

CHAPTER 596

(House Bill 1789)

AN ACT concerning

Anne Arundel County Board of Education - Hearing Examiner

FOR the purpose of permitting the Anne Arundel County Board of Education to allow a hearing examiner to hear proceedings brought before the board under certain circumstances; requiring the hearing examiner to report to the Board of Education; establishing an appeal process; and generally relating to the use of a hearing examiner by the Anne Arundel County Board of Education.

BY adding to

Article 77 - Public Education
Section 114D
Annotated Code of Maryland
(1975 Replacement Volume and 1976 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That new Section 114D be and it is hereby added to Article 77 - Public Education, of the Annotated Code of Maryland (1975 Replacement Volume and 1976 Supplement) to read as follows:

Article 77 - Public Education

114D.

IN ALL PROCEEDINGS BEFORE THE BOARD OF EDUCATION OF ANNE ARUNDEL COUNTY PURSUANT TO §§ 59 AND 114, THE BOARD MAY CAUSE THE PROCEEDINGS TO BE HEARD INITIALLY BY A HEARING EXAMINER, WHO IS APPOINTED BY THE BOARD. THE HEARING EXAMINER SHALL SUBMIT A TRANSCRIPT OF THE PROCEEDINGS AND EXHIBITS, HIS FINDINGS OF FACT AND CONCLUSIONS OF LAW, AND HIS RECOMMENDATIONS TO THE BOARD OF EDUCATION AND THE APPELLANT. THE BOARD SHALL ALLOW PARTIES TO THE PROCEEDINGS BEFORE THE HEARING EXAMINER AN OPPORTUNITY TO MAKE ARGUMENTS BEFORE IT. FOLLOWING A REVIEW OF THE RECORD AND THE RECOMMENDATIONS, THE BOARD SHALL RENDER A DECISION, WHICH IS SUBJECT TO FURTHER APPEAL TO THE STATE BOARD OF EDUCATION AS PROVIDED IN THIS ARTICLE. THE BOARD OF EDUCATION OF ANNE ARUNDEL COUNTY SHALL ADOPT REASONABLE RULES AND REGULATIONS TO GOVERN THE CONDUCT OF PROCEEDINGS BEFORE THE HEARING EXAMINER.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1977.

Approved May 17, 1977.