

# HOUSE BILL 342

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HB 1005/20 – W&M

(PRE-FILED)

1lr1281

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By: **Delegate Wilson**

Requested: October 29, 2020

Introduced and read first time: January 13, 2021

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Education – Health and Safety of Students – Notification of Problematic Student**  
3 **Behavior**

4 FOR the purpose of requiring certain schools to notify parents or guardians of certain  
5 students involved in problematic sexual behavior within a certain time period;  
6 requiring a county board of education to ensure that certain schools have a certain  
7 policy in place regarding a certain notification; defining certain terms; and generally  
8 relating to the health and safety of students and notification of problematic sexual  
9 behavior.

10 BY adding to  
11 Article – Education  
12 Section 7–424.4  
13 Annotated Code of Maryland  
14 (2018 Replacement Volume and 2020 Supplement)

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

17 **Article – Education**

18 **7–424.4.**

19 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**  
20 **INDICATED.**

21 **(2) “INTIMATE PARTS” HAS THE MEANING STATED IN § 7–424(A) OF**  
22 **THIS SUBTITLE.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1                   **(3) “NONPUBLIC SCHOOL” HAS THE MEANING STATED IN § 7-424.3(A)**  
2 **OF THIS SUBTITLE.**

3                   **(4) “PROBLEMATIC SEXUAL BEHAVIOR” MEANS STUDENT-INITIATED**  
4 **BEHAVIOR THAT INVOLVES INTIMATE PARTS IN A MANNER THAT IS**  
5 **DEVELOPMENTALLY INAPPROPRIATE AND POTENTIALLY HARMFUL TO THE**  
6 **STUDENT OR OTHERS.**

7                   **(B) (1) EACH PUBLIC SCHOOL AND EACH NONPUBLIC SCHOOL SHALL**  
8 **NOTIFY THE PARENTS OR GUARDIANS OF ALL STUDENTS INVOLVED IN AN INCIDENT**  
9 **OF PROBLEMATIC SEXUAL BEHAVIOR BY THE CLOSE OF BUSINESS ON THE DAY OF**  
10 **THE INCIDENT.**

11                   **(2) EACH COUNTY BOARD SHALL ENSURE THAT EACH PUBLIC**  
12 **SCHOOL HAS A POLICY IN PLACE TO PROVIDE THE NOTIFICATION UNDER**  
13 **PARAGRAPH (1) OF THIS SUBSECTION.**

14                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
15 1, 2021.