayman asked the Board President to consider replacement Board appointees to the Curriculum and Instruction committee.

Mr. Sasiadek and Board members discussed and reviewed the practice regarding its constituent groups and the public at large comments at regularly scheduled Board meetings.

At 5:48 p.m., Mr. Kennedy moved the Board go into closed session to discuss personnel matters pursuant to the Annotated Code of Maryland, State Government Article, §10-508(a)(1). The motion was seconded by Dr. Hayman and unanimously approved by the Board.

CLOSED SESSION MINUTES

Dr. Donald Peccia, Executive Director of Human Resources, reviewed appointments and personnel matters to be considered this evening with Board members.

Following advice of Board's counsel, Mr. Camp exited the room at 5:57 p.m., prior to Board's discussion of matters relating to negotiations.

Mr. Dan Capozzi, Manager of Staff Relations-Human Resources, provided the Board with a status report with regard to negotiations with employee groups.

At 6:10 p.m., Dr. Hayman moved the Board adjourn for a brief dinner recess. The motion was second by Ms. Harris and approved by the Board.

OPEN SESSION MINUTES

The Board of Education of Baltimore County, Maryland, reconvened in open session at 7:42 p.m. at Greenwood. President James R. Sasiadek and the following Board members were present: Mr. Luis E. Borunda, Mr. Nicholas P. Camp, Mr. Thomas G. Grzymiski, Ms. Frances A.S. Harris, Dr. Warren Hayman, Mr. Rodger C. Janssen, and Mr. Michael P. Kennedy. In addition, Dr. Joe A. Hairston, Superintendent of Schools, and staff members were present.

PLEDGE OF ALLEGIANCE

The open session commenced with the Pledge of Allegiance to the Flag, which was led by Ms. Rhonda Colen from Hampton Elementary School, followed by a period of silent meditation for those who have served education in the Baltimore County Public Schools.

MINUTES

Hearing no additions or corrections to the Board of Education Open and Closed Minutes of December 21, 2004, Mr. Sasiadek declared the minutes approved as presented on the website.

Mr. Sasiadek informed the audience of the previous sessions in which Board members had participated earlier in the afternoon.

EMPLOYEE RECOGNITION

On motion of Mr. Kennedy, seconded by Dr. Hayman the Board adopted a resolution honoring Joseph W. Kaminski, as the most senior Baltimore County Public School employee at the age of ninety-six.

ADVISORY AND STAKEHOLDER COMMENTS

Ms. Barbara Woods, an Advisory Committee for Alternative Programs representative, introduced Ms. Gwen Smith, a parent of a former student, who spoke on the Hospice Program.

Mr. Walter Hayes, Chair of the Northeast Area Educational Advisory Council, commented on the turnout at the area educational advisory council's joint meeting held on January 18. Mr. Hayes announced the next meeting of the advisory council will be held on February 17 at Perry Hall Middle School beginning at 7:00 p.m.

Mr. Stephen Crum, a Southeast Area Educational Advisory Council representative, commented on the joint area educational advisory council meeting stating that the issue was too focused on a new high school building. Mr. Crum stated that the school system needs to ensure that qualified teachers are retained.

ADVISORY AND STAKEHOLDER COMMENTS (cont)

Ms. Jasmine Shriver, a Baltimore County Education Coalition representative, remarked on the unwavering support by stakeholder groups, the school system, and local officials at the meeting held in Annapolis regarding Baltimore County Public School's capital budget.

Mr. Fred Ludwig, a Career & Technology Education (CTE) Advisory Council representative, announced the CTE Site visit to a local business on March 15, 2005.

Mr. Hayden entered the room at 8:07 p.m.

Ms. Karen Yarn, Chair of the Citizens Advisory Committee for Gifted and Talents Education, reported on the advisory committee meeting.

Mr. Michael Franklin, President of the PTA Council of Baltimore County, thanked the Board for dinner earlier this evening and announced dates of upcoming meetings.

Mr. Carl Bailey, Vice-Chair of the Special Education Citizens Advisory Committee, updated the Board on the advisory committee's activities on the special education staffing plan and announced upcoming meetings.

Ms. Halimah Mekki, a Teachers Association of Baltimore County representative, thanked the Superintendent for including a salary increase for teachers in the proposed operating budget. Regarding Policy 5550, Ms. Mekki stated BCPS must maintain and enforce strong discipline policies that deal with violent students.

Mr. Sasiadek thanked the stakeholder groups, staff, county officials, and politicians for their tremendous support at the Board of Public Works meeting.

SUPERINTENDENT'S REPORT

Dr. Hairston distributed to Board members a case study from *High Schools That Work*, which is a project from the Southern Regional Education Board. He stated that Stemmers Run Middle School is the case study for this report and one of the monumental success stories in middle school reform. Dr. Hairston commended Mr. Michael Johnson, principal at Stemmers Run Middle School, as well as his staff, the PTA, and community.

Dr. Hairston expressed his appreciation for the support the school system received from the County Executive's office and stakeholder groups in Annapolis at the Board of Public Works meeting. Dr. Hairston announced that Friday, January 28, will be the fifth annual meeting with the House of Delegates in Annapolis presenting the state of Baltimore County Public School's address.

REPORTS

The Board received the following reports:

- A. On motion of Mr. Kennedy, seconded by Dr. Hayman the Board adopted a resolution proclaiming February 7-11, 2005 as National School Counseling Week.
- B. **Report on Food and Nutrition Program** – Mr. Don Dent, Executive Director of Planning and Support Operations, stated the purpose of the report was to provide information on the foods and beverages offered in Baltimore County Public Schools. Using PowerPoint™, Ms. Cathy Haymaker, Operations Supervisor, Food and Nutrition, provided an executive summary on the guidelines of the school system nutrition services, which included:
- Child Nutrition Program
 - Federal dietary guidelines
 - Minimum requirements for nutrient and calorie levels for lunch
 - Entrée choices
 - Sample menu analysis

Ms. Haymaker stated that middle and high school students are offered five or more entrée choices plus an additional vegetable or fruit. Students are encouraged to choose wisely by selecting a balance of favorites with other offerings.

Next, Ms. Haymaker reviewed other foods sold in school cafeterias and cafeteria vending machines. She stated that the Maryland State Department of Education, Child Nutrition Branch, provides definition and guidance related to the sale of foods of “minimal” nutritional value. Current policy prohibits the sale of items with “minimal” nutritional value from the beginning of the school day to the end of the last lunch period.

Finally, Ms. Haymaker stated that MSDE has proposed revised nutritional standards to use when offering ala carte and snack foods for sale in school cafeterias and cafeteria vending machines. This proposed revision would be effective the 2005-2006 school year. Ms. Haymaker remarked that the first step is the establishment of a district-wide policy on nutrition in changing misconceptions about school meals.

Mr. Hayden asked at what point these changes would be implemented. Ms. Haymaker responded the proposals are based on current recommendations. She noted changes in menus and plan for the 2005-2006 school year.

Mr. Camp asked whether the school system can track what combination of food a student purchases. Ms. Haymaker responding in the affirmative.

REPORTS (cont)

Dr. Hayman asked whether there was a coordinated effort between the food and nutrition program, health education, and health services. Mr. Dent responded that MSDE formed a committee in the fall of 2004 where health services, physical education, and food and nutrition services participate. Dr. Hayman commented on the need to educate parents on health and nutrition.

- C. **Report on Proposed Change to the 2005-2006 Calendar** – Mr. Hayden moved to approve the proposed 2005-2006 calendar changes. Mr. Kennedy seconded the motion, and the Board unanimously approved the changes.

Mr. Kennedy asked the Superintendent to form a special committee to review at how calendars are established and to determine whether the calendar can satisfy the needs of the citizens of Baltimore County.

PERSONNEL MATTERS

On motion of Mr. Kennedy, seconded by Dr. Hayman, the Board approved the personnel matters as presented on Exhibits D, E, F, G, and H. (Copies of the exhibits are attached to the formal minutes.)

CONTRACT AWARDS

The Building/Contracts Committee, represented by Mr. Kennedy, recommended approval of items 1, 2, 5, 7, and 8 (Exhibit I). Dr. Hayman separated items 3 and 4 for further discussion. The Board approved these recommendations.

1. Computer Assisted Real Time (CART)
2. Document Printing System
5. Science Instructional Material – Replica Skulls
6. Contract Modification – Dumbarton Middle School Systemic Renovations
7. Fee Acceptance – Roof Replacement Projects at Various Locations
8. Fee Acceptance – Design Services for Roof Replacement Projects at the Cockeysville Transportation/Grounds Complex

CONTRACT AWARDS (cont)

Item #3

Dr. Hayman expressed concern that information was not provided to the Board on the minority participation of contractors who did and did not receive awards. Mr. Gay responded that information was sent to Board members in the Friday Letter that a report on minority and small business enterprises would be presented at a future meeting. Mr. Gay also noted that this contract was awarded to a minority vendor. Dr. Hayman expressed concern that the Board was not receiving information on minority participation.

Mr. Janssen inquired about the reporting timeline on the evaluation of the program. Dr. Gwendolyn Grant, Executive Director of Secondary Programs, responded there should be an annual report in September on the Smaller Learning Communities grant.

Item #4

Dr. Hayman stated the exhibit does not provide sufficient information regarding previous concerns.

Mr. Hayden asked if there was a critical timing element with this contract with Dr. H. B. Lantz, Director of Science PreK-12, responding affirmatively.

Mr. Grzymiski inquired about the administration of the grant. Dr. Hairston responded the major issue was an alignment issue with higher education. He stated that the National Science Foundation has awarded BCPS the second phase of the grant because there is a clean slate and that all of the alignment issues have been resolved.

With regards to future contract items, Mr. Janssen recommended that the Board receive additional information regarding any previous concerns and how those concerns were handled and corrected.

On motion of Dr. Hayman, seconded by Mr. Kennedy, the Board approved items 3 and 4 of Exhibit I.

3. External Program Evaluation Consultant for the Smaller Learning Communities (SLC) Implementation Grant, FY2005 through FY2007
4. National Science Foundation Memorandum of Understanding

ANNOUNCEMENTS

Mr. Sasiadek made the following announcements:

- On Wednesday, January 26, 2005, the Baltimore County Board of Education will meet for a public hearing to seek the public's input on the operating budget for FY2006. The meeting will take place at the Ridge Ruxton School at 7:00 p.m. Sign-up for the public to comment will begin at 6:00 p.m. at Ridge Ruxton School on the day of the hearing. Snow date for the public hearing will be Thursday, January 27, 2005.
- On Tuesday, February 1, 2005, the Baltimore County Board of Education will meet for a work session to discuss the FY 2006 operating budget. The meeting will take place at the ESS Building located on the Greenwood campus at 7:00 p.m. Snow date for the Board work session is Wednesday, February 2, 2005.
- The Northwest Area Educational Advisory Council will hold its meeting on Thursday, February 3rd at Franklin High School.
- The next regularly scheduled meeting of the Board of Education of Baltimore County will be held on Tuesday, February 8, 2005, at Greenwood. The meeting will begin with an open session at approximately 5:00 p.m. After the Board adjourns to meet in closed session, followed by a brief dinner recess, the open meeting will reconvene at approximately 7:30 p.m. The public is welcome at all open sessions. The Board will host the Minority Achievement Advisory Group for dinner on February 8, 2005 from 6:00 p.m. to 7:30 p.m.

Mr. Sasiadek stated that the Board has reviewed the practice that has been observed the last several months regarding input from its constituent groups and the public at large. The Board will continue to take the constituent groups first in the order that they appear on the Advisory and Stakeholder Group sign-in sheet. Each speaker will be allotted three minutes and will be expected to speak only on issues that are relevant to the group that he or she represents.

Public comment will be heard by the Board at the conclusion of the meeting. Each speaker will be allotted three minutes. Persons wanting to speak may sign up from 6:00 p.m. until the conclusion of the Pledge of Allegiance, on the appropriate sign in sheet on the table outside the Board meeting room. A person may sign up for public comment only for him or herself and may not for someone else. Those people who are not able to address the Board during the public meetings may make their opinions known through letters and phone calls.

Mr. Sasiadek reminded speakers to refrain from discussing any matters that might come before the board in the form of an appeal, as well as any personnel matters.

Mr. Hayden commended Ms. Jasmine Shriver for her work and services to Baltimore County Public Schools.

PUBLIC COMMENT

Mr. Muhammad Jameel thanked Mr. Kennedy for his comments.

Ms. Nadeen Hussein asked the Board to recognize Muslim holidays.

Dr. Bash Pharoan thanked Mr. Kennedy for his remarks. He requested that public comment be placed at the beginning of Board meetings.

ADJOURNMENT

At 9:17 p.m., Mr. Kennedy moved to adjourn the open session. The motion was seconded by Ms. Harris and approved by the Board.

Respectfully submitted,

Joe A. Hairston
Secretary-Treasurer

bls

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 22, 2005

TO: **BOARD OF EDUCATION**

FROM: Dr. Joe A. Hairston, Superintendent

SUBJECT: **FY2006 BOARD PROPOSED OPERATING BUDGET**

ORIGINATOR: J. Robert Haines, Deputy Superintendent, Business Services

RESOURCE PERSON(S): Barbara Burnopp, Executive Director for Fiscal Services
Mike Goodhues, Director, Office of Budget and Reporting

RECOMMENDATION

That the FY2006 Board Proposed Operating Budget in the amount of \$1,306,030,946 be approved.

* * * * *

The Superintendent's proposed FY2006 budget was introduced to the Board on January 11, 2005. A public hearing was held on January 26, 2005. The Board held a budget work session on February 1, 2005. Once approved, the budget will be forwarded to the County Executive on or before March 1, 2005.

The Superintendent proposes amending the original request to reflect changes both technical and material in nature. Material changes include salary adjustments based on final labor negotiations, retaining the current computer replacement schedules, an expected increase in Federal and State grants, and the addition of two Auditors for the Office of Internal Audit. Technical changes include a decrease in State current expense revenues, an increase in utility costs, and the realignment of appropriations between various offices and departments.

Appendix I – FY2006 Board Proposed Budget

- FY2006 Revenue Appropriation
- FY2006 Expense Appropriation
- FY2006 Schedule of Budget Adjustments
- FY2006 General Fund Revenue

Baltimore County Public Schools

FY2006 Board Proposed Budget Revenues

In accordance with Policy 3112, be it resolved that a budget for Baltimore County Public Schools be requested for Fiscal Year 2006, the following amounts by fund, category, and revenue source.

	<u>Board Proposed</u>
<i>Revenue Appropriation</i>	
<i>General Fund</i>	
Local	\$ 596,479,225
State	385,282,906
Other	9,862,000
<i>Total General Fund Revenue</i>	\$ 991,624,131
 <i>Special Revenue Fund</i>	
Local	220,861
State	8,083,506
Federal	75,628,376
Other	554,411
<i>Total Special Revenue Fund Revenue</i>	\$ 84,487,154
 <i>Debt Service Fund</i>	
Local	25,269,683
<i>Total Debt Service Fund Revenue</i>	\$ 25,269,683
 <i>Enterprise Fund</i>	
State	1,065,238
Federal	14,856,976
Operating Revenue	17,704,371
Other Non-Operating Revenue	4,842,393
<i>Total Enterprise Fund Revenue</i>	\$ 38,468,978
 <i>Capital Fund</i>	
Local	95,820,000
State	70,361,000
<i>Total Capital Fund Revenue</i>	\$ 166,181,000
<i>Total of All Sources of Revenue</i>	\$ 1,306,030,946
 <i>Revenue Summary</i>	
Local	717,789,769
State	464,792,650
Federal	90,485,352
Other	32,963,175
<i>Total of All Sources of Revenue</i>	\$ 1,306,030,946

Baltimore County Public Schools
FY2006 Board Proposed Budget Expenditures

	<u>Board Proposed</u>
<i>Expense Appropriation</i>	
<i>General Fund</i>	
Administration	\$ 27,754,827
Mid-Level Administration	66,285,377
Instructional Salaries	394,793,954
Instructional Textbooks and Supplies	18,691,163
Other Instructional Costs	11,282,882
Special Education	127,982,182
Pupil Personnel	4,814,246
Health Services	10,234,720
Transportation	41,278,638
Operations	67,405,152
Maintenance	21,286,548
Fixed Charges	197,470,897
Capital Outlay	2,343,545
<i>Total General Fund</i>	\$ 991,624,131
 <i>Special Revenue Fund</i>	
Restricted Programs	84,487,154
 <i>Debt Service Fund</i>	
Debt Service	25,269,683
 <i>Enterprise Fund</i>	
Food and Nutrition	38,468,978
Capital Fund	166,181,000
<i>Total of All Funds</i>	\$ 1,306,030,946

Baltimore County Public Schools

Schedule of FY2006 Budget Adjustments

	Superintendent Proposed	Superintendent Addendum	Superintendent Amended Proposal	Board Addendum	Board Proposed
Sources of Revenue					
Local	719,905,409	(2,115,640)	717,789,769		
State	464,072,302	720,348	464,792,650		
Federal	88,615,503	1,869,849	90,485,352		
Other	32,963,175	-	32,963,175		
Interfund Transfers					
Total Revenue	<u>\$1,305,556,389</u>	<u>\$474,557</u>	<u>\$1,306,030,946</u>	<u>\$0</u>	<u>\$0</u>
Expenditure Appropriations:					
Administration	27,603,737	151,090	27,754,827		
Mid-Level Administration	65,860,291	425,086	66,285,377		
Instructional Salaries	396,230,444	(1,436,490)	394,793,954		
Textbooks and Supplies	17,298,595	1,392,568	18,691,163		
Other Instructional Costs	14,073,177	(2,790,295)	11,282,882		
Special Education	128,427,883	(445,701)	127,982,182		
Student Personnel	4,836,575	(22,329)	4,814,246		
Health Services	10,258,726	(24,006)	10,234,720		
Student Transportation	41,195,858	82,780	41,278,638		
Operation of Plant	66,833,262	571,890	67,405,152		
Maintenance of Plant	21,373,141	(86,593)	21,286,548		
Fixed Charges	197,826,236	(355,339)	197,470,897		
Capital Outlay	2,201,498	142,047	2,343,545		
Special Revenue Fund	81,617,305	2,869,849	84,487,154		
Enterprise Fund	38,468,978	-	38,468,978		
Capital Projects Fund	166,181,000	-	166,181,000		
Debt Service Fund	25,269,683	-	25,269,683		
Total Expenditure Appropriation	<u>\$1,305,556,389</u>	<u>\$474,557</u>	<u>\$1,306,030,946</u>	<u>\$0</u>	<u>\$0</u>

Baltimore County Public Schools

FY2006 General Fund Revenue

	<u>FY04 Adj. Budget</u>	<u>FY04 Actual</u>	<u>FY05 Adj. Budget</u>	<u>FY06 Proposed</u>	<u>Increase/ (Decrease)</u>	<u>Percent Change</u>
<i>Local - Baltimore County</i>	\$ 560,233,962	\$ 560,233,962	\$ 570,385,533	\$ 596,479,225	\$ 26,093,692	4.6%
<i>State</i>						
Foundation Program	221,237,877	221,237,877	241,586,294	266,323,263	24,736,969	10.2%
Formula-Compensatory Ed	28,276,252	28,276,077	40,935,624	50,779,793	9,844,169	24.0%
Out of County Living-State	4,000,000	4,470,931	4,000,000	4,000,000	-	0.0%
Limited English Proficiency	2,901,559	2,901,559	3,986,507	5,073,242	1,086,735	27.3%
Formula-Students w/ Disabilities	10,229,907	10,228,580	14,867,293	18,664,146	3,796,853	25.5%
Nonpublic Placements	16,144,219	12,249,711	13,963,945	17,187,133	3,223,188	23.1%
Formula-Transportation	18,269,353	18,269,353	19,287,323	20,591,329	1,304,006	6.8%
Aging Schools Program	2,940,000	2,923,135	2,940,000	1,484,000	(1,456,000)	-49.5%
Advanced Prof Certif. Stipends	600,000	839,000	650,000	650,000	-	0.0%
National Certification Stipend	240,000		150,000	180,000	30,000	20.0%
Signing Bonus Stipend	150,000		200,000	350,000	150,000	75.0%
<i>Total State</i>	304,989,167	\$ 301,396,223	342,566,986	385,282,906	42,715,920	12.5%
<i>Federal Sources</i>						
Unrestricted Impact Aid		99,964		-	-	
<i>Other Sources</i>						
Tuition-Nonresident	130,000	125,039	130,000	130,000	-	0.0%
Tuition-Summer School	400,000	347,776	400,000	400,000	-	0.0%
Tuition-Foster Care	350,000	170,334	350,000	170,000	(180,000)	-51.4%
Tuition-Evening High	35,000	70,796	35,000	35,000	-	0.0%
Tuition-Driver's Ed	-	38,779	-	-	-	
Universal Svc Fee Discount	800,000	819,716	800,000	600,000	(200,000)	-25.0%
MABE Refund	250,000	228,798	227,000	227,000	-	0.0%
Out of County Living - MD LEAs	4,000,000	4,190,285	4,000,000	4,000,000	-	0.0%
Informal Kinship Care		462,048	-	300,000	300,000	
Miscellaneous Revenue	800,000	1,493,928	800,000	800,000	-	0.0%
Transportation Billing-Other LEAs	-			-	-	
Prior Year Fund Balance	1,000,000	1,000,000	3,242,526	3,200,000	(42,526)	-1.3%
<i>Total Other Sources</i>	7,765,000	8,947,499	9,984,526	9,862,000	(122,526)	-1.2%
Grand Total of All Sources	\$ 872,988,129	\$ 870,677,648	\$ 922,937,045	\$ 991,624,131	\$ 68,687,086	7.4%

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 22, 2005

TO: **Board of Education**

FROM: Dr. Joe A. Hairston, Superintendent

SUBJECT: **MINORITY AND SMALL BUSINESS ENTERPRISES –
CONTRACTING PROCESS**

ORIGINATOR: J. Robert Haines, Deputy Superintendent, Business Services

**RESOURCE
PERSON(S):** Barbara Burnopp, Executive Director, Fiscal Services

INFORMATION

The Board of Education and the State of Maryland have policies and regulations related to MBE/SBE participation on contracts. At recent board meetings, information was requested on the contracting process and the procedure for identifying minority business vendors. In response to that request, a presentation will be given to outline the process in detail.

Attachment I – Minority and Small Business Enterprises – Contracting Process

Minority and Small Business Enterprises



Contracting Process



Definitions

④ Minority Business Enterprise (MBE)

- ④ Defined by the State Finance Procurement Article 14-301 for State Construction, any legal entity that is:
 - ④ at least 51% owned and controlled by one or more minority persons, or
 - ④ a non-profit entity organized to promote interests of the physically or mentally disabled.
- ④ State-funded contracts – must be certified by the Maryland Department of Transportation (MDOT)
- ④ County-funded contracts – must be certified by the MDOT or other recognized municipalities or minority associations.



Definitions (continued)

④ Minority Groups

- ④ African Americans
- ④ Asian Americans
- ④ Hispanic Americans
- ④ Native Americans
- ④ Aleut or Alaskan Native
- ④ Women
- ④ Persons with disabilities

④ SB 903 Minority Groups

- ④ Aleut
- ④ American Indian
- ④ Black
- ④ an Eskimo
- ④ a Hispanic
- ④ an Oriental
- ④ a Puerto Rican; or
- ④ a Women



Definitions (continued)

- ④ Small Business Enterprise (SBE) as defined by Board Policy 3200
 - ④ A business with fewer than 50 employees
 - ④ Generates an annual revenue of less than \$10 million.



Board Policies and Superintendent's Rule

- ④ Board Policy and Superintendent's Rule 3200 – Purchasing from Minority and Small Business Enterprises
- ④ Board Policy 7460 – Construction – Purchases from Minority Businesses
- ④ Sets goals for MBE/SBE involvement
- ④ Specific goals for all contracts
 - ④ 14% total value of contracts from both MBEs and SBEs
- ④ Sets compliance with state contract goals

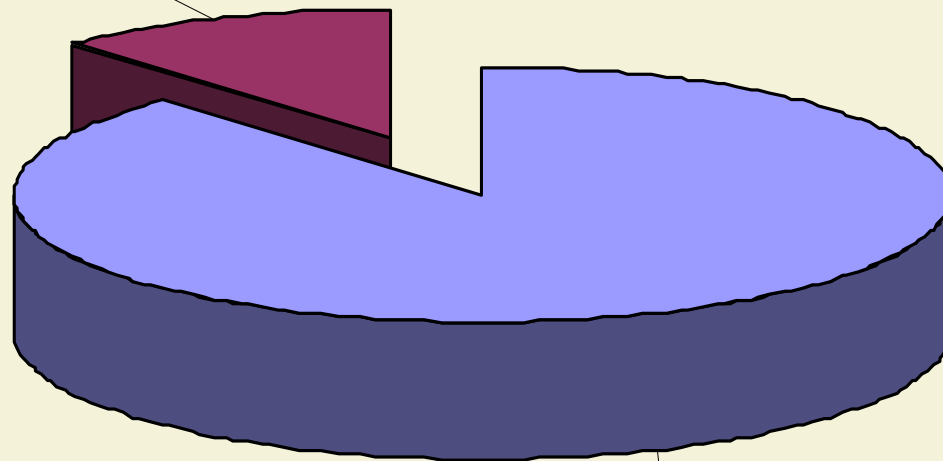


State Regulations (14-302)

- ④ Goal for State-Funded Public School Construction Contracts
 - ④ 25% total value of contracts from MBE
 - ④ 7% minimum classified as African American
 - ④ 10% minimum classified as Woman-owned
 - ④ Specifically looks at sub-contractors in addition to initial contractor

FY2004 Operating, Grants, Capital, and Food Services Expenditures

Subject to Competitive
Procurement Process
12%



Items not Subject to Bid
88%



Board Goals of Surrounding LEAs

- ④ Anne Arundel County Public Schools
 - ④ 14% total value of Board (County) funded contracts
- ④ Howard County Public Schools
 - ④ No MBE goal for Board (County) funded contracts other than the state goals for capital construction projects
- ④ Carroll County Public Schools
 - ④ No MBE goal for Board (County) funded contracts other than the state goals for capital construction projects
- ④ Harford County Public Schools
 - ④ No MBE goal for Board (County) funded contracts other than the state goals for capital construction projects
- ④ Baltimore City Schools
 - ④ 12% total value of Board (City) funded contracts
- ④ Montgomery County Public Schools
 - ④ No MBE goal for Board (County) funded contracts other than the state goals for capital construction projects
- ④ Prince Georges County Public Schools
 - ④ 30% goal of total value with a minimum of 15% for Board (County) funded Contracts other than the state goals for capital construction projects



Contracting Process

- ④ The need for a solicitation is identified by either a faculty or staff member.
- ④ The Office of Purchasing meets with the user to identify the specifications of the solicitation.
- ④ The solicitation is then developed and advertised by the Office of Purchasing on their web page and on Maryland Contract Weekly.
- ④ Beginning in 2007, all state bids will be required to be advertised on eMaryland Marketplace and on their on-line system. The Maryland Contract Weekly will be eliminated.



Contracting Process (Continued)

- ④ According to the Education Article of the Annotated Code of Maryland §5-112 once the solicitations are received from prospective vendors the Office of Purchasing along with the user evaluate the offers and award to the lowest responsible bidder who conforms to the specifications with consideration given to:



Contracting Process (Continued)

- ④ The quantities involved
- ④ The time required for delivery
- ④ The purpose for which required
- ④ The competency and responsibility of the bidder
- ④ The ability of the bidder to perform satisfactory service; and
- ④ The plan for utilization of minority contractors.



Contracting Process (Continued)

- ④ After an award vendor is determined, the award of contract is submitted to the Board of Education for approval.
- ④ After Board approval, a contract is finalized and is executed.



Contracting Process (Continued)

④ State-funded Contracts

- ④ All invitations for bids outline MBE participation goals.
- ④ Purchasing notifies the Maryland/Washington Minority Contractors Association (MWMCA) and Governor's Office of Minority Affairs (GOMA) of all available bids.



Contracting Process (Continued)

- ④ State-funded Contracts (continued)
 - ④ A “Utilization Affidavit,” a “Schedule for Participation,” and “Statement of Intent” must be completed at the time of bid submission for each minority sub-contractor.
 - ④ As necessary, a request for a waiver must be submitted if the state goals cannot be met, and an “Unavailability Certificate for Minority Subcontractors” must be submitted.

Annual Reporting Results FY2003

State Funded Contracts

MBE Participation for State Funded Construction Projects by Category

July 1, 2002 through June 30, 2003

Total State MBE Goal - 25%

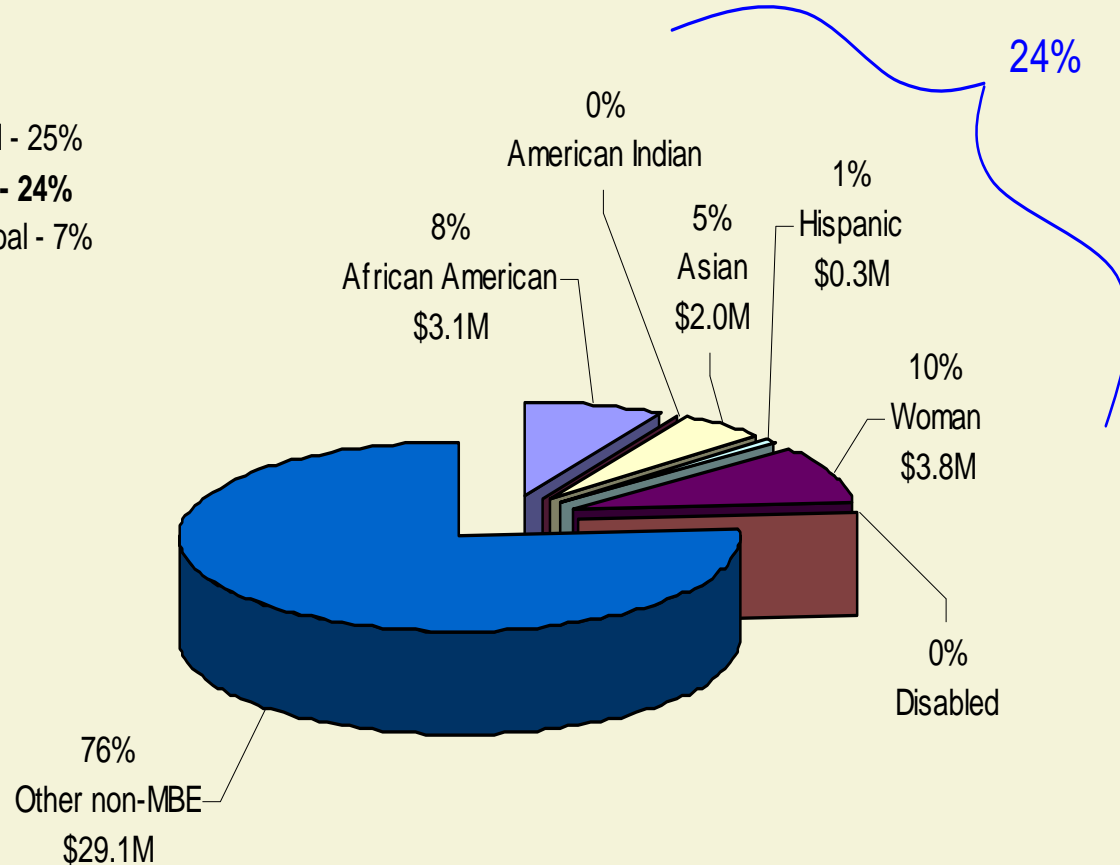
Total Achieved - 24%

African American Goal - 7%

Achieved - 8%

Woman Goal - 10%

Achieved - 10%



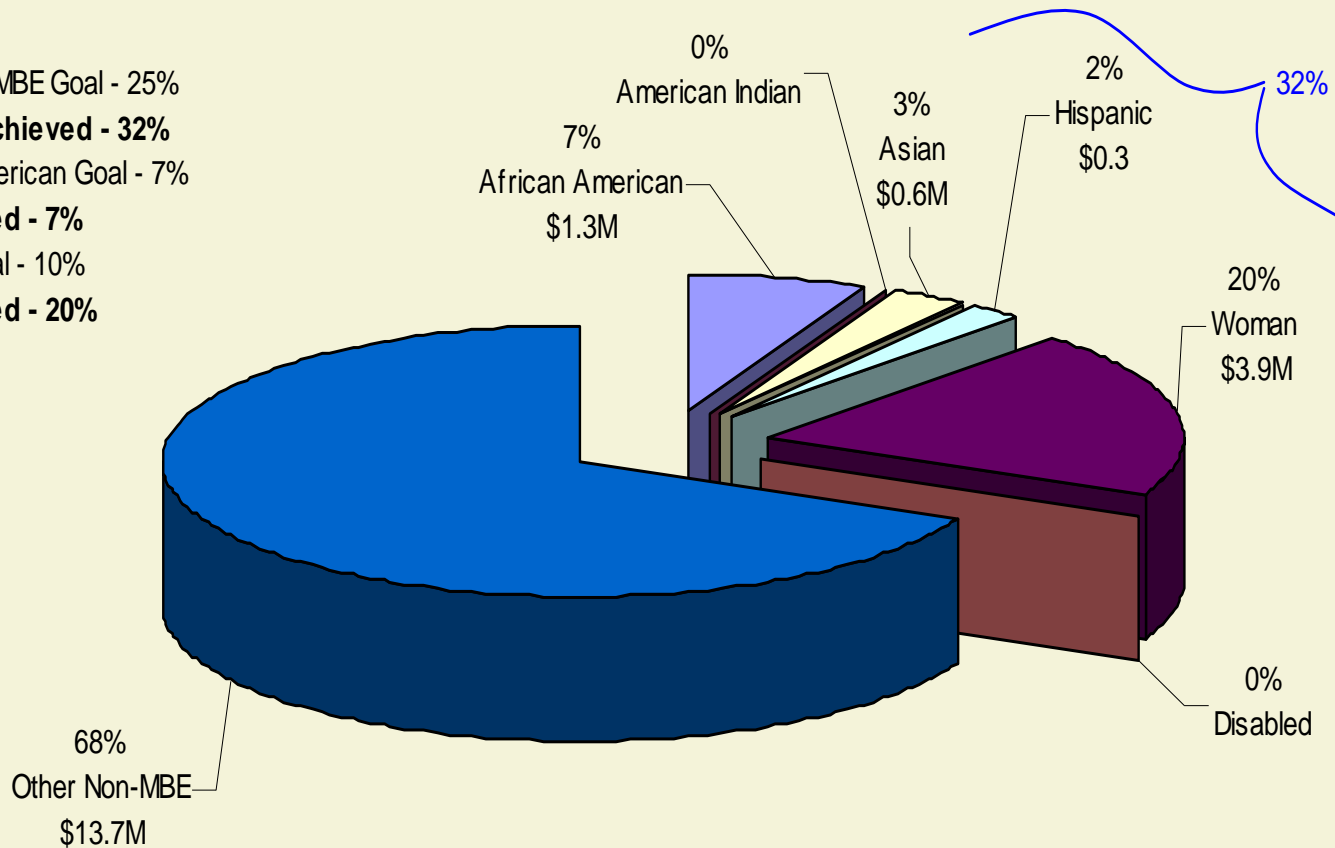
Annual Reporting Results FY2004

State Funded Contracts

MBE Participation for State Funded Construction Projects by Category

July 1, 2003 through June 30, 2004

Total State MBE Goal - 25%
Total Achieved - 32%
African American Goal - 7%
Achieved - 7%
Woman Goal - 10%
Achieved - 20%





Contracting Process (Continued)

④ Board Contracts

- ④ Invitation for bids contain county MBE/SBE goals for participation
- ④ A “Utilization Affidavit” must be completed at the time of bid submission to BCPS by all vendors.
- ④ As necessary, a “Statement of Intent” must be completed and submitted within 10 days to BCPS by the award bidder.



Contracting Process (Continued)

④ Board Contracts (continued)

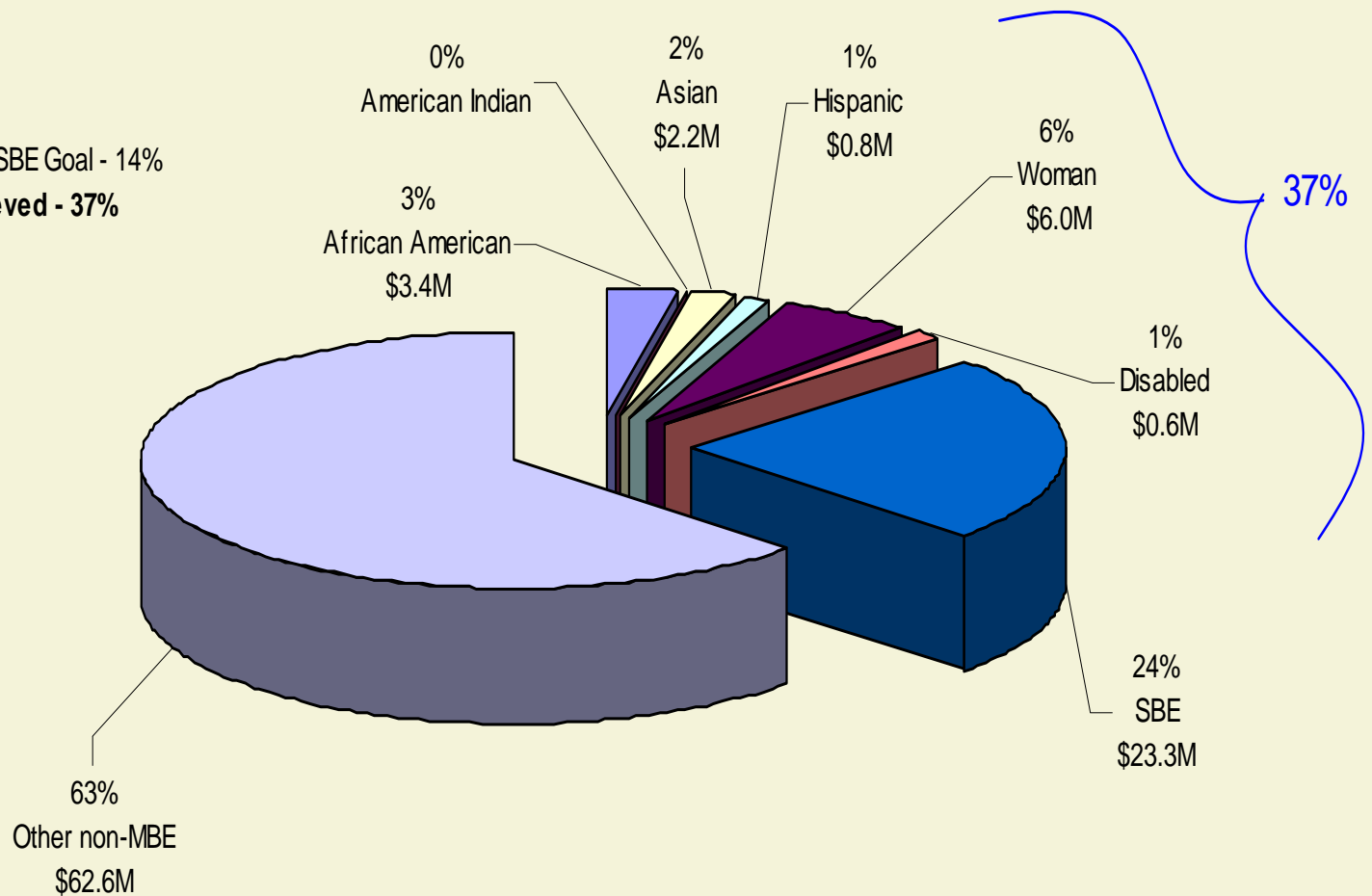
- ④ As necessary, a request for a waiver must be submitted if the county goals cannot be met, and an “Unavailability Certificate for MBE/SBE Subcontractors” must be submitted.

Annual Reporting Results FY2003

MBE and SBE Participation for all Contracts by Category

July 1, 2002 through June 30, 2003

Board MBE/SBE Goal - 14%
Total Achieved - 37%

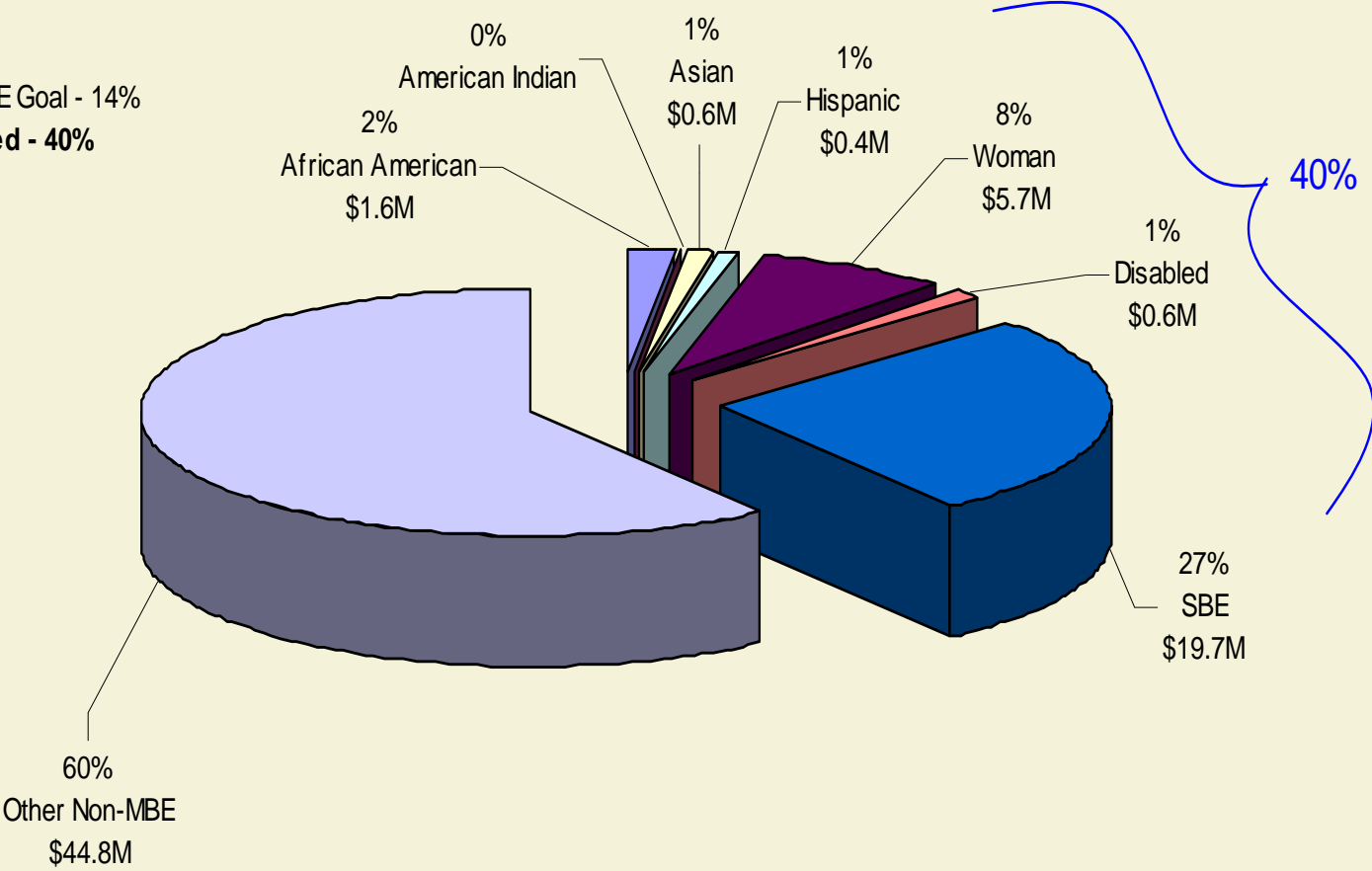


Annual Reporting Results FY2004

MBE and SBE Participation for all Contracts by Category

July 1, 2003 through June 30, 2004

Board MBE/SBE Goal - 14%
Total Achieved - 40%

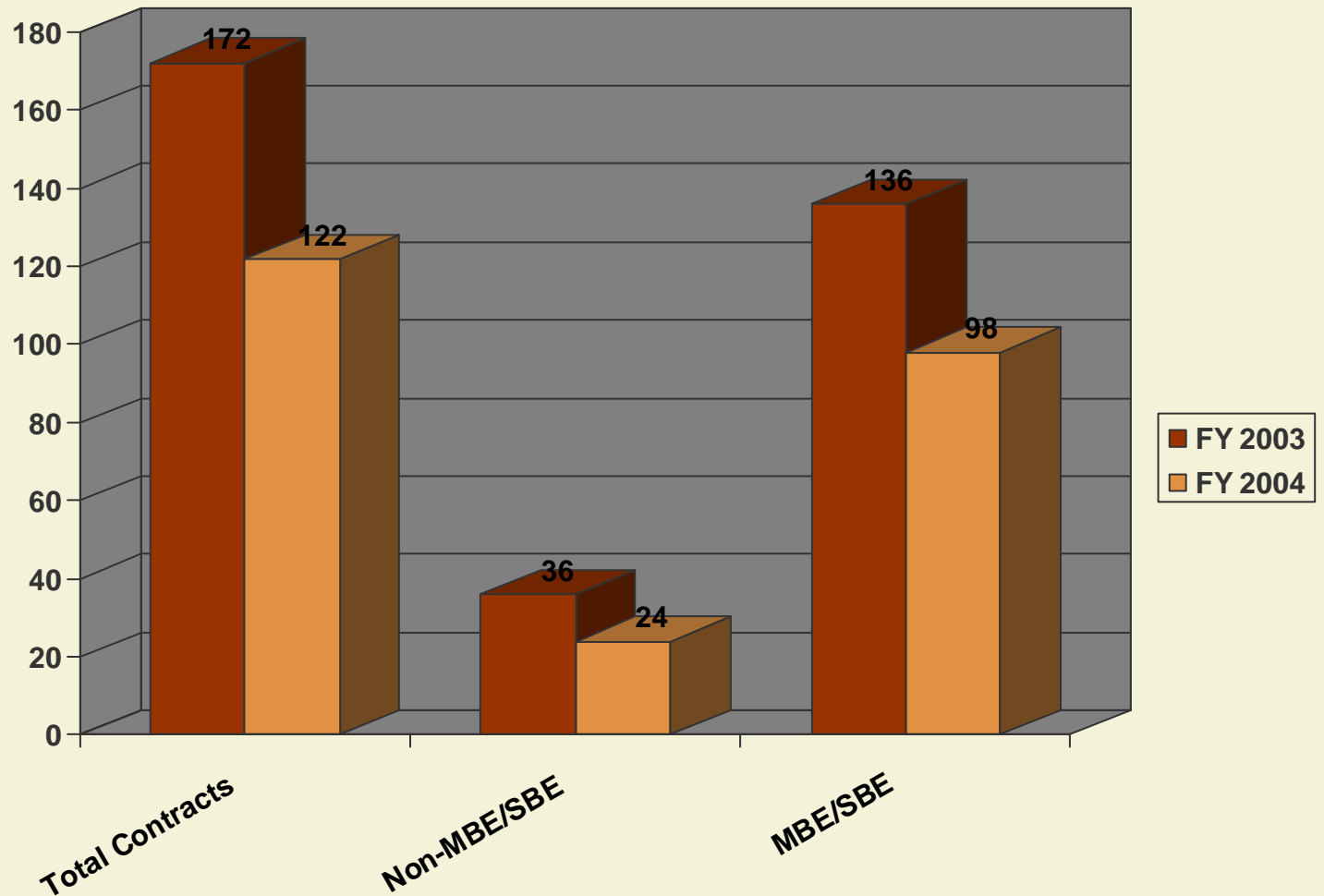




Annual Reporting Results FY 2003 - FY2004

Contract Awards That Include MBE/SBE Participation

July 1, 2002 through June 30, 2004

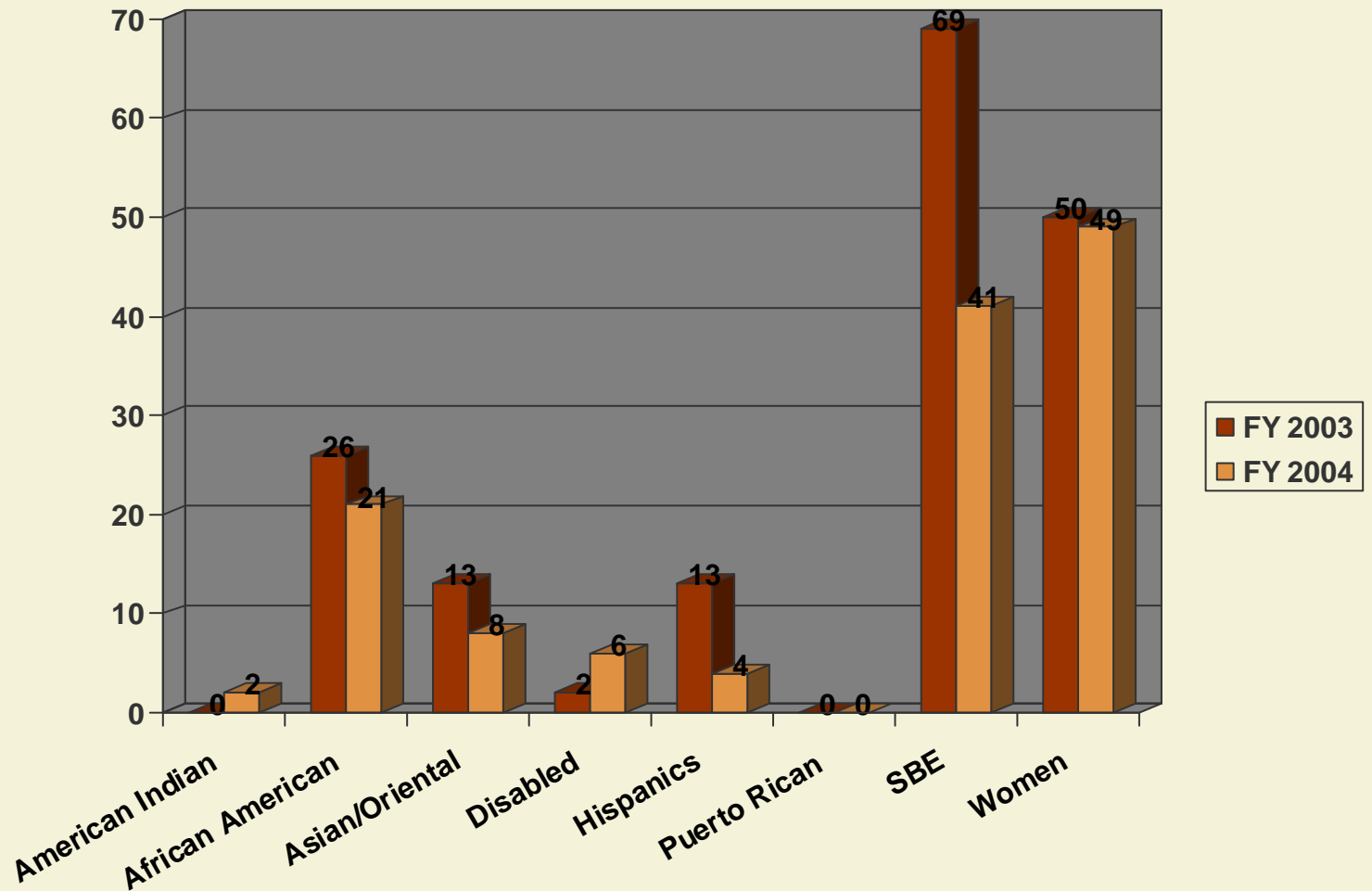




Annual Reporting Results FY 2003 - FY2004

Contract Awards That Include MBE/SBE Participation

July 1, 2002 through June 30, 2004





Reporting

- ④ Annual Report – MBE/SBE
- ④ Bi-Monthly Friday Letter – Minority and Small Business Enterprises Report – New Contracts



MBE Outreach Efforts


The MBE Officer for BCPS has:

- ④ Participated on Interagency Committee on School Construction (IAC) sub-committee to review and revise MBE procedures in 2003.
- ④ Presented at the 2003 MBE/WBE Awards Breakfast and Workshop.
- ④ Participated in 2003 trade show by the Maryland/Washington Association of Minority and Woman-Owned Businesses.
- ④ Staff attended State of Maryland Procurement Summit in March 2004 to learn about changes in MBE procedures approved by the 2004 legislature.
- ④ Attended a seminar in August 2004 offered by the IAC to review changes that will be made to the Minority Business Procedures.



Current Issues

- ④ Implemented changes from 2004 legislature
- Senate Bill 903 (House Bill 1488)
- ④ Updating Procurement Vendor Self-Service (VSS) screens to allow registration to include MBE/SBE designation
- ④ Signed up to include link to BCPS website on the MWMCA website -
<http://www.mwmca.org/>



Current Issues (continued)

- ④ Revision to Board Policy and Superintendent's Rule 3200 will be proposed to:
 - ④ Change to reference the State Finance and Procurement Article.
 - ④ Update reference to Education Article.
- ④ MBE Officer will propose updates in procedures and reporting practices.



Baltimore County Public Schools

Vendor Self-Service

Draft

- [Home](#)
- [Open Bids](#)
- [Closed Bids](#)
- [Registration](#)
- [Commodity History](#)
- [Login](#)
- [Feedback](#)
- [Help](#)

Please complete the form below in order to update your vendor profile. Be sure to select and enter a user specified ID and Password.

If your company maintains a separate address for remittance purposes, please provide that address in the Vendor Comments field below. Furthermore, if your company is subject to backup withholding, please indicate that in the Vendor Comments field as well.

* Indicates a required field.

*User ID:	<input type="text"/>	(Up to 11 Characters, Case Sensitive, User Specified)
*Password:	<input type="password"/>	(Up to 8 Characters, Case Sensitive, User Specified)
*Verify Password:	<input type="password"/>	(Must match Password Exactly)
*Company Name:	<input type="text"/>	
* Mailing Address Line 1:	<input type="text"/>	(Enter Alt. Name or Attention information)
Mailing Address Line 2:	<input type="text"/>	
*City:	<input type="text"/>	*State: <input type="text" value="VA"/>
*Country:	<input type="text" value="United States"/>	*Extended Zip: <input type="text"/>
*Contact:	<input type="text"/>	
*Telephone #:	<input type="text"/> - <input type="text"/> - <input type="text"/>	Fax: <input type="text"/> - <input type="text"/> - <input type="text"/>
Emergency/After Hours:	<input type="text"/> - <input type="text"/> - <input type="text"/>	Pager: <input type="text"/> - <input type="text"/> - <input type="text"/> PIN: <input type="text"/>
Mobile/Cell:	<input type="text"/> - <input type="text"/> - <input type="text"/>	
*Email Address:	<input type="text"/>	

(john_smith@your_provider.com)



Maryland Vendor Information

* Women Owned:	No	>
* Persons with Physical or Mental Disability (ADA)	No	>
* Minority Vendor:	No	>
- if Yes, please indicate all of the following that apply:		
	No	>
	No	>
	No	>
	No	>
	No	>
	No	>
	No	>
	No	>
	No	>
	No	>
	No	>

	please provide your MDOT Certificate Number -	
Accounts Receivable Contact:		
* Federal Tax ID:	FEIN: 105952231	
	SSN:	
Vendor Comments:		

By submitting (Update) this form, the applicant certifies that the information supplied herein is correct and that the applicant is not now debarred or otherwise ineligible by a public agency from bidding for furnishings, materials, supplies, or services to any agency thereof.

Update	Refresh
--------	---------



Questions

**BALTIMORE COUNTY PUBLIC SCHOOLS
TOWSON, MARYLAND 21204****February 22, 2005****RETIREMENTS**

<u>NAME</u>	<u>POSITION</u>	<u>SCHOOL/OFFICE</u>	<u>YRS. OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Eugene Bisi	Teacher	Chesapeake High	40.0	7-01-05
Paul Edward Callahan	Teacher	Riverview Elem.	36.0	7-01-05
Deborah Carpenter	Fiscal Asst. III	Timonium Payroll	11.0	1-01-05
Anthony Distefano	Teacher	Dumbarton Middle	30.0	7-01-05
Mary Forton	Teacher	Franklin High	32.0	7-01-05
Carol Knepley	Specialist	Greenwood Admin.	30.0	5-01-05
William Labarre	Paraeducator	New Town High	7.5	2-01-05
Thomas Larrimore	Teacher	Dundalk High	38.0	7-01-05
John Lovera	Teacher	Chesapeake High	35.0	7-01-05
Michael Pakaski	Teacher	Deep Creek Middle	30.0	7-01-05
Susan Rybicki	Paraeducator	Martin Blvd. Elem.	5.0	7-01-04
John Schlaffer	Teacher	Grange Elementary	35.3	7-01-05
Dennis Sirman	Teacher	Catonsville High	38.0	7-01-05
Sandra St. Germain	Teacher	Parkville Middle	33.0	7-01-05
Jane White	Teacher	Catonsville High	36.0	7-01-05

As of 2/8/05

**BALTIMORE COUNTY PUBLIC SCHOOLS
TOWSON, MARYLAND 21204**

February 22, 2005

RESIGNATIONS

ELEMENTARY – 9

Battle Grove Elementary

Mary L. Twilley, 06/30/05, 2.0 yrs.
Special Education

Battle Monument School

Maria A. Fanning, 06/30/05, 1.0 yr.
Special Education

Cromwell Valley Elementary Magnet School

Elizabeth A. Walford, 02/11/05, 1.6 yrs.
Grade 1

Glenmar Elementary School

Barry M. Dagold, 06/30/05, 1.0 yr.
Music - Vocal

Halstead Academy

Amy C. White, 06/30/05, 1.0 yr.
Kindergarten

Hawthorne Elementary School

Lorrie A. Allen, 02/28/05, 6.0 mos.
Special Education

Red House Run Elementary School

Jessica E. Brower, 06/30/05, 1.0 yr.
Music – Vocal

Sandy Plains Elementary School

Cynthia L. Rebert, 06/30/05, 1.5 yrs.
Grade 2

Shady Spring Elementary School

Sara J. Greek, 06/30/05, 1.0 yr.
Vocal Music

SECONDARY – 22

Catonsville Center for Alternative Studies

Katinya L. Dial, 06/30/05, 5.0 yrs.
Erica S. Weinstein, 01/31/05, 2.5 yrs. (Guidance)

Deep Creek Middle School

Matthew J. Whymark, 06/30/05, 2.0 yrs.

Dundalk High School

Sara W. Broccolino, 06/30/05, 17.0 yrs.
Joseph A. Loeffler, 06/30/05, 2.0 yrs.

Dundalk Middle School

Yazmin C. Galloway, 02/18/05, 5.0 mos.

Loch Raven High School

Susanne W. Bolander, 06/30/05, 4.0 yrs.

Middle River Middle School

Matthew S. Woodward, 06/30/05, 1.0 yr.

Milford Mill Academy

James J. Ferrell, 02/07/05, 1.4 yrs.

New Town High School

Rachel A. Hickson, 02/28/05, 3.0 mos.

Overlea High School

Laura M. Carey-Blackman, 06/30/05, 3.0 yrs.
Mary Pat C. McNulty, 06/30/05, 1.0 yr.

Parkville High School

Erin A. Smyth, 06/30/05, 3.0 yrs.

Perry Hall High School

Danica M. Lorincz, 06/30/05, 1.0 yr.

Pikesville High School

Jonathan M. Ferreira, 06/30/05, 2.0 yrs.
Damon S. Pieri, 06/30/05, 2.0 yrs.

Pikesville Middle School

Erin C. Waltman, 06/30/05, 3.0 yrs.

Randallstown High School

Kacey L. Reid, 02/04/05, 5.0 mos.

RESIGNATIONS

February 22, 2005

Sparrows Point Middle School

Scott A. Lenhart, 06/30/05, 4.0 yrs.

Woodlawn Middle School

Dennis J. Floyd, 02/25/05, 3.5 yrs.

Woodlawn High School

Mary F. Eifler, 06/30/05, 5.0 yrs.

Abbie V. Huen, 06/30/05, 4.0 yrs.

SEPARATIONS FROM LEAVE – 27

Amy T. Aloï, granted Child Rearing Leave, 05/23/03 – 05/23/05, resigning 05/23/05, 7.8 yrs.
Jamie G. Berman, granted Unusual or Imperative Leave, 07/01/04 – 06/30/05, resigning 6/30/05, 15.0 yrs.
Joanna T. Branham, granted Unusual or Imperative Leave, 07/01/04 – 06/30/05, resigning 01/26/05, 8.6 yrs.
Kelly S. Brawn, granted Child Rearing Leave, 07/28/03 -06/30/05, resigning 02/03/05, 9.5 yrs.
Rebecca A. Burky, granted Child Rearing Leave, 03/15/03 – 03/15/05, resigning 06/30/05, 3.0 yrs.
Janet C. Cashour-Sentz, granted Personal Leave, 07/01/04 – 06/30/05, resigning 01/30/05, 7.5 yrs.
Trisa M. Ellis, granted Child Rearing Leave, 03/02/04 – 06/30/05, resigning 02/03/05, 3.5 yrs.
Rebecca G. Foster, granted Unusual or Imperative Leave, 10/01/04 -06/30/05, resigning 1/31/05, 5.5 yrs.
Julie M. Girard, granted Child Rearing Leave, 08/20/03 – 06/30/05, resigning 01/09/05, 13.4 yrs.
Jennifer J. Goodman, granted Unusual or Imperative Leave, 07/01/04 – 06/30/05, resigning 06/30/05, 3.0 yrs.
Paul J. Gorski, granted Child Rearing Leave, 08/01/03 – 06/30/05, resigning 06/30/05, 4.0 yrs.
Amy C. Grace, granted Unusual or Imperative Leave, 07/01/04 – 06/30/05, resigning 01/31/05, 12.5 yrs.
Diana G. Hegmann, granted Unusual or Imperative Leave, 08/23/99 – 06/30/05, resigning 06/30/05, 6.0 yrs.
Margaret H. Heubeck, granted Personal Leave, 07/01/04 – 06/30/05, resigning 06/30/05, 13.0 yrs.
Danielle M. Holland, granted Second Child Rearing Leave, 12/12/03 – 06/30/05, resigning 04/30/05, 3.9 yrs.
Maureen D. Jaffe, granted Child Rearing Leave, 08/27/03 – 06/30/05, resigning 06/30/05, 5.0 yrs.
Stephanie A. Kimmons, granted Personal Leave, 07/01/04 – 06/30/05, resigning 06/30/05, 13.0 yrs.
Erica P. Krabitz, granted Child Rearing Leave, 04/05/03 – 04/05/05, resigning 04/04/05, 4.7 yrs.
Renee T. Lamont, granted Child Rearing Leave, 05/06/03 – 05/06/05, resigning 03/31/05, 9.7 yrs.
Elizabeth A. Lanni, granted Unusual or Imperative Leave, 07/01/04 – 06/30/05, resigning 02/03/05, 6.5 yrs.
Stephanie A. Linz, granted Child Rearing Leave, 04/29/03 – 04/29/05, resigning 04/29/05, 9.8 yrs.
Sarah E. Miller, granted Child Rearing Leave, 07/01/04 – 06/30/05, resigning 06/30/05, 4.0 yrs.
Jennifer K. Scally, granted Child Rearing Leave, 12/05/03 – 06/30/05, resigning 06/30/05, 11.0 yrs.
Kristen F. Schmitz, granted Child Rearing Leave, 06/19/03 – 06/19/05, resigning 02/08/05, 3.5 yrs.
Rochelle M. Slyker, granted Child Rearing Leave, 03/22/03 – 03/22/05, resigning 03/22/05, 8.6 yrs.
Melanie M. Thomas, granted Child Rearing Leave, 06/08/03 – 06/08/05, resigning 06/30/05, 6.0 yrs.
Anna C. Wood, granted Child Rearing Leave, 04/01/03 – 04/01/05, resigning 04/01/05, 9.7 yrs.

**BALTIMORE COUNTY PUBLIC SCHOOLS
TOWSON, MARYLAND 21204**

February 22, 2005

LEAVES

CHILD REARING LEAVES

AMBERLY WEIMAR BENTZLEY – (Special Education) Perry Hall Elementary School
Effective March 9, 2005 through June 30, 2005

MICHELLE WILLEMAIN BRUNS – (6th Grade Reading) Franklin Middle School
Effective March 1, 2005 through March 1, 2007

KIRSTEN ZUSKIN CHALK – (Music-Vocal) Deer Park Elementary School
Effective January 30, 2005 through June 30, 2005

HEATHER BATES DONATELLI – (Speech Language Pathologist) Chatsworth Elementary School
Effective February 14, 2005 through February 14, 2007

CATHERINE STAUDT KONKLE – (Technology Integration) New Town/Scotts Branch Elementary Schools
Effective February 26, 2005 through June 30, 2005

JENNIFER LUCHINSKY SACHS – (Kindergarten) Formerly Timber Grove Elementary School
Effective February 12, 2005 through February 12, 2007

PERSONAL LEAVES

MELISSA A. FOLUS – Dundalk High School
Effective July 1, 2005 through June 30, 2006

CHRISTOPHER L. BARLEY – Loch Raven Technical Academy
Effective July 1, 2005 through June 30, 2006

**BALTIMORE COUNTY PUBLIC SCHOOLS
TOWSON, MARYLAND 21204**

February 22, 2005

DECEASED

The Board gratefully acknowledges the service of the employee listed below:

SYLVIA C. MANANGAN

Bus Attendent
Rosedale Bus Facility
January 31, 2005

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 22, 2005

TO: **BOARD OF EDUCATION**

FROM: Dr. Joe A. Hairston, Superintendent

SUBJECT: **RECOMMENDATIONS FOR AWARD OF CONTRACTS**

ORIGINATOR: J. Robert Haines, Deputy Superintendent, Business Services

PERSON(S): Rick Gay, Manager, Office of Purchasing
Michael Sines, Executive Director, Department of Physical Facilities

RECOMMENDATION

That the Board of Education approves the following contract recommendations.

See the attached list of contract recommendations presented for consideration by the Board of Education of Baltimore County.

RLG/caj

Appendix I – Recommendations for Award of Contracts – Board Exhibit

**Recommendations for Award of Contracts
Board Exhibit – February 22, 2005**

The following contract recommendations are presented for consideration by the Board of Education of Baltimore County.

1. Contract: Roof Repair Services
Contract #: JMI-626-05

Term: 5 years **Extension:** 0 **Contract Ending Date:** 12/31/09 (tentative)
Estimated annual award Value: \$50,000
Estimated total award value: \$250,000

Bid issued: December 23, 2004
Pre-bid meeting date: N/A
Due Date: January 13, 2005
No. of vendors issued to: 20
No. of bids received: 9
No. of no-bids received: 1
No. of non-responsive bids: 1

Description:

Specifications for solicitation were designed to qualify and select contractor(s) to provide skilled labor to perform both emergency and non-emergency roof repair services. Contractors are ranked according to the most favorable hourly rate.

Recommendation:

Award of contract is recommended to:

Primary - KI Construction Company, Inc.	Glen Burnie, MD
Secondary - J & K Contracting, Inc.	Bowie, MD
Tertiary – Roofers, Inc.	Baltimore, MD

Responsible school or office: Division of Physical Facilities, Office of Roofing and Relocatables

Contact Person: Dale Johnson

Funding Source: Operating Budget

2. Contract: Social Studies – Maps and Globes
Bid #: JNI-782-05

Term: 1 year **Extensions:** 1 year **Contract Ending Date:** 6/30/07 (tentative)
Estimated annual award value: \$200,000
Estimated total award value: \$400,000

Bid issued: N/A
Pre-bid meeting date: N/A
Due Date: N/A
No. of vendors issued to: 3
No. of bids received: 3
No. of no-bids received: 0

Description:

The Office of Social Studies invited the manufacturers of maps and globes to make a presentation of their products to a group of teachers, parents, and supervisors to select those that best matched the curriculum goals of the Baltimore County Public Schools. This solicitation was designed for all schools to be given an opportunity to purchase items that are identified as a local need in the specific school. The items that they will be able to purchase will be maps, globes, and/or laminated desk maps.

Recommendation:

Award of contract is recommended to:

Nystrom, Herff Jones Education Division Chicago, IL
Rand McNally Educational Publishing Skokie, IL

Responsible school or office: Office of Social Studies

Contact Person: Barbara Yingling

Funding Source: Operating Funds

3. Contract: Summer Science Institute for Elementary Teachers
Contract #: RGA-154-05

Term: 6 months **Extension:** 0 **Contract Ending Date:** 7/29/05 (tentative)

Estimated total award value: \$36,000

Quote/Bid/Proposal issued: NA
Pre-bid meeting date: NA
Due Date: NA
No. of vendors issued to: NA
No. of Quotes/Bids/Proposals received: NA
No. of no-bids received: NA

Description:

The Community College of Baltimore County (CCBC) and BCPS are co-sponsoring an Elementary Summer Science Institute (ESSI) on all three campuses of CCBC. The purpose of the institute is to strengthen elementary teachers' science and technology content knowledge base and teaching confidence in the following science areas: Life Science; Chemistry; Physics; Earth/Space Science; Environmental Science; Active K-5 Science Teaching: Learning Through Information, Technology, and Visual Literacy; and Using Technology to Teach Science in the Elementary Classroom.

Recommendation:

Award of contract is recommended to:

Community College of Baltimore County Baltimore, MD

Responsible school or office: Office of Science, PreK-12

Contact Person: C. David Copenhaver

Funding Source: Title II Grant Funds

4. Contract: Various Trucks
Bid #: JMI-625-05

Term: 4 months **Extension:** N/A **Contract Ending Date:** 6/30/05 (tentative)
Estimated annual award value: N/A
Estimated total award value: \$ 1,398,886

Bid issued: December 16, 2004
Pre-bid meeting date: January 6, 2005
Due Date: January 20, 2005
No. of vendors issued to: 25
No. of bids received: 7
No. of no-bids received: 0
No. of non-responsive bids: 3

Description:

Specifications for solicitation were designed to qualify and select contractor(s) to furnish and deliver current year models of trucks and vans equipped as specified by BCPS for a firm fixed-price per vehicle. Awards of contract are recommended to the lowest priced bidders meeting specifications. The Office of Transportation will purchase 40 vehicles of various models, and the Office of Food and Nutrition Services will purchase four cargo vans.

Recommendation:

Award of contract is recommended to the lowest priced bidders meeting specifications:

Criswell Chevrolet	Gaithersburg, MD
Miller Brothers Chevrolet	Ellicott City, MD
Penn GMC Commercial Truck Center	Baltimore, MD

Responsible school or office: Office of Transportation
Office of Food and Nutrition Services

Contact Person: Wayne Hopkins, Office of Transportation
Karen Levenstein, Office of Food & Nutrition Services

Funding Source: Operating Budget (Lease Purchase) and Office of Food and Nutrition Services' Enterprise Funds

5. Contract: ADA Upgrades – Victory Villa Elementary School

Estimated project amount: \$208,570
10% Change Order Allocation: \$20,857
Total award amount: \$229,427

Description:

On February 8, 2005, five (5) bids were received for ADA Upgrades at Victory Villa Elementary School – Bid #MBU-529-05. This project consists of ADA modifications to two sets of students’ restrooms, one set of faculty restrooms, and one nurse’s restroom. Based on the bids received, the Department of Physical Facilities recommends an award of contract to DeBar Construction, Inc., the lowest responsive bidder, in the amount of \$208,570, which includes Add Alternates 1, 3, and 4, for floor and wall tiles, ceiling, and lighting.

At this time, we also request approval of a 10% Change Order Allocation in the amount of \$20,857, to cover any unforeseen conditions and minor changes to the contract, to be authorized and approved by the Building Committee in accordance with Board Policy.

Funding for this project is available through the State of Maryland – Qualified Zone Academy Bond Program (QZAB).

Recommendation:

Award of contract is recommended to:

DeBar Construction, Inc. Baltimore, MD

Responsible school or office: Department of Physical Facilities

Contact person: Richard H. Cassell, P.E., Administrator
Mohammed Mufti, Project Manager
Office of Engineering and Construction

Funding source: QZAB - State Funding

**BALTIMORE COUNTY PUBLIC SCHOOLS
VICTORY VILLA ELEMENTARY SCHOOL – ADA UPGRADES
BID NUMBER: MBU-529-05
BID DUE: FEBRUARY 8, 2005**

	Bidders' Names				
	Debar Construction	J.A.K. Construction	Mirable Construction	Orfanos Contractors, Inc.	RWC Contracting Corp.
Base Bid	\$156,500.00	\$171,000.00	\$156,038.00	\$217,500.00	\$176,800.00
Add Alternate #1: <i>Provide all work associated with the installation of ceramic mosaic floor tile in two sets of gang restrooms, excluding ceramic base.</i>	\$17,500.00	\$17,300.00	\$20,395.00	\$11,000.00	\$17,500.00
Add Alternate #2: <i>Provide all work associated with kindergarten restroom, including ceramic tile on all four walls with cove base and all associated plumbing and electrical work.</i>	\$12,600.00	\$11,000.00	\$8,685.00	\$15,000.00	\$19,000.00
Alternate #3: <i>Provide and install ceramic wall tile indicated on elevations and in nurse's restroom and all four walls, including ceramic cove base.</i>	\$16,170.00	\$20,000.00	\$24,550.00	\$15,000.00	\$15,000.00
Alternate #4: <i>Provide and install ceiling tile, grid work, and lights in two sets of gang toilet rooms.</i>	\$18,400.00	\$14,000.00	\$13,260.00	\$18,000.00	\$14,500.00
Base Bid Plus Alternates #1, 3, and 4	\$208,570.00	\$222,300.00	\$214,243.00	\$261,500.00	\$223,800.00

6. Contract Modification: Change Order Design and Construction Administration Services at Woodholme Elementary School – Field Borings

Estimated award value: \$15,000

Description:

On June 10, 2003, the Board of Education of Baltimore County approved a fee acceptance with Grimm & Parker Architects, Inc. for the design services for the proposed Woodholme Elementary School. During design, the Baltimore County Department of Recreation and Parks requested that, as part of the construction of Woodholme Elementary School, Baltimore County Public Schools upgrade the existing field lighting found on the adjoining recreation site because the existing lighting does not meet current illumination standards. The design for the new field lighting is complete; however, previous soil borings in the area indicate rock. The field lighting design requires foundations of 15' to 27' deep due to the lighting pole heights. As part of the design service, it is recommended that the pole locations be surveyed and each proposed location have a boring to the foundation limit. If rock is encountered, an alternate foundation will need to be designed based on the rock depth. Surveys, borings, and alternative foundation design will be performed at a not-to-exceed amount of \$15,000.

This contract modification has been reviewed by our in-house engineering staff, together with the Baltimore County Department of Recreation and Parks, and found to be reasonable.

Funding for these additional services is available from Capital Budget Project #111 - Woodholme Elementary School. The Baltimore County Department of Recreation and Parks will reimburse Baltimore County Public Schools for all costs associated with upgrading the field lighting.

The proposed Change Order, if utilized to its maximum amount, represents 2% of the original contract amount for this fast track undertaking. The total Change Order amount for this design effort represents 6% of the original approval amount (including this Change Order).

Recommendation:

Contract Modification is recommended to:

Grimm & Parker Architects, Inc. Calverton, MD

Responsible school or office: Department of Physical Facilities

Contact person: Richard H. Cassell, P.E., Administrator
J. Kurt Buckler, P.E., Head of Engineering
Office of Engineering and Construction

Funding source: County Capital Budget – Project # 111

7. Contract Modification: Electrical Work (16A Contract) at Woodholme Elementary School

Estimated award value: \$37,265

Description:

On March 9, 2004, the Board of Education of Baltimore County approved the 16A construction contract for the Woodholme Elementary School project. The 16A construction package was awarded to Key Systems, Inc., for \$1,139,800.

The Baltimore County Public Schools (BCPS) Office of Safety and Security has requested additional exterior cameras and card readers be added to this school. Key Systems, Inc., has proposed to add three (3) exterior cameras and three (3) card access readers for \$37,265. This price has been reviewed by the Consultant, Construction Manager, and the Department of Physical Facilities, and is reasonable for the work involved.

Funding for this additional work is from the Office of Safety and Security Operating Budget.

Recommendation:

Award of contract modification is recommended to:

Key Systems, Inc. White Marsh, MD

Responsible school or office: Department of Physical Facilities

Contact person: Richard H. Cassell, P.E., Administrator
J. Kurt Buckler, P.E., Head of Engineering
Office of Engineering and Construction

Funding source: Office of Safety and Security Operating Budget

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 22, 2005

TO: **BOARD OF EDUCATION**

FROM: Dr. Joe A. Hairston, Superintendent

SUBJECT: **MEMORANDUM OF UNDERSTANDING BETWEEN
BALTIMORE COUNTY, MARYLAND PUBLIC SCHOOLS
AND DR. BRIAN K. PERKINS**

ORIGINATOR: Rita Fromm, Chief of Staff

PERSON(S):

RECOMMENDATION

That the Board of Education will review and approve the Memorandum of Understanding (MOU) between Baltimore County Public Schools and Dr. Brian K. Perkins. The purpose of this agreement is for participation in the NSBA/CUBE National Random Study on School Climate.

Memorandum of Understanding Between Baltimore County, Maryland Public Schools
and Dr. Brian K. Perkins

Baltimore County, Maryland Public Schools agrees to participate in the NSBA/CUBE National Random Study on School Climate under the direction of Dr. Brian K. Perkins, Principal Investigator. The study, as well as the obligations of the respective parties, are described herein:

1. This study will include up to 3,000 students from the Baltimore County, Maryland Public Schools; however, Baltimore County Public Schools will not guarantee a specific number of student-completed surveys or the accuracy of the information contained therein.
2. Students will be surveyed on an anonymous basis. No information will be collected to identify any student in any manner, and no NSBA/CUBE staff will have any direct contact with students.
3. Questions will be structured so that students cannot be personally or individually identified, and survey results will not become a part of any student record, nor are they collected with the intent that they will become part of any student record.
4. Schools participating in the study will not be identified or compared with other schools within the national sample. School-level results of the survey will be released to the Superintendent of Schools unless otherwise specified in writing by the President of the Board of Education of Baltimore County.
5. NSBA/CUBE will not impose, charge, or assess any costs expensed or fees in the distribution, dissemination, or collection of the survey. Any additional services or administrations are the responsibility of Baltimore County (Maryland) Public Schools and subject to fees and related costs.
6. Data collected with this study remain the property of the principal investigator, who agrees to comply with all necessary laws, regulations and ethical guidelines concerning Human Subject Testing.
7. Under this agreement to participate, the Baltimore County, Maryland Public Schools will:
 - a. assign a district representative/contact to work with the research team from survey administration to report delivery
 - b. comply with all local and state laws regarding the notification, permission and participation of students in this study
 - c. provide the necessary school-level demographic data to determine which schools within the district will be included in the study
 - d. administer the survey in designated schools consistent with the administration guidelines
 - e. not copy or distribute the survey in any manner inconsistent with copyright law or the terms of the study and administration protocol
 - f. secure the surveys for delivery according the procedures outlined in the administration protocol
 - g. hold harmless CUBE/NSBA and Dr. Brian K. Perkins for information and findings disclosed related to the study.
8. Under this agreement, Dr. Brian K. Perkins will:

- a. comply with all necessary federal laws on survey collection.
- b. comply with all necessary federal laws on survey collection.
- c. provide the Baltimore County, Maryland Public Schools with a item-level analysis for each school participating in the study
- d. provide the Baltimore County, Maryland Public Schools with an item-level analysis report for regional and national participants
- e. not disseminate, disclose or identify the results of the survey administration by school unless compelled by court order
- f. not contact print, video or audio media outlets to discuss the results of the survey by school or system level.
- g. comply with all applicable state privacy laws as disclosed to him.
- h. comply with copyright and trademark law.
- i. inform Baltimore County, Maryland Public Schools of any and all test protocols that are required in the administration of the survey.
- j. hold harmless Baltimore County, Maryland Public Schools for information and findings disclosed related to this study.

Signature – Board Chair/President

Signature – Superintendent of Schools

Signature – Dr. Brian K. Perkins

Place Board Seal
Here

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: February 22, 2005
TO: **Board of Education**
FROM: Dr. Joe A. Hairston, Superintendent
SUBJECT: **LEGISLATION UPDATE**

ORIGINATOR: Kara Calder
Chief Communications Officer

RECOMMENDATION

* * * * *

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

Attachment I – Key School Legislation Summary
Attachment II – Senate and House Bills

BALTIMORE COUNTY PUBLIC SCHOOLS
KEY SCHOOL LEGISLATION
FEBRUARY 22, 2005

HB 143 - Education - Public Schools - Use of Asthma Drugs and Related Medication

This bill would require public school systems to adopt a policy authorizing a student to possess and self-administer specified medication pertaining to the student's asthma or other airway-constricting disease while in school, at school-sponsored activities, or on school property. It requires prior written approval from a student's health practitioner and parent or legal guardian before a student can self-administer medication and requires that the school nurse conduct a specified review.

BCPS currently allows this activity and would suggest should the BOE wish to support this legislation, that the bill be amended to more specifically define the medication, administration, and plan for medical and parent/guardian approval.

HB 227 – Education - Arrest for Reportable Offenses – Notification

This bill would expand the requirement that law enforcement agencies notify local superintendents of public schools of arrests for reportable offenses to include arrests of all students. It also more clearly defines "student" as an individual enrolled in a public school system in the State who is 5 years old or older and under 21 years of age.

Recommendation: support

HB 330 - Education - National Board Certified Teachers - Stipend Eligibility

This legislation is one of three bills under consideration that would aid in the expansion and promotion of national board certification for teachers in Maryland.

Specifically this bill would expand the stipend eligibility for specified teachers to include an individual who has been assigned or promoted from classroom teacher to an instructional or classroom support position. Currently these teachers are ineligible for the stipend.

Recommendation: support

HB 389 - Teachers - Certification - Fetal Alcohol Spectrum Disorders Course Credit

This bill would requiring that the State Superintendent of Schools and the Professional Standards and Teacher Education Board require applicants for a teacher's certificate to complete a minimum number of semester hours covering Fetal Alcohol Spectrum Disorders and to determine the minimum number of specified semester hours required for a teacher's certificate. This would provide teachers the advantage of the necessary technical training to support teaching and learning with students affected by such disorders.

Recommendation: should the BOE wish to support this bill, it should be amended to blend the content information into current course offerings rather than a separate, new course.

HB 560 - Education - State Aid for Public Elementary and Secondary Education - Trigger Provision – Repeal

This bill would repeal the provision of law that makes annual per pupil foundation aid for education contingent on the adoption of a joint resolution by the General Assembly if State aid for public elementary and secondary education exceeds a specified threshold and repeals the provision that limits the annual per pupil foundation aid to a specified amount if the joint resolution is not adopted.

Recommendation: support

HB 579 - Pilot Program to Study and Improve Screening Practices for Autism Spectrum Disorders

This bill would establish a Pilot Program to Study and Improve Screening Practices for Autism Spectrum Disorders in the Department of Education and would require the Department of Education, in collaboration with the Department of Health and Mental Hygiene, to establish relationships with specified providers to participate in the Pilot Program. It also provides that training materials be developed and that written information on early detection of autism spectrum disorders be distributed.

Such a pilot program could serve as a model to schools for the early identification and intervention of students with autism and related disorders.

Recommendation: support

HB 641 - Education - Comprehensive Master Plan Updates - Due Dates

This bill would alter the date by which county boards of education must submit master plan updates and other information to the State Department of Education and alter the date by which the State Superintendent of Schools must report to the General Assembly.

This change was requested by MSDE at the suggestion of schools to provide more time for schools to assess and adjust plans based on testing data.

Recommendation: support

SB 266 - Quality Teacher Incentive Act - Increasing Participation

Like HB 330, passage of this bill would help advance and promote the teaching profession by increasing the maximum number of teachers selected each year to participate in the State and Local Aid Program for Certification by the National Board for Professional Teaching Standards from 500 to 750.

Recommendation: support

SB 268 - Education - School Based Employees – Stipends

This bill provides for a stipend of up to a maximum of \$2,000 for certificated school-based employees who work directly with students or teachers and who hold a certificate issued by the National Board for Professional Teaching Standards. As with HB 330 and SB 266 it would help support the professional career ladder for teachers.

Recommendation: support

By: **Delegates Healey, Boschert, Bozman, Cryor, C. Davis, Dumais, Gilleland, Heller, Hixson, Howard, Kaiser, King, Marriott, McKee, Moe, Patterson, Ramirez, and Ross**

Introduced and read first time: January 19, 2005

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education - Public Schools - Use of Asthma Drugs and Related Medication**

3 FOR the purpose of requiring public school systems to adopt a policy authorizing a
4 student to possess and self-administer certain medication pertaining to the
5 student's asthma or other airway-constricting disease while in school, at
6 school-sponsored activities, or on school property under certain circumstances;
7 requiring certain written approvals and verification before a student can
8 self-administer medication; requiring the school nurse to conduct a certain
9 review; authorizing certain disciplinary action under certain circumstances;
10 requiring the State Board of Education to adopt certain regulations; defining
11 certain terms; and generally relating to the use of asthma drugs and related
12 medication by students in public schools.

13 BY adding to
14 Article - Education
15 Section 7-421
16 Annotated Code of Maryland
17 (2004 Replacement Volume and 2004 Supplement)

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

20 **Article - Education**

21 7-421.

22 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
23 INDICATED.

24 (2) "HEALTH PRACTITIONER" MEANS A PHYSICIAN OR OTHER
25 INDIVIDUAL AUTHORIZED BY LAW TO PRESCRIBE PRESCRIPTION DRUGS OR
26 DEVICES.

1 (3) "MEDICATION" MEANS AN ASTHMA INHALER OR OTHER DRUG THAT
2 IS DISPENSED FOR A STUDENT ONLY ON THE PRESCRIPTION OF A HEALTH
3 PRACTITIONER AND PERTAINS TO THE STUDENT'S ASTHMA OR OTHER
4 AIRWAY-CONSTRICTING DISEASE.

5 (4) "SELF-ADMINISTER" MEANS THE APPLICATION OR CONSUMPTION
6 OF MEDICATION IN A MANNER DIRECTED BY THE HEALTH PRACTITIONER WITHOUT
7 ADDITIONAL ASSISTANCE OR DIRECTION.

8 (B) (1) SUBJECT TO THE PROVISIONS OF THIS SUBSECTION, EACH PUBLIC
9 SCHOOL SYSTEM SHALL ADOPT A WRITTEN POLICY AUTHORIZING A STUDENT TO
10 POSSESS AND SELF-ADMINISTER MEDICATION WHILE:

11 (I) IN SCHOOL;

12 (II) AT SCHOOL-SPONSORED ACTIVITIES; OR

13 (III) ON A SCHOOL BUS OR OTHER SCHOOL PROPERTY.

14 (2) A STUDENT WHO SELF-ADMINISTERS MEDICATION MUST HAVE THE
15 PRIOR WRITTEN APPROVAL OF THE STUDENT'S HEALTH CARE PROVIDER AND, IF THE
16 STUDENT IS A MINOR, THE PRIOR WRITTEN APPROVAL OF THE STUDENT'S PARENT
17 OR GUARDIAN.

18 (3) A STUDENT'S PARENT OR GUARDIAN MUST OBTAIN WRITTEN
19 VERIFICATION FROM THE STUDENT'S HEALTH CARE PROVIDER CONFIRMING THAT
20 THE STUDENT HAS THE KNOWLEDGE AND SKILLS TO SAFELY POSSESS AND
21 SELF-ADMINISTER THE MEDICATION.

22 (4) THE WRITTEN STATEMENTS REQUIRED UNDER THIS SUBSECTION
23 SHALL BE PROVIDED TO THE SCHOOL AT LEAST ANNUALLY.

24 (5) THE SCHOOL NURSE SHALL REVIEW THE STUDENT'S TECHNIQUE TO
25 ENSURE PROPER AND EFFECTIVE USE OF THE MEDICATION IN SCHOOL.

26 (6) A STUDENT MAY BE SUBJECT TO DISCIPLINARY ACTION IF THE
27 STUDENT USES MEDICATION IN A MANNER OTHER THAN AS PRESCRIBED.

28 (C) THE STATE BOARD SHALL ADOPT REGULATIONS TO IMPLEMENT THIS
29 SECTION.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
31 effect October 1, 2005.

By: Delegates King, Barkley, G. Clagett, Cryor, Dumais, Feldman, Gilleland, Gutierrez, Kaiser, Kelley, Lee, Mandel, Montgomery, Murray, Petzold, and Simmons

Introduced and read first time: January 24, 2005

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education - Arrest for Reportable Offenses - Notification**

3 FOR the purpose of expanding the requirement that law enforcement agencies notify
4 local superintendents of public schools of arrests for reportable offenses to
5 include arrests of all students; defining a certain term; making technical
6 corrections; and generally relating to notification of arrests for reportable
7 offenses to local superintendents of public schools.

8 BY repealing and reenacting, with amendments,
9 Article - Education
10 Section 7-303
11 Annotated Code of Maryland
12 (2004 Replacement Volume and 2004 Supplement)

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

15 **Article - Education**

16 7-303.

17 (a) (1) In this section the following words have the meanings indicated.

18 (2) "Law enforcement agency" means the law enforcement agencies
19 listed in § 3-101(e) of the Public Safety Article.

20 (3) "Local school system" means the schools and school programs under
21 the supervision of the local superintendent.

22 (4) "Local superintendent" means the county superintendent, for the
23 county in which a child is enrolled, or a designee of the superintendent, who is an
24 administrator.

25 (5) "Reportable offense" means:

- 1 (i) A crime of violence, as defined in § 14-101 of the Criminal Law
2 Article;
- 3 (ii) Any of the offenses enumerated in § 3-8A-03(d)(4) of the Courts
4 Article;
- 5 (iii) A violation of § 4-101, § 4-102, § 4-203, or § 4-204 of the
6 Criminal Law Article;
- 7 (iv) A violation of §§ 5-602 through 5-609, §§ 5-612 through 5-614,
8 § 5-617, § 5-618, § 5-627, or § 5-628 of the Criminal Law Article; or
- 9 (v) A violation of § 4-503, § 9-504, or § 9-505 of the Criminal Law
10 Article.

11 (6) "STUDENT" MEANS AN INDIVIDUAL ENROLLED IN A PUBLIC SCHOOL
12 SYSTEM IN THE STATE WHO IS 5 YEARS OF AGE OR OLDER AND UNDER 21 YEARS OF
13 AGE.

14 (b) If a [child enrolled in the public school system] STUDENT is arrested for a
15 reportable offense, the law enforcement agency making the arrest shall notify the
16 local superintendent of the arrest and the charges within 24 hours of the arrest or as
17 soon as practicable.

18 (c) The State's Attorney shall promptly notify the local superintendent of the
19 disposition of the reportable offense required to be reported under subsection (b) of
20 this section.

21 (d) Except by order of a juvenile court or other court upon good cause shown,
22 the information obtained by a local superintendent pursuant to subsections (b) and (c)
23 of this section:

24 (1) Is confidential and may not be redisclosed by subpoena or otherwise
25 except as provided pursuant to subsections (e) and (f) of this section; and

26 (2) May not be made part of the [child's] STUDENT'S permanent
27 educational record.

28 (e) (1) Notwithstanding the provisions of subsection (d) of this section,
29 nothing shall prohibit a local superintendent from transmitting the information
30 obtained pursuant to subsections (b) and (c) of this section as a confidential file to the
31 local superintendent of another public school system in the State in which the student
32 has enrolled or been transferred in order to carry out the purposes of this section if
33 the disposition of the reportable offense was a conviction or an adjudication of
34 delinquency or the criminal charge or delinquency petition is still pending.

35 (2) A local superintendent who transmits information about a [child]
36 STUDENT under this subsection shall include in the transmittal information
37 regarding any educational programming and related services provided to the [child]
38 STUDENT.

1 (f) The State Board shall adopt regulations to ensure that information
2 obtained by a local superintendent under subsections (b), (c), and (e) of this section is:

3 (1) Used to provide appropriate educational programming and related
4 services to the [child] STUDENT and to maintain a safe and secure school
5 environment for students and school personnel; and

6 (2) Transmitted only to the school principal of the school in which the
7 [child] STUDENT is enrolled and other school personnel necessary to carry out the
8 purposes set forth in item (1) of this subsection.

9 (g) Nothing in this section is intended to limit the manner in which a local
10 school obtains information or uses information obtained by any lawful means other
11 than that set forth in subsections (b), (c), and (e) of this section.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 October 1, 2005.

By: **Delegates Rudolph and Elmore**
Introduced and read first time: January 27, 2005
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education - National Board Certified Teachers - Stipend Eligibility**

3 FOR the purpose of expanding the stipend eligibility for certain teachers to include an
4 individual who has been assigned or promoted from classroom teacher to an
5 instructional or classroom support position; and generally relating to stipends
6 for national board certified classroom teachers.

7 BY repealing and reenacting, without amendments,
8 Article - Education
9 Section 6-306(a) and (b)(1)
10 Annotated Code of Maryland
11 (2004 Replacement Volume and 2004 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article - Education
14 Section 6-306(b)(2)
15 Annotated Code of Maryland
16 (2004 Replacement Volume and 2004 Supplement)

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

19 **Article - Education**

20 6-306.

21 (a) In this section, "county grant for national certification" means an annual
22 grant distributed to a teacher certified by the National Board for Professional
23 Teaching Standards established:

24 (1) Outside of the collective bargaining process; or

25 (2) As part of a collective bargaining agreement with the local employee
26 organization.

1 (b) (1) For fiscal year 2000 and each subsequent fiscal year, the Governor
2 shall include in each year's operating budget funding for the stipends and bonuses
3 provided in this subsection.

4 (2) A classroom teacher OR INDIVIDUAL WHO HAS BEEN ASSIGNED OR
5 PROMOTED FROM A CLASSROOM TEACHER TO AN INSTRUCTIONAL OR CLASSROOM
6 SUPPORT POSITION [who holds a standard professional certificate or an advanced
7 professional certificate who is employed by a county board and who holds a certificate
8 issued by the National Board for Professional Teaching Standards] shall receive a
9 stipend from the State in an amount equal to the county grant for national
10 certification, up to a maximum of \$2,000 per qualified [teacher] INDIVIDUAL IF THE
11 CLASSROOM TEACHER OR INDIVIDUAL WHO HAS BEEN ASSIGNED OR PROMOTED
12 FROM A CLASSROOM TEACHER TO AN INSTRUCTIONAL OR CLASSROOM SUPPORT
13 POSITION:

14 (I) HOLDS A STANDARD PROFESSIONAL CERTIFICATE OR AN
15 ADVANCED PROFESSIONAL CERTIFICATE;

16 (II) IS EMPLOYED BY A COUNTY BOARD; AND

17 (III) HOLDS A CERTIFICATE ISSUED BY THE NATIONAL BOARD FOR
18 PROFESSIONAL TEACHING STANDARDS.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2005.

By: **Delegate Menes**

Introduced and read first time: January 31, 2005

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Teachers - Certification - Fetal Alcohol Spectrum Disorders Course Credit**

3 FOR the purpose of requiring the State Superintendent of Schools and the
4 Professional Standards and Teacher Education Board to require certain
5 applicants for a teacher's certificate to complete a certain number of semester
6 hours covering Fetal Alcohol Spectrum Disorders and to determine the number
7 of minimum semester hours covering Fetal Alcohol Spectrum Disorders required
8 for a teacher's certificate; requiring the State Superintendent to require certain
9 individuals with certain teacher's certificates to complete a certain number of
10 semester hours covering Fetal Alcohol Spectrum Disorders over a certain period
11 of time; requiring certain semester hours to count as continuing professional
12 education credits towards the renewal of a certain certificate; and generally
13 relating to requiring course credit for a class on Fetal Alcohol Spectrum
14 Disorders for certification as a teacher.

15 BY repealing and reenacting, without amendments,
16 Article - Education
17 Section 2-303(a)
18 Annotated Code of Maryland
19 (2004 Replacement Volume)

20 BY repealing and reenacting, with amendments,
21 Article - Education
22 Section 2-303(g)
23 Annotated Code of Maryland
24 (2004 Replacement Volume)

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

1

Article - Education

2 2-303.

3 (a) In addition to the other powers granted and duties imposed under this
4 article, the State Superintendent has the powers and duties set forth in this section.

5 (g) (1) The State Superintendent shall certificate the professional personnel
6 in each public school in accordance with this article and subject to the bylaws, rules,
7 and regulations of the Professional Standards and Teacher Education Board.

8 (2) THE STATE SUPERINTENDENT AND THE PROFESSIONAL STANDARDS
9 AND TEACHER EDUCATION BOARD SHALL:

10 (I) REQUIRE AN APPLICANT FOR A TEACHER'S CERTIFICATE TO
11 COMPLETE A MINIMUM NUMBER OF SEMESTER HOURS COVERING FETAL ALCOHOL
12 SPECTRUM DISORDERS; AND

13 (II) DETERMINE THE MINIMUM NUMBER OF SEMESTER HOURS
14 COVERING FETAL ALCOHOL SPECTRUM DISORDERS REQUIRED FOR A TEACHER'S
15 CERTIFICATE.

16 (3) Renewal requirements for any professionally certificated employee
17 may be waived if:

18 (i) The renewal is recommended by the county superintendent
19 having jurisdiction over the employee; and

20 (ii) The professionally certificated employee is:

21 1. 55 years old or older; or

22 2. Employed in public or approved nonpublic school service
23 for at least 25 years.

24 SECTION 2. AND BE IT FURTHER ENACTED, That, on July 1, 2005, an
25 individual who holds a teacher's certificate issued by the Department of Education
26 shall be required by the State Superintendent to complete over the next certification
27 renewal period the same minimum number semester hours covering Fetal Alcohol
28 Spectrum Disorders as an applicant for a teacher's certificate. The semester hours
29 covering Fetal Alcohol Spectrum Disorders shall count as continuing professional
30 development credits towards the renewal of a teacher's certificate.

31 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 July 1, 2005.

UNOFFICIAL COPY OF HOUSE BILL 560
EMERGENCY BILL

F1

5lr1406

By: **Delegates Hixson and Conway**
Introduced and read first time: February 3, 2005
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education - State Aid for Public Elementary and Secondary Education -**
3 **Trigger Provision - Repeal**

4 FOR the purpose of repealing a provision of law that makes certain State aid for
5 public elementary and secondary education contingent on the adoption of a
6 certain joint resolution by the General Assembly; repealing a provision of law
7 limiting certain State aid for education to a certain amount if the joint
8 resolution is not adopted; making this Act an emergency measure; repealing a
9 provision requiring the Department of Legislative Services to calculate certain
10 State aid for public elementary and secondary education in a certain manner;
11 and generally relating to the repeal of certain provisions relating to certain
12 State aid for public elementary and secondary education.

13 BY repealing
14 Article - Education
15 Section 5-202(c)
16 Annotated Code of Maryland
17 (2004 Replacement Volume and 2004 Supplement)

18 BY renumbering
19 Article - Education
20 Section 5-202(d), (e), (f), (g), and (h), respectively
21 to be Section 5-202(c), (d), (e), (f), and (g), respectively
22 Annotated Code of Maryland
23 (2004 Replacement Volume and 2004 Supplement)

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

1

Article - Education

2 5-202.

3 [(c) (1) If State aid for public elementary and secondary education exceeds
4 31.5% of the projected general funds of the State in any fiscal year, then the amount
5 required for the annual per pupil foundation amount may not be implemented for the
6 next fiscal year unless the General Assembly, at the regular session immediately
7 preceding that next fiscal year, affirms by joint resolution that the additional State
8 aid required using the annual per pupil foundation amount is within the State's fiscal
9 resources.

10 (2) As provided under paragraph (1) of this subsection, if State aid for
11 public elementary and secondary education exceeds the percentage amount specified
12 and a joint resolution of affirmation is not enacted by the General Assembly, then the
13 annual per pupil foundation amount in which the State shall share for the next fiscal
14 year shall be the lesser of the annual per pupil foundation amount for the fiscal year
15 or an amount equal to 108 percent of the prior year's annual per pupil foundation
16 amount.

17 (3) By January 14 of each year, the Department of Legislative Services
18 shall calculate State aid as a percentage of the projected State General Fund
19 revenues for the current fiscal year. State aid shall include State funds provided to
20 the county boards whether pursuant to formula or on a grant basis and State
21 payments on behalf of the county boards such as retirement and debt service for State
22 bonds for school construction.]

23 SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 5-202(d), (e),
24 (f), (g), and (h), respectively, of Article - Education of the Annotated Code of Maryland
25 be renumbered to be Section(s) 5-202(c), (d), (e), (f), and (g), respectively.

26 SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an
27 emergency measure, is necessary for the immediate preservation of the public health
28 or safety, has been passed by a yea and nay vote supported by three-fifths of all the
29 members elected to each of the two Houses of the General Assembly, and shall take
30 effect from the date it is enacted.

By: **Delegates Donoghue, Bromwell, Kullen, Barve, Bobo, Conroy, D. Davis, Doory, Feldman, Goldwater, Haddaway, Hurson, Impallaria, Jameson, Kelly, Kirk, Krebs, Krysiak, Love, McHale, Minnick, Moe, Montgomery, Nathan-Pulliam, Parrott, Pendergrass, Taylor, Vaughn, Walkup, and Wood**

Introduced and read first time: February 4, 2005

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Pilot Program to Study and Improve Screening Practices for Autism**
 3 **Spectrum Disorders**

4 FOR the purpose of establishing a Pilot Program to Study and Improve Screening
 5 Practices for Autism Spectrum Disorders in the Department of Education;
 6 providing for the purpose of the Pilot Program; requiring the Department of
 7 Education, in collaboration with the Department of Health and Mental Hygiene,
 8 to select and establish relationships with certain providers to participate in the
 9 Pilot Program, assess and identify certain autism spectrum disorders screening
 10 instruments, develop certain training materials and distribute certain written
 11 information, and facilitate communication between certain providers and the
 12 Maryland Infants and Toddlers Program; requiring the Department of
 13 Education, beginning on a certain date and in collaboration with the
 14 Department of Health and Mental Hygiene, to collect certain baseline data,
 15 conduct certain tests for participating providers, provide certain training to
 16 participating providers, collect and analyze the results of certain tests, and
 17 collect certain information on certain screening instruments; requiring the
 18 Department of Education, beginning on a certain date and in collaboration with
 19 the Department of Health and Mental Hygiene, to develop and monitor a certain
 20 referral system between certain pediatricians and the Maryland Infants and
 21 Toddlers Program, and to develop certain support for health care providers;
 22 authorizing the Department of Education to contract with a certain organization
 23 to administer the Pilot Program; requiring the Department of Education to
 24 make a certain report to certain committees of the General Assembly on or
 25 before a certain date; providing for the termination of this Act; defining a certain
 26 term; and generally relating to the Pilot Program to Study and Improve
 27 Screening Practices for Autism Spectrum Disorders.

28 BY adding to

29 Article - Education

30 Section 8-501 through 8-508, inclusive, to be under the new subtitle "Subtitle 5.

1 Pilot Program to Study and Improve Screening Practices for Autism
2 Spectrum Disorders"
3 Annotated Code of Maryland
4 (2004 Replacement Volume and 2004 Supplement)

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

7 **Article - Education**

8 SUBTITLE 5. PILOT PROGRAM TO STUDY AND IMPROVE SCREENING PRACTICES FOR
9 AUTISM SPECTRUM DISORDERS.

10 8-501.

11 IN THIS SUBTITLE, "PILOT PROGRAM" MEANS THE PILOT PROGRAM TO STUDY
12 AND IMPROVE SCREENING PRACTICES FOR AUTISM SPECTRUM DISORDERS.

13 8-502.

14 THERE IS A PILOT PROGRAM TO STUDY AND IMPROVE SCREENING PRACTICES
15 FOR AUTISM SPECTRUM DISORDERS IN THE DEPARTMENT.

16 8-503.

17 THE PURPOSE OF THE PILOT PROGRAM IS TO:

18 (1) ASSESS AUTISM SPECTRUM DISORDERS SCREENING PRACTICES
19 USED IN PEDIATRIC HEALTH CARE SETTINGS;

20 (2) IMPLEMENT AUTISM SPECTRUM DISORDERS SCREENING PRACTICES
21 AT WELL VISITS FOR 12- TO 36-MONTH OLD CHILDREN IN AT LEAST TWO
22 JURISDICTIONS IN THE STATE;

23 (3) TRAIN HEALTH CARE PROVIDERS IN THE EARLY DETECTION OF
24 AUTISM SPECTRUM DISORDERS;

25 (4) IDENTIFY, REFER, AND PROVIDE SERVICES FOR 12- TO 36-MONTH
26 OLD CHILDREN WHO ARE AT RISK FOR AUTISM SPECTRUM DISORDERS;

27 (5) FACILITATE ACCESS TO HEALTH CARE AND EARLY INTERVENTION
28 SERVICES FOR PARENTS SEEKING AN EARLY DIAGNOSIS OF AUTISM SPECTRUM
29 DISORDERS; AND

30 (6) REQUIRE THE DEPARTMENT TO IMPROVE AND EXPEDITE THE
31 PROVISION OF MARYLAND INFANTS AND TODDLERS PROGRAM SERVICES TO
32 CHILDREN WITH SIGNS OF AUTISM SPECTRUM DISORDERS WHO ARE REFERRED BY A
33 PARENT OR PEDIATRICIAN.

1 8-504.

2 THE DEPARTMENT, IN COLLABORATION WITH THE DEPARTMENT OF HEALTH
3 AND MENTAL HYGIENE, SHALL:

4 (1) SELECT AT LEAST 30 PEDIATRIC HEALTH CARE PROVIDERS TO
5 PARTICIPATE IN THE PILOT PROGRAM;

6 (2) ESTABLISH RELATIONSHIPS WITH PEDIATRICIANS AND STAFF OF
7 PARTICIPATING HEALTH CARE PROVIDERS;

8 (3) ASSESS AVAILABLE AUTISM SPECTRUM DISORDERS SCREENING
9 INSTRUMENTS;

10 (4) IDENTIFY AUTISM SPECTRUM DISORDERS SCREENING PRACTICES
11 USED BY HEALTH CARE PROVIDERS IN THE STATE;

12 (5) DEVELOP TRAINING MATERIALS FOR HEALTH CARE PROVIDERS ON
13 THE EARLY DETECTION OF AUTISM SPECTRUM DISORDERS;

14 (6) DISTRIBUTE WRITTEN INFORMATION ON THE EARLY DETECTION OF
15 AUTISM SPECTRUM DISORDERS FROM THE CENTERS FOR DISEASE CONTROL AND
16 PREVENTION AND THE AMERICAN ACADEMY OF PEDIATRICS TO PARENTS WITH
17 CHILDREN IN PEDIATRIC HEALTH CARE PRACTICES; AND

18 (7) FACILITATE COMMUNICATION BETWEEN PEDIATRIC HEALTH CARE
19 PROVIDERS AND THE MARYLAND INFANTS AND TODDLERS PROGRAM IN ORDER TO:

20 (I) CONDUCT FURTHER ASSESSMENTS OF CHILDREN WITH SIGNS
21 OF AN AUTISM SPECTRUM DISORDER; AND

22 (II) PROVIDE SERVICES FOR CHILDREN WHO ARE REFERRED TO
23 THE MARYLAND INFANTS AND TODDLERS PROGRAM.

24 8-505.

25 BEGINNING JULY 1, 2006, THE DEPARTMENT, IN COLLABORATION WITH THE
26 DEPARTMENT OF HEALTH AND MENTAL HYGIENE, SHALL:

27 (1) COLLECT BASELINE DATA ON PARTICIPATING PROVIDERS':

28 (I) SCREENING PRACTICES AND PROCEDURES FOR IDENTIFYING
29 AUTISM SPECTRUM DISORDERS; AND

30 (II) REFERRAL PRACTICES WHEN AN AUTISM SPECTRUM DISORDER
31 IS IDENTIFIED;

32 (2) PRIOR TO CONDUCTING THE TRAINING REQUIRED UNDER ITEM (3)
33 OF THIS SECTION, TEST PARTICIPATING PROVIDERS' KNOWLEDGE OF:

1 (I) SCREENING PRACTICES AND PROCEDURES FOR IDENTIFYING
2 AUTISM SPECTRUM DISORDERS; AND

3 (II) EARLY INDICATORS OF AUTISM SPECTRUM DISORDERS;

4 (3) (I) 1. COORDINATE WITH THE KENNEDY KRIEGER INSTITUTE'S
5 CENTER FOR AUTISM AND RELATED DISORDERS TO TRAIN PARTICIPATING
6 PROVIDERS ON SCREENING PRACTICES FOR AUTISM SPECTRUM DISORDERS,
7 INCLUDING THE USE OF SCREENING INSTRUMENTS; AND

8 2. TRAIN PARTICIPATING PROVIDERS ON REFERRAL
9 PRACTICES WHEN AN AUTISM SPECTRUM DISORDER IS IDENTIFIED; AND

10 (II) ENSURE THAT PARTICIPATING PROVIDERS RECEIVE
11 MONETARY COMPENSATION OR CONTINUING MEDICAL EDUCATION CREDIT FOR THE
12 TRAINING;

13 (4) AFTER CONDUCTING THE TRAINING REQUIRED UNDER ITEM (3) OF
14 THIS SECTION, RETEST PARTICIPATING PROVIDERS' KNOWLEDGE OF:

15 (1) SCREENING PRACTICES AND PROCEDURES FOR IDENTIFYING
16 AUTISM SPECTRUM DISORDERS; AND

17 (2) EARLY INDICATORS OF AUTISM SPECTRUM DISORDERS;

18 (5) COMPARE AND ANALYZE THE RESULTS OF THE TESTS CONDUCTED
19 UNDER ITEMS (1) AND (4) OF THIS SECTION;

20 (6) ESTABLISH THE USE OF AUTISM SPECTRUM DISORDERS SCREENING
21 INSTRUMENTS IN PARTICIPATING PROVIDERS' HEALTH CARE PRACTICES; AND

22 (7) AFTER TRAINING PARTICIPATING PROVIDERS AND ESTABLISHING
23 THE USE OF SCREENING INSTRUMENTS:

24 (I) COLLECT DATA AT REGULAR INTERVALS ON PARTICIPATING
25 PROVIDERS' SCREENING PRACTICES;

26 (II) USE THE DATA TO ANALYZE PARTICIPATING PROVIDERS' USE
27 OF SCREENING INSTRUMENTS BEFORE AND AFTER RECEIVING TRAINING; AND

28 (8) COLLECT INFORMATION ON THE EFFICACY OF AUTISM SPECTRUM
29 DISORDERS SCREENING INSTRUMENTS.

30 8-506.

31 BEGINNING JULY 1, 2007, THE DEPARTMENT, IN COLLABORATION WITH THE
32 DEPARTMENT OF HEALTH AND MENTAL HYGIENE, SHALL:

33 (1) DEVELOP A REFERRAL SYSTEM BETWEEN PEDIATRICIANS AND THE
34 MARYLAND INFANTS AND TODDLERS PROGRAM;

1 (2) MONITOR THE REFERRAL SYSTEM BY MEETING WITH
2 PARTICIPATING PEDIATRICIANS TO SOLICIT FEEDBACK AND IDENTIFY ISSUES WITH
3 THE REFERRAL SYSTEM; AND

4 (3) DEVELOP SUPPORT FOR HEALTH CARE PROVIDERS BY:

5 (I) ESTABLISHING A HOTLINE ON AUTISM SPECTRUM DISORDERS;
6 AND

7 (II) PROVIDING INFORMATION ON RESOURCES, INCLUDING THE
8 KENNEDY KRIEGER INSTITUTE'S CENTER FOR AUTISM AND RELATED DISORDERS,
9 THE PATHFINDERS FOR AUTISM RESOURCE CENTER, AND LOCAL CHAPTERS OF THE
10 AUTISM SOCIETY OF AMERICA.

11 8-507.

12 TO ADMINISTER THE PILOT PROGRAM ESTABLISHED BY THIS SUBTITLE, THE
13 DEPARTMENT MAY CONTRACT WITH A QUALIFIED RESEARCH ORGANIZATION WITH:

14 (1) KNOWLEDGE OF AUTISM SPECTRUM DISORDERS; AND

15 (2) RESEARCH AND CLINICAL EXPERIENCE IN THE EARLY DETECTION
16 OF AND INTERVENTION FOR AUTISM SPECTRUM DISORDERS.

17 8-508.

18 ON OR BEFORE JUNE 1 OF EACH YEAR, THE DEPARTMENT SHALL REPORT TO
19 THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND
20 THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE, IN ACCORDANCE
21 WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE IMPLEMENTATION OF
22 THE PILOT PROGRAM ESTABLISHED BY THIS SUBTITLE.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 July 1, 2005. It shall remain in effect for a period of 3 years and, at the end of June 30,
25 2008, with no further action required by the General Assembly, this Act shall be
26 abrogated and of no further force and effect.

By: **Delegate Conway**

Introduced and read first time: February 7, 2005

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education - Comprehensive Master Plan Updates - Due Dates**

3 FOR the purpose of altering the date by which county boards of education must
4 submit certain information to the State Department of Education; altering the
5 date by which the State Superintendent of Schools must make a certain report;
6 and generally relating to comprehensive master plan updates provided by local
7 boards of education.

8 BY repealing and reenacting, with amendments,
9 Article - Education
10 Section 5-401(b) and (h)
11 Annotated Code of Maryland
12 (2004 Replacement Volume and 2004 Supplement)

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

15 **Article - Education**

16 5-401.

17 (b) (1) Each county board shall develop and implement a comprehensive
18 master plan that describes the goals, objectives, and strategies that will be used to
19 improve student achievement and meet State performance standards and local
20 performance standards in each segment of the student population.

21 (2) (i) Each county board shall submit a plan to the Department on or
22 before October 1, 2003.

23 (ii) At least 60 days before submitting a plan to the Department, a
24 county board shall provide a copy of the plan to the:

25 1. County council and if applicable, county executive; or

26 2. County commissioners.

1 (3) Subject to subsection (i) of this section, the plan shall:

2 (i) Extend for a 5-year period beginning with the 2003-2004 school
3 year; and

4 (ii) Be updated annually by the county board and submitted for
5 review and approval by the State Superintendent of Schools on or before [August 15]
6 OCTOBER 15 of each year.

7 (4) [(i)] Each county board shall submit with the update required under
8 paragraph (3)(ii) of this subsection:

9 (I) [a] A detailed summary of how the board's current year
10 approved budget and increases in expenditures over the prior year are consistent with
11 the master plan[.]; AND

12 (ii) [By October 1 of each year, each county board shall supplement
13 the update with a] A summary of how the board's actual prior year budget and
14 additional expenditures in the prior year's budget aligned with the master plan.

15 (h) (1) The State Superintendent annually shall review how each county
16 board's current year approved budget and actual prior year budget align with the
17 master plan and any updates to the master plan. This review may be based on the
18 information required to be submitted by the county board under subsection (b)(4) of
19 this section and any other information required by the State Superintendent.

20 (2) The State Superintendent annually shall report the results of the
21 budget review by [December 1] DECEMBER 31 to the Governor, the county governing
22 body, and, subject to § 2-1246 of the State Government Article, the General Assembly.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 July 1, 2005.

By: **Senators Pinsky, Britt, Conway, Dyson, Grosfeld, and Hollinger**

Introduced and read first time: January 27, 2005

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Quality Teacher Incentive Act - Increasing Participation**

3 FOR the purpose of increasing the maximum number of teachers selected each year to
4 participate in the State and Local Aid Program for Certification by the National
5 Board for Professional Teaching Standards; and generally relating to
6 participation in the Program.

7 BY repealing and reenacting, with amendments,
8 Article - Education
9 Section 6-112
10 Annotated Code of Maryland
11 (2004 Replacement Volume and 2004 Supplement)

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

14 **Article - Education**

15 6-112.

16 (a) There is a program of State and local aid to teachers who pursue
17 certification by the National Board for Professional Teaching Standards known as the
18 State and Local Aid Program for Certification by the National Board for Professional
19 Teaching Standards.

20 (b) Each school year, the State Board shall select, consistent with the amount
21 provided in the State budget for the Program, a maximum of [500] 750 teachers to
22 participate in the Program.

23 (c) The State Board shall adopt regulations to implement and administer the
24 Program established under this section, including:

25 (1) Procedures for submitting applications for aid; and

26 (2) Criteria for the selection of recipients of aid.

1 (d) (1) Each teacher selected by the State Board to receive aid shall receive
2 from the State an amount equal to the certification fee charged by the National Board
3 for Professional Teaching Standards.

4 (2) Each county shall pay to the State one-third of the cost of
5 certification for each teacher who participates in the Program who teaches in the
6 county.

7 (3) (i) A teacher who does not complete all the requirements for
8 assessment by the National Board for Professional Teaching Standards shall
9 reimburse the State the full amount of the aid received to participate in the Program.

10 (ii) The State shall reimburse the county the amount received
11 under paragraph (2) of this subsection on receipt of the reimbursement of aid from a
12 teacher under this paragraph.

13 (iii) The provisions of subparagraph (i) of this paragraph do not
14 apply to a teacher who completes all the requirements for assessment by the National
15 Board for Professional Teaching Standards but who does not receive certification.

16 (e) The State Board shall establish a statewide staff development plan that
17 utilizes the skills and knowledge of teachers who have obtained National Board
18 certification.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2005.

By: **Senators Pinsky, Britt, Conway, Dyson, Grosfeld, and Hollinger**

Introduced and read first time: January 27, 2005

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Education - School-Based Employees - Stipends**

3 FOR the purpose of providing for certain stipends for certain school-based employees
4 under certain circumstances; defining certain terms; and generally relating to
5 the provision of stipends to certificated school-based employees.

6 BY repealing and reenacting, with amendments,
7 Article - Education
8 Section 6-306
9 Annotated Code of Maryland
10 (2004 Replacement Volume and 2004 Supplement)

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

13 **Article - Education**

14 6-306.

15 (a) (1) In this section[,] THE FOLLOWING WORDS HAVE THE MEANINGS
16 INDICATED.

17 (2) ["county] "COUNTY grant for national certification" means an annual
18 grant distributed to a teacher certified by the National Board for Professional
19 Teaching Standards established:

20 [(1)] (I) Outside of the collective bargaining process; or

21 [(2)] (II) As part of a collective bargaining agreement with the local
22 employee organization.

23 (3) "SCHOOL-BASED EMPLOYEE" MEANS A CERTIFICATED EMPLOYEE
24 WHO WORKS DIRECTLY WITH STUDENTS OR TEACHERS AT A PUBLIC SCHOOL.

1 (b) (1) For fiscal year 2000 and each subsequent fiscal year, the Governor
2 shall include in each year's operating budget funding for the stipends and bonuses
3 provided in this subsection.

4 (2) A classroom teacher OR OTHER SCHOOL-BASED EMPLOYEE who
5 holds a standard professional certificate or an advanced professional certificate who
6 is employed by a county board and who holds a certificate issued by the National
7 Board for Professional Teaching Standards shall receive a stipend from the State in
8 an amount equal to the county grant for national certification, up to a maximum of
9 \$2,000 per qualified [teacher] INDIVIDUAL.

10 (3) (i) An individual who graduates from an accredited institution of
11 higher education with a grade point average of at least 3.5 on a 4.0 scale or its
12 equivalent, becomes employed by a county board, and remains employed as a
13 classroom teacher in the public school system for a minimum of 3 consecutive years
14 shall receive a salary signing bonus of \$1,000.

15 (ii) If the individual leaves employment with the public school
16 system before the end of the 3-year commitment, the individual shall reimburse the
17 State in the amount of \$1,000.

18 (4) A classroom teacher who holds an advanced professional certificate
19 and teaches in a public school identified by the State Board as a reconstitution school,
20 a reconstitution-eligible school, or a challenge school shall receive a stipend from the
21 State in the amount of \$2,000 for each year that the teacher performs satisfactorily in
22 the classroom.

23 (c) An individual who receives a stipend or bonus under subsection (b) of this
24 section may not be deemed an employee of the State.

25 (d) The employer of an individual who receives a stipend or bonus under
26 subsection (b) of this section shall pay the increase in fringe benefit costs associated
27 with the stipend or bonus.

28 (e) The Department shall act as fiscal agent for funds disbursed under this
29 section.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
31 October 1, 2005.