

HOUSE BILL 846

F1
HB 1175/19 – W&M

0lr0494

By: **Delegate Grammer**

Introduced and read first time: February 3, 2020

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Public Schools – Reporting of Assaults, Crimes of Violence, and Felonies**
3 **(Report Act of 2020)**

4 FOR the purpose of requiring a certain school administration to file certain reports if an
5 assault, a crime of violence, or a felony occurs at a public school and is reported to
6 the school administration; requiring the school administration to provide certain
7 information to the victim of the assault, crime of violence, or felony, or to the parent
8 of the victim under certain circumstances; requiring each county board of education
9 to adopt regulations concerning a certain administrative incident report and a policy
10 specifying the penalty for a certain violation; requiring each county board to report
11 certain information to the Maryland Department of Education within a certain time
12 period; requiring the Department to report certain information to the General
13 Assembly within a certain time period; defining certain terms; and generally relating
14 to reporting of assaults, crimes of violence, and felonies that occur at public schools.

15 BY adding to
16 Article – Education
17 Section 7–125
18 Annotated Code of Maryland
19 (2018 Replacement Volume and 2019 Supplement)

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

22 **Article – Education**

23 **7–125.**

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) “ASSAULT” HAS THE MEANING STATED IN § 3–201 OF THE**
2 **CRIMINAL LAW ARTICLE.**

3 **(3) “CRIME OF VIOLENCE” HAS THE MEANING STATED IN § 14–101 OF**
4 **THE CRIMINAL LAW ARTICLE.**

5 **(4) “SCHOOL ADMINISTRATION” MEANS A PRINCIPAL OF A PUBLIC**
6 **SCHOOL OR A DESIGNEE OF THE PRINCIPAL.**

7 **(B) IF AN ASSAULT, A CRIME OF VIOLENCE, OR A FELONY OCCURS AT A**
8 **PUBLIC SCHOOL AND IS REPORTED TO THE SCHOOL ADMINISTRATION, THE SCHOOL**
9 **ADMINISTRATION SHALL:**

10 **(1) FILE A REPORT WITH THE POLICE DEPARTMENT OF THE COUNTY**
11 **OR MUNICIPAL CORPORATION IN WHICH THE SCHOOL IS LOCATED;**

12 **(2) FILE AN ADMINISTRATIVE INCIDENT REPORT WITH THE COUNTY**
13 **BOARD THAT INCLUDES THE POLICE REPORT NUMBER; AND**

14 **(3) PROVIDE THE POLICE REPORT NUMBER AND A COPY OF THE**
15 **ADMINISTRATIVE INCIDENT REPORT TO:**

16 **(i) THE VICTIM OF THE ASSAULT, CRIME OF VIOLENCE, OR**
17 **FELONY; OR**

18 **(ii) IF THE VICTIM OF THE ASSAULT, CRIME OF VIOLENCE, OR**
19 **FELONY IS A STUDENT, THE PARENT OF THE STUDENT.**

20 **(C) EACH COUNTY BOARD SHALL:**

21 **(1) ADOPT REGULATIONS THAT SPECIFY THE REQUIREMENTS OF AN**
22 **ADMINISTRATIVE INCIDENT REPORT FILED UNDER SUBSECTION (B) OF THIS**
23 **SECTION;**

24 **(2) ADOPT A POLICY THAT SPECIFIES THE PENALTY FOR A VIOLATION**
25 **OF ANY PROVISION OF THIS SECTION, UP TO AND INCLUDING TERMINATION OF**
26 **EMPLOYMENT; AND**

27 **(3) WITHIN 30 DAYS AFTER THE FINAL DAY OF THE SCHOOL YEAR,**
28 **REPORT THE TOTAL NUMBER OF POLICE REPORTS AND ADMINISTRATIVE INCIDENT**
29 **REPORTS FILED UNDER THIS SECTION TO THE DEPARTMENT.**

1 (D) **WITHIN 60 DAYS AFTER THE FINAL DAY OF THE SCHOOL YEAR, THE**
2 **DEPARTMENT SHALL REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH**
3 **§ 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE TOTAL NUMBER OF POLICE**
4 **REPORTS AND ADMINISTRATIVE INCIDENT REPORTS FILED UNDER THIS SECTION.**

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
6 1, 2020.