

# 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

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 5, 2020

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## 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)

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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.



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

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

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

### Article – Education

24–701.

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

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

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

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

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

**(2) “PLACEMENT DATA” INCLUDES:**

**(I) SUPERVISING JURISDICTION;**

**(II) REMOVAL REASON;**

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

**(IV) RETURN REASON;**

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

**(VI) PLACEMENT TYPE.**

**[(e)] (F)** “State Assigned Student Identifier” or “SASID” means the identifier 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:

- (i) The State Department of Education;
- (ii) Local education agencies;
- (iii) The Maryland Higher Education Commission;
- (iv) Institutions of higher education;
- (v) The Maryland Department of Labor; [and]
- (vi) The Department of Juvenile Services; AND

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

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

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

- (i) The required use of de-identified data in data research and reporting;
- (ii) The required disposition of information that is no longer needed;
- (iii) Providing data security, including the capacity for audit trails;
- (iv) Providing for performance of regular audits for compliance with data privacy and security standards; and
- (v) Implementing guidelines and policies that prevent the reporting of other potentially identifying data;

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

(5) Conduct research relating to:

- (i) The impact of State and federal education programs;
- (ii) The performance of educator preparation programs; [and]

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

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

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

(7) Fulfill approved public information requests.

24-703.1.

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

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

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

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

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

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

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

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

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

24-707.

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

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

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

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

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.