

HOUSE BILL 711

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By: **Delegates Kaiser, Ebersole, Luedtke, and Washington**

Introduced and read first time: January 30, 2020

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 5, 2020

CHAPTER _____

1 AN ACT concerning

2 **Maryland Longitudinal Data System Center – Inclusion of Out-of-Home**
3 **Placement Data**

4 FOR the purpose of including placement data from State-sponsored out-of-home care
5 originations in the data collected, organized, managed, disaggregated, reported on,
6 and analyzed by the Maryland Longitudinal Data System Center; altering the
7 purpose of the Center to include using information about children who were provided
8 with State-sponsored out-of-home care; adding the Social Services Administration
9 within the Department of Human Services as one of the organizations providing the
10 Center with data; requiring the Center to conduct research on the educational and
11 economic impact of childhood out-of-home placement; repealing a requirement that
12 the Center annually report certain information on students who are dually enrolled
13 to the Governor and General Assembly; requiring the Center to develop a certain
14 data dashboard that is published annually on the Center's website on students who
15 are dually enrolled; requiring the Center to ~~annually report to the Governor and~~
16 ~~General Assembly on certain information relating to out-of-home children; develop~~
17 a certain data dashboard that is published annually on the Center's website on
18 students who were in out-of-home placements; requiring the Department of Human
19 Services to make every effort to comply with certain data requirements; making
20 conforming changes; defining a certain term; and generally relating to the inclusion
21 of placement data in the Maryland Longitudinal Data System.

22 BY repealing and reenacting, with amendments,

23 Article – Education

24 Section 24-701, 24-702, 24-703(f), 24-703.1, and 24-707(a)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Annotated Code of Maryland
2 (2018 Replacement Volume and 2019 Supplement)

3 BY repealing and reenacting, without amendments,
4 Article – Education
5 Section 24–703(a)
6 Annotated Code of Maryland
7 (2018 Replacement Volume and 2019 Supplement)

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

10 **Article – Education**

11 24–701.

12 (a) In this subtitle the following words have the meanings indicated.

13 (b) “Center” means the Maryland Longitudinal Data System Center.

14 (c) “De-identified data” means a data set in which parent and student identity
15 information, including the State Assigned Student Identifier and student Social Security
16 number, has been removed.

17 (d) “Governing Board” means the Governing Board of the Maryland Longitudinal
18 Data System Center.

19 **(E) (1) “PLACEMENT DATA” MEANS DATA RELATING TO A CHILD’S**
20 **EXPERIENCE WITH STATE-SPONSORED OUT-OF-HOME CARE.**

21 **(2) “PLACEMENT DATA” INCLUDES:**

22 **(I) SUPERVISING JURISDICTION;**

23 **(II) REMOVAL REASON;**

24 **(III) CHARACTERISTICS AT THE TIME OF REMOVAL;**

25 **(IV) RETURN REASON;**

26 **(V) PLACEMENT START AND END DATES; AND**

27 **(VI) PLACEMENT TYPE.**

28 **[(e)] (F)** “State Assigned Student Identifier” or “SASID” means the identifier
29 assigned to each student by:

1 (1) A local education agency based on the identifier system developed by
2 the State Department of Education; or

3 (2) An institution of higher education, if the student has not been assigned
4 an identifier by a local education agency.

5 **[(f)] (G)** (1) “Student data” means data relating to or impacting student
6 performance.

7 (2) “Student data” includes:

8 (i) State and national assessments;

9 (ii) Course-taking and completion;

10 (iii) Grade point average;

11 (iv) Remediation;

12 (v) Retention;

13 (vi) Degree, diploma, or credential attainment;

14 (vii) Enrollment;

15 (viii) Demographic data;

16 (ix) Juvenile delinquency records; and

17 (x) Elementary and secondary school disciplinary records.

18 (3) “Student data” does not include:

19 (i) Criminal and CINA records; and

20 (ii) Medical and health records.

21 **[(g)] (H)** “Workforce data” means data relating to:

22 (1) Employment status;

23 (2) Wage information;

24 (3) Geographic location of employment; and

25 (4) Employer information.

1 24-702.

2 (a) The State Department of Education, Maryland Higher Education
3 Commission, University System of Maryland, Morgan State University, St. Mary's College
4 of Maryland, and Maryland Department of Labor jointly shall establish the Maryland
5 Longitudinal Data System that shall be fully operational by December 31, 2014.

6 (b) The Maryland Longitudinal Data System is a statewide data system that
7 contains individual-level student data, **PLACEMENT DATA**, and workforce data from all
8 levels of education, **STATE-SPONSORED OUT-OF-HOME CARE**, and the State's
9 workforce, and allows the Center to:

10 (1) Effectively organize, manage, disaggregate, and analyze individual
11 student data **AND PLACEMENT DATA**; and

12 (2) Examine student progress and outcomes over time, including
13 preparation for postsecondary education and the workforce.

14 (c) The linkage of student data, **PLACEMENT DATA**, and workforce data for the
15 purposes of the Maryland Longitudinal Data System shall be limited to no longer than 20
16 years from the date of latest attendance in any educational institution in the State.

17 (d) The purpose of the Maryland Longitudinal Data System is to:

18 (1) Generate timely and accurate information about student performance
19 that can be used to improve the State's education system and guide decision makers at all
20 levels; [and]

21 (2) **GENERATE TIMELY AND ACCURATE INFORMATION ABOUT**
22 **CHILDREN WHO WERE PROVIDED WITH STATE-SPONSORED OUT-OF-HOME CARE**
23 **THAT CAN BE USED TO IMPROVE THE STATE'S EDUCATION AND CHILD WELFARE**
24 **SYSTEMS AND GUIDE DECISIONS MADE AT ALL LEVELS; AND**

25 (3) Facilitate and enable the linkage of student data, **PLACEMENT DATA**,
26 and workforce data.

27 24-703.

28 (a) There is a Maryland Longitudinal Data System Center.

29 (f) The Center shall perform the following functions and duties:

30 (1) Serve as a central repository of student data, **PLACEMENT DATA**, and
31 workforce data in the Maryland Longitudinal Data System, including data sets provided
32 by:

1 (i) The State Department of Education;

2 (ii) Local education agencies;

3 (iii) The Maryland Higher Education Commission;

4 (iv) Institutions of higher education;

5 (v) The Maryland Department of Labor; [and]

6 (vi) The Department of Juvenile Services; AND

7 (VII) THE SOCIAL SERVICES ADMINISTRATION WITHIN THE
8 DEPARTMENT OF HUMAN SERVICES;

9 (2) Oversee and maintain the warehouse of the Maryland Longitudinal
10 Data System data sets;

11 (3) Ensure routine and ongoing compliance with the federal Family
12 Educational Rights and Privacy Act and other relevant privacy laws and policies, including:

13 (i) The required use of de-identified data in data research and
14 reporting;

15 (ii) The required disposition of information that is no longer needed;

16 (iii) Providing data security, including the capacity for audit trails;

17 (iv) Providing for performance of regular audits for compliance with
18 data privacy and security standards; and

19 (v) Implementing guidelines and policies that prevent the reporting
20 of other potentially identifying data;

21 (4) Conduct research using timely and accurate student data and
22 workforce data to improve the State's education system and guide decision making by State
23 and local governments, educational agencies, institutions, teachers, and other education
24 professionals;

25 (5) Conduct research relating to:

26 (i) The impact of State and federal education programs;

27 (ii) The performance of educator preparation programs; [and]

1 (iii) Best practices regarding classroom instruction, education
2 programs and curriculum, and segment alignment; AND

3 (IV) THE IMPACT ON EDUCATIONAL AND ECONOMIC OUTCOMES
4 OF CHILDHOOD OUT-OF-HOME PLACEMENT;

5 (6) Fulfill information and data requests to facilitate State and federal
6 education reporting with existing State agencies as appropriate; and

7 (7) Fulfill approved public information requests.

8 24-703.1.

9 (A) The Center shall ~~report to the Governor and, in accordance with § 2-1257 of~~
10 ~~the State Government Article, the General Assembly on or before December 15 of each year~~
11 DEVELOP A CLEAR AND EASY-TO-UNDERSTAND GRAPHIC DATA DASHBOARD THAT
12 IS PUBLISHED ANNUALLY ON THE CENTER'S WEBSITE WITH INFORMATION,
13 disaggregated by local school system, regarding:

14 (1) The number of students who are dually enrolled under Title 18, Subtitle
15 14A of this article; and

16 (2) The number and course name of the courses in which a student under
17 item (1) of this [section] SUBSECTION dually enrolls at the high school and at the public
18 institution of higher education.

19 (B) (1) ~~THE CENTER SHALL REPORT TO THE GOVERNOR AND, IN~~
20 ~~ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL~~
21 ~~ASSEMBLY ON OR BEFORE DECEMBER 15 EACH YEAR, DISAGGREGATED BY COUNTY,~~
22 DEVELOP A CLEAR AND EASY-TO-UNDERSTAND GRAPHIC DATA DASHBOARD THAT
23 IS PUBLISHED ANNUALLY ON THE CENTER'S WEBSITE WITH INFORMATION,
24 DISAGGREGATED BY COUNTY, REGARDING THE EXPERIENCE FOR FORMER
25 OUT-OF-HOME CHILDREN AND HOW OUT-OF-HOME PLACEMENT AFFECTED
26 PARTICIPATION IN HIGHER EDUCATION.

27 (2) ~~IN ISSUING ITS REPORT UNDER THIS SUBSECTION, THE CENTER~~
28 ~~SHALL REPORT~~ THE DATA DASHBOARD REQUIRED UNDER THIS SUBSECTION SHALL
29 INCLUDE INFORMATION ON:

30 (I) THE RATE OF ENROLLMENT IN INSTITUTIONS OF HIGHER
31 EDUCATION BY PLACEMENT;

32 (II) THE TYPE OF INSTITUTION OF HIGHER EDUCATION IN
33 WHICH OUT-OF-HOME CHILDREN ARE ENROLLED;

1 (III) THE TYPE OF FINANCIAL SUPPORT PROVIDED TO
2 OUT-OF-HOME CHILDREN ENROLLED IN AN INSTITUTION OF HIGHER EDUCATION;
3 AND

4 (IV) THE GRADUATION RATE FOR OUT-OF-HOME CHILDREN
5 FROM INSTITUTIONS OF HIGHER EDUCATION.

6 24-707.

7 (a) Local education agencies, community colleges, public senior higher education
8 institutions, **THE DEPARTMENT OF HUMAN SERVICES**, and **OTHER** State agencies shall:

9 (1) Make every effort to comply with the data requirements and
10 implementation schedule for the Maryland Longitudinal Data System as set forth by the
11 Governing Board; and

12 (2) Transfer student data ~~and~~, workforce data, **AND PLACEMENT DATA** to
13 the Maryland Longitudinal Data System in accordance with the data security and
14 safeguarding plan developed under § 24-704(g)(6) of this subtitle.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2020.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.