

(2006 Replacement Volume and 2007 Supplement)

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

**Article - Education**

1-101.

(a) In this article, unless the context requires otherwise, the following words have the meanings indicated.

(d) "County board" means the board of education of a county and includes the Baltimore City Board of School Commissioners.

7-304.1.

(a) In this section, "Positive Behavioral Interventions and Support Program" means the research-based, systems approach method adopted by the State Board to build capacity among school staff to adopt and sustain the use of positive, effective practices to create learning environments where teachers can teach and students can learn.

(b) (1) [Each] SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, EACH county board [of education and the Board of School Commissioners of Baltimore City] shall require an elementary school that has a suspension rate that exceeds the standard specified in paragraph (2) of this subsection to implement:

(i) A positive behavioral interventions and support program; or

(ii) An alternative ~~behavioral~~ **BEHAVIOR** modification program in collaboration with the Department.

(2) An elementary school is subject to this subsection if it has a suspension rate that exceeds:

(i) 18 percent of its enrollment for the 2005-2006 school year;

(ii) 16 percent of its enrollment for the 2006-2007 school year;

(iii) 14 percent of its enrollment for the 2007-2008 school year;

(iv) 12 percent of its enrollment for the 2008-2009 school year;

and