

Subtitle 10 HOME INSTRUCTION

13A.10.01 General Regulations

Authority: Education Article, §7-301,
Annotated Code of Maryland

Notice of Proposed Action

[03-077-P]

The State Board of Education proposes to amend Regulations **.01**, **.03**, and **.05** under **COMAR 13A.10.01 General Regulations**. At this time, the Board is withdrawing a previously proposed action to this chapter, which was published in 29:21 Md. R. 1668 — 1669 (October 18, 2002), referenced as [02-341-P].

Statement of Purpose

The purpose of this action is to update a citation, and provide an annual verification procedure as well as a process for advising local school systems if the status of a child being home schooled changes during the school year.

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Opportunity for Public Comment

Comments may be sent to Ms. Lynn Linde, Branch Chief, Student Services and Alternative Programs Branch, Division of Student and School Services, Maryland State Department of Education, 200 West Baltimore Street, Baltimore, Maryland 21201-2595, or fax to (410) 333-8148; or email to llinde@msde.state.md.us; or call (410) 767-0311. These comments must be received not later than May 20, 2003.

Open Meeting

Action on the proposed regulations will be considered by the State Board of Education during a public meeting to be held on June 24 — 25, 2003 in the 7th Floor Board Room of the State Education Building, 200 West Baltimore Street, Baltimore, Maryland, notice of which is given pursuant to State Government Article, §10-506(c), Annotated Code of Maryland.

.01 Home Instruction Program.

A. (text unchanged)

B. Written Agreement.

(1) A parent or guardian who chooses to teach [a] his or her child at home shall initially sign a statement on a form prescribed by the State Department of Education which:

[(1)] *(a)* Indicates consent to the requirements set forth in §§C, D, and E of this regulation; and

[(2)] *(b)* (text unchanged)

(2) Annual Verification. Annually thereafter, before the beginning of the school year, a parent or guardian shall verify the continuation of home schooling for his or her child with the local school superintendent or with the supervising nonpublic school or institution described in Regulation .05 of this chapter.

(3) Change in Status. A parent or guardian shall notify the local school superintendent or the supervising nonpublic school or institution described in Regulation .05 of this chapter if a change occurs in the home school status of a child during the school year.

C. — F. (text unchanged)

.03 Noncompliance with Requirements.

A. Failure to Consent. If a parent or guardian does not agree to the requirements of Regulation .01B, C, and D, above, a child shall be enrolled promptly in a public school or nonpublic school as defined in COMAR [13A.09.09.02B(4)(a).] *13A.09.09.02B(9).*

B. (text unchanged)

.05 Home Instruction Under Supervision of Nonpublic School.

A. A parent or guardian may provide instruction for a child at home without compliance with the requirements of this regulation, other than the requirements of Regulations .01B(2) and .04, if that instruction is offered through correspondence courses and is under the supervision of a:

[A.] (1) — [B.] (2) (text unchanged)

B. Annual Verification. The supervising nonpublic school or institution described in §A of this regulation annually shall:

(1) Verify with the local school superintendent the identification of home schooled students whose instruction is continuing under its supervision;

(2) Notify the local school superintendent of the identification of home schooled students whose instruction is newly added to its supervision; and

(3) Provide the local school superintendent with the identification of home schooled students whose instruction is no longer under its supervision.

C. Change in Status. The supervising nonpublic school or institution described in §A of this regulation shall notify the local school superintendent if a change occurs in the status of a home schooled student whose instruction was under its supervision during the school year.

NANCY S. GRASMICK
State Superintendent of Schools
