

(3) The restitution may be in the form of monetary restitution not to exceed the lesser of the fair market value of the property or \$2,500, or the student's assignment to a school work project, or both.

8-307.

(a) If the Maryland School for the Blind refuses to admit a child or dismisses a child, a parent or guardian of the child may make a written request to the [State Board] OFFICE OF ADMINISTRATIVE HEARINGS that a review be conducted to determine if the decision was appropriate.

(b) [(1) After it receives a request for review, the State Board shall establish a hearing board of at least three qualified individuals who are knowledgeable in the fields that are significant to the educational review of the child.] A REVIEW SHALL BE CONDUCTED PURSUANT TO THE PROVISIONS OF § 8-413 OF THIS TITLE.

[(2) An individual may not be a member of the hearing board if he:

- (i) Is an employee of the Maryland School for the Blind; or
- (ii) Has an interest that conflicts with his objectivity in the hearing.

(3) A member of the hearing board is entitled to a reasonable fee and expenses as established by the State Board.

(c) In accordance with the bylaws of the State Board and applicable federal law or regulation and after a review of the education records of the child, the hearing board may dismiss any request for review.

(d) The hearing board:

(1) Shall conduct the review in accordance with bylaws adopted by the State Board that are consistent with this section and any applicable federal law;

(2) May require a complete and independent diagnosis, evaluation, and prescription of educational programs for the child to be conducted by qualified persons, the cost of which shall be paid by the State Board;

(3) May hear any testimony that it considers relevant;

(4) Shall make its decision within the time required by the bylaws of the State Board and applicable federal law or regulations; and

(5) Subject to the standards adopted and approved under § 8-306 of this subtitle, shall affirm, modify, or reject the decision under review.

(e) (1) The Maryland School for the Blind shall provide the educational records of the child that the hearing board requires.

(2) The State Board shall require the Maryland School for the Blind to carry out the decision of the hearing board.

(f) (1) The circuit court for the county in which the child resides shall review, on petition: