

SENATE BILL 367

F1, J1, O1
SB 223/19 – EHE

0lr0847
CF HB 277

By: **Senators Washington, Augustine, Carter, Elfreth, Ellis, Hayes, Hester, Lam, Lee, Patterson, Smith, and West**

Introduced and read first time: January 24, 2020

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **State Department of Education – Guidelines on Trauma-Informed Approach**

3 FOR the purpose of establishing the Trauma-Informed Schools Initiative in the State
4 Department of Education; requiring the State Department of Education, in
5 consultation with the Maryland Department of Health and the Department of
6 Human Services, to develop certain guidelines on a certain trauma-informed
7 approach, work with certain stakeholders and content experts to develop certain
8 training, and offer the training to certain staff at each local school system; requiring
9 the State Department of Education to distribute certain guidelines to each local
10 school system and to develop a certain website; requiring the State Department of
11 Education, in consultation with the Maryland Department of Health and the
12 Department of Human Services, to establish the Trauma-Informed Schools
13 Expansion Program; stating the purpose of the Program; requiring the State
14 Department of Education to select certain schools to voluntarily participate in the
15 Program on or before a certain date; requiring the State Department of Education to
16 take certain actions in implementing the Program; requiring the State Department
17 of Education, in consultation with the Maryland Department of Health and the
18 Department of Human Services, to study certain matters at the end of certain school
19 years; requiring the State Department of Education to report its findings to the
20 Governor and the General Assembly on or before a certain date for a certain number
21 of years; establishing the Trauma-Informed Schools Expansion Program Fund as a
22 special, nonlapsing fund; specifying the purpose of the Fund; requiring the State
23 Department of Education to administer the Fund; requiring the State Treasurer to
24 hold the Fund and the Comptroller to account for the Fund; specifying the contents
25 of the Fund; specifying the purpose for which the Fund may be used; requiring
26 interest earnings of the Fund to be credited to the Fund; exempting the Fund from a
27 certain provision of law requiring interest earnings on State money to accrue to the
28 General Fund of the State; defining certain terms; and generally relating to the
29 Trauma-Informed Schools Initiative, the Trauma-Informed Schools Expansion
30 Program, and the Trauma-Informed Schools Expansion Program Fund.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 BY adding to
2 Article – Education
3 Section 7–427.1
4 Annotated Code of Maryland
5 (2018 Replacement Volume and 2019 Supplement)

6 BY repealing and reenacting, without amendments,
7 Article – State Finance and Procurement
8 Section 6–226(a)(2)(i)
9 Annotated Code of Maryland
10 (2015 Replacement Volume and 2019 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – State Finance and Procurement
13 Section 6–226(a)(2)(ii)121. and 122.
14 Annotated Code of Maryland
15 (2015 Replacement Volume and 2019 Supplement)

16 BY adding to
17 Article – State Finance and Procurement
18 Section 6–226(a)(2)(ii)123.
19 Annotated Code of Maryland
20 (2015 Replacement Volume and 2019 Supplement)

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

23 **Article – Education**

24 **7–427.1.**

25 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
26 INDICATED.

27 (2) “FUND” MEANS THE TRAUMA–INFORMED SCHOOLS EXPANSION
28 PROGRAM FUND.

29 (3) “PROGRAM” MEANS THE TRAUMA–INFORMED SCHOOLS
30 EXPANSION PROGRAM.

31 (4) “TRAUMA–INFORMED APPROACH” MEANS A METHOD FOR
32 UNDERSTANDING AND RESPONDING TO AN INDIVIDUAL WITH SYMPTOMS OF
33 CHRONIC INTERPERSONAL TRAUMA OR TRAUMATIC STRESS.

34 (5) “TRAUMA–INFORMED SCHOOL” MEANS A SCHOOL THAT:

1 (I) ACKNOWLEDGES THE WIDESPREAD IMPACT OF TRAUMA
2 AND UNDERSTANDS THE POTENTIAL PATHS FOR RECOVERY;

3 (II) RECOGNIZES THE SIGNS AND SYMPTOMS OF TRAUMA IN
4 STUDENTS, TEACHERS, AND STAFF;

5 (III) INTEGRATES INFORMATION ABOUT TRAUMA INTO
6 POLICIES, PROCEDURES, AND PRACTICES; AND

7 (IV) ACTIVELY RESISTS RETRAUMATIZING A STUDENT,
8 TEACHER, OR STAFF MEMBER WHO HAS EXPERIENCED TRAUMA.

9 (B) (1) THERE IS A TRAUMA-INFORMED SCHOOLS INITIATIVE IN THE
10 DEPARTMENT.

11 (2) THE DEPARTMENT, IN CONSULTATION WITH THE MARYLAND
12 DEPARTMENT OF HEALTH AND THE DEPARTMENT OF HUMAN SERVICES, SHALL:

13 (I) DEVELOP GUIDELINES ON A TRAUMA-INFORMED
14 APPROACH THAT WILL ASSIST SCHOOLS WITH:

15 1. IMPLEMENTING A COMPREHENSIVE
16 TRAUMA-INFORMED POLICY AT THE SCHOOL;

17 2. THE IDENTIFICATION OF A STUDENT, TEACHER, OR
18 STAFF MEMBER WHO HAS EXPERIENCED TRAUMA;

19 3. THE APPROPRIATE MANNER FOR RESPONDING TO A
20 STUDENT, TEACHER, OR STAFF MEMBER WHO HAS EXPERIENCED TRAUMA;

21 4. FOR SCHOOLS PARTICIPATING IN THE HANDLE WITH
22 CARE PROGRAM, THE APPROPRIATE MANNER FOR RESPONDING TO A STUDENT WHO
23 IS IDENTIFIED AS A "HANDLE WITH CARE" STUDENT; AND

24 5. BECOMING A TRAUMA-INFORMED SCHOOL;

25 (II) WORK WITH STAKEHOLDERS AND CONTENT EXPERTS
26 WITHIN THE STATE TO DEVELOP CURRICULUM AND CONTENT FOR TRAINING ON:

27 1. THE TRAUMA-INFORMED APPROACH; AND

28 2. BECOMING A TRAUMA-INFORMED SCHOOL; AND

(III) OFFER THE TRAINING DEVELOPED UNDER ITEM (II) OF THIS PARAGRAPH TO THE STAFF MEMBERS AT EACH LOCAL SCHOOL SYSTEM WHO INTERACT DIRECTLY WITH STUDENTS.

(3) THE DEPARTMENT SHALL:

(I) DISTRIBUTE THE GUIDELINES DEVELOPED UNDER PARAGRAPH (2)(I) OF THIS SUBSECTION TO EACH LOCAL SCHOOL SYSTEM; AND

(II) DEVELOP A WEBSITE ON THE TRAUMA-INFORMED APPROACH THAT INCLUDES:

1. THE GUIDELINES DEVELOPED UNDER PARAGRAPH (2)(I) OF THIS SUBSECTION;

2. UPDATES ON EFFORTS BY LOCAL SCHOOL SYSTEMS TO COORDINATE SERVICES PROVIDED BY SCHOOL-BASED MENTAL AND BEHAVIORAL HEALTH SERVICES AND COORDINATORS; AND

3. ANY OTHER INFORMATION THE DEPARTMENT, THE MARYLAND DEPARTMENT OF HEALTH, THE DEPARTMENT OF HUMAN SERVICES, OR THE STAKEHOLDERS WHO HELPED DEVELOP THE TRAINING UNDER PARAGRAPH (2)(II) OF THIS SUBSECTION CONSIDER APPROPRIATE.

(C) (1) THE DEPARTMENT, IN CONSULTATION WITH THE MARYLAND DEPARTMENT OF HEALTH AND THE DEPARTMENT OF HUMAN SERVICES, SHALL ESTABLISH A TRAUMA-INFORMED SCHOOLS EXPANSION PROGRAM.

(2) THE PURPOSE OF THE PROGRAM IS TO:

(I) EXPAND THE USE OF THE TRAUMA-INFORMED APPROACH USED IN SCHOOLS; AND

(II) INTENSIVELY TRAIN SCHOOLS ON BECOMING TRAUMA-INFORMED SCHOOLS.

(3) ON OR BEFORE JULY 1, 2020, THE DEPARTMENT SHALL SELECT ONE SCHOOL FROM EACH OF THE FOLLOWING AREAS TO VOLUNTARILY PARTICIPATE IN THE PROGRAM AND RECEIVE INTENSIVE TRAINING ON THE TRAUMA-INFORMED APPROACH:

(I) A METROPOLITAN OR URBAN AREA OF THE STATE;

1 (II) A SUBURBAN AREA OF THE STATE; AND

2 (III) A RURAL AREA OF THE STATE.

3 (4) IN IMPLEMENTING THE PROGRAM, THE DEPARTMENT SHALL:

4 (I) CONSULT WITH SCHOOLS AND JURISDICTIONS THAT USE
5 THE TRAUMA-INFORMED APPROACH OR ANOTHER SIMILAR APPROACH;

6 (II) PROVIDE TRAINING TO THE TEACHERS, EDUCATION
7 SUPPORT STAFF, AND ADMINISTRATORS OF THE SELECTED SCHOOLS ON:

8 1. THE TRAUMA-INFORMED APPROACH; AND

9 2. HOW TO BECOME A TRAUMA-INFORMED SCHOOL;

10 (III) MONITOR EACH SELECTED SCHOOL'S PROGRESS IN
11 BECOMING A TRAUMA-INFORMED SCHOOL; AND

12 (IV) PROVIDE THE SELECTED SCHOOLS WITH ASSISTANCE, AS
13 NECESSARY.

14 (D) (1) THE DEPARTMENT, IN CONSULTATION WITH THE MARYLAND
15 DEPARTMENT OF HEALTH AND THE DEPARTMENT OF HUMAN SERVICES, SHALL
16 COLLECT DATA RELATED TO THE PROGRAM AND STUDY THE PROGRESS AND
17 RESULTS OF THE PROGRAM AT THE END OF EACH SCHOOL YEAR BEGINNING WITH
18 THE 2020-2021 SCHOOL YEAR THROUGH THE 2024-2025 SCHOOL YEAR.

19 (2) THE STUDY REQUIRED UNDER PARAGRAPH (1) OF THIS
20 SUBSECTION SHALL INCLUDE AN EXAMINATION OF ACADEMIC AND NONACADEMIC
21 BENEFITS THAT STUDENTS, TEACHERS, AND STAFF HAVE EXPERIENCED:

22 (I) RESULTING FROM PARTICIPATION IN THE PROGRAM; AND

23 (II) IN A SCHOOL THAT HAS USED THE MATERIALS OR TAKEN
24 THE TRAINING PROVIDED UNDER SUBSECTION (B)(2) OF THIS SECTION.

25 (3) ON OR BEFORE AUGUST 31 EACH YEAR, BEGINNING IN 2021 AND
26 FOR THE NEXT 4 YEARS, THE DEPARTMENT SHALL REPORT ITS FINDINGS TO THE
27 GOVERNOR AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT
28 ARTICLE, THE GENERAL ASSEMBLY.

(E) (1) THERE IS A TRAUMA-INFORMED SCHOOLS EXPANSION PROGRAM FUND.

(2) THE PURPOSE OF THE FUND IS TO PROVIDE FUNDING FOR THE PROGRAM.

(3) THE DEPARTMENT SHALL ADMINISTER THE FUND.

(4) (I) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(II) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

(5) THE FUND CONSISTS OF:

(I) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;

(II) INTEREST EARNINGS OF THE FUND; AND

(III) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.

(6) THE FUND MAY BE USED ONLY FOR THE PROGRAM.

(7) (I) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

(II) ANY INTEREST EARNINGS OF THE FUND SHALL BE CREDITED TO THE FUND.

(8) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE WITH THE STATE BUDGET.

(9) MONEY EXPENDED FROM THE FUND FOR THE PROGRAM IS SUPPLEMENTAL TO AND IS NOT INTENDED TO TAKE THE PLACE OF FUNDING THAT OTHERWISE WOULD BE APPROPRIATED FOR THE PROGRAM.

Article – State Finance and Procurement

6-226.

(a) (2) (i) Notwithstanding any other provision of law, and unless

inconsistent with a federal law, grant agreement, or other federal requirement or with the terms of a gift or settlement agreement, net interest on all State money allocated by the State Treasurer under this section to special funds or accounts, and otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall accrue to the General Fund of the State.

(ii) The provisions of subparagraph (i) of this paragraph do not apply to the following funds:

121. the Markell Hendricks Youth Crime Prevention and Diversion Parole Fund; [and]

122. the Federal Government Shutdown Employee Assistance Loan Fund; AND

123. THE TRAUMA-INFORMED SCHOOLS EXPANSION PROGRAM FUND.

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