

# HOUSE BILL 454

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7lr2048  
CF 7lr2657

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By: **Delegates Lierman, Atterbeary, Kelly, Turner, and M. Washington**

Introduced and read first time: January 26, 2017

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Education – Healthy Out of School Time Heroes Recognition Program**

3 FOR the purpose of establishing the Healthy Out of School Time Heroes Recognition  
4 Program; requiring the State Department of Education to administer the Program;  
5 requiring the Department to develop a certain recognition process for the Program;  
6 requiring the Department to use certain standards for the Program; requiring the  
7 Department to create a certain certificate for the Program; establishing that a  
8 certain certificate is valid for a certain amount of time; requiring the Department to  
9 maintain a certain list of programs; establishing the Healthy Out of School Time  
10 Heroes Program Grant; requiring the Department to administer the grant program;  
11 establishing certain policies for the administration of the grant program; authorizing  
12 the Department to award certain grants; establishing standards to be met in order  
13 to receive the grant; establishing a maximum grant award amount; establishing the  
14 Healthy Out of School Time Heroes Program Fund as a special, nonlapsing fund;  
15 specifying the purpose of the Fund; requiring the Department to administer the  
16 Fund; requiring the State Treasurer to hold the Fund and the State Comptroller to  
17 account for the Fund; specifying the contents of the Fund; specifying the purpose for  
18 which the Fund may be used; providing for the investment of money in and  
19 expenditures from the Fund; requiring the Department to adopt certain regulations;  
20 defining certain terms; and generally relating to the Healthy Out of School Time  
21 Heroes Recognition Program.

22 BY adding to

23 Article – Education

24 Section 7–2001 through 7–2005 to be under the new subtitle “Subtitle 20. Healthy  
25 Out of School Time Heroes Recognition Program”

26 Annotated Code of Maryland

27 (2014 Replacement Volume and 2016 Supplement)

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

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



**Article – Education****SUBTITLE 20. HEALTHY OUT OF SCHOOL TIME HEROES RECOGNITION PROGRAM.  
7–2001.**

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) “FUND” MEANS THE HOST HEROES PROGRAM FUND.

(C) “HOST HEROES PROGRAM” MEANS THE HEALTHY OUT OF SCHOOL TIME (HOST) HEROES RECOGNITION PROGRAM.

(D) “OUT OF SCHOOL TIME” MEANS:

(1) BEFORE OR AFTER THE SCHOOL DAY;

(2) ON WEEKENDS AND HOLIDAYS; AND

(3) DURING VACATIONS AND SUMMER BREAKS.

**7–2002.**

(A) THERE IS A HEALTHY OUT OF SCHOOL TIME (HOST) HEROES RECOGNITION PROGRAM.

(B) (1) THE DEPARTMENT SHALL ADMINISTER THE HOST HEROES PROGRAM.

(2) (I) THE DEPARTMENT SHALL DEVELOP A PROCESS FOR AN OUT OF SCHOOL TIME PROGRAM TO BE RECOGNIZED AS A HOST HEROES PROGRAM.

(II) A HOST HEROES PROGRAM MUST MEET THE NATIONAL OUT OF SCHOOL TIME HEALTHY EATING AND PHYSICAL ACTIVITY STANDARDS.

(C) (1) THE DEPARTMENT SHALL CREATE A CERTIFICATE TO BE AWARDED TO AN OUT OF SCHOOL TIME PROGRAM IF THE PROGRAM IS QUALIFIED AS A HOST HEROES PROGRAM.

(2) A HOST HEROES PROGRAM DESIGNATION IS VALID FOR 1 CALENDAR YEAR, BEGINNING JANUARY 1, 2018, AND EACH JANUARY 1 THEREAFTER.

1           **(3) THE DEPARTMENT SHALL MAINTAIN AND ANNUALLY UPDATE A**  
2 **LIST OF OUT OF SCHOOL TIME PROGRAMS THAT ARE DESIGNATED AS A HOST**  
3 **HEROES PROGRAM.**

4 **7-2003.**

5           **(A) THERE IS A HOST HEROES PROGRAM GRANT.**

6           **(B) (1) THE DEPARTMENT SHALL DEVELOP AND ADMINISTER THE GRANT**  
7 **PROGRAM.**

8                   **(2) THE DEPARTMENT SHALL ESTABLISH POLICIES AND**  
9 **PROCEDURES FOR THE ADMINISTRATION OF THE GRANT PROGRAM, INCLUDING:**

10                           **(I) THE GRANT APPLICATION PROCESS; AND**

11                           **(II) CRITERIA FOR AWARDING GRANTS UNDER THIS SUBTITLE.**

12           **(C) (1) TO QUALIFY FOR A GRANT AWARDED IN ACCORDANCE WITH THIS**  
13 **SUBTITLE, A GRANTEE MUST BE DESIGNATED AS A HOST HEROES PROGRAM.**

14                   **(2) AN AWARD MADE TO A GRANTEE MAY NOT EXCEED \$5,000 EACH**  
15 **CALENDAR YEAR.**

16 **7-2004.**

17           **(A) THERE IS A HOST HEROES PROGRAM FUND.**

18           **(B) THE PURPOSE OF THE FUND IS TO PROVIDE ASSISTANCE TO ANY**  
19 **PROGRAM DESIGNATED AS OR APPLYING TO BECOME A HOST HEROES PROGRAM.**

20           **(C) THE DEPARTMENT SHALL ADMINISTER THE FUND.**

21           **(D) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT**  
22 **SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.**

23                   **(2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY,**  
24 **AND THE STATE COMPTROLLER SHALL ACCOUNT FOR THE FUND.**

25           **(E) THE FUND CONSISTS OF:**

1                   **(1) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;**  
2 **AND**

3                   **(2) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR**  
4 **THE BENEFIT OF THE FUND.**

5                   **(F) THE FUND MAY BE USED TO SUPPORT INNOVATION, TRAINING, OR**  
6 **TECHNICAL ASSISTANCE FOR HOST HEROES PROGRAMS.**

7                   **(G) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND**  
8 **IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.**

9                   **(2) ANY INTEREST EARNINGS OF THE FUND SHALL BE CREDITED TO**  
10 **THE GENERAL FUND OF THE STATE.**

11                   **(H) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE**  
12 **WITH THE STATE BUDGET.**

13                   **(I) MONEY EXPENDED FROM THE FUND FOR A HOST HEROES PROGRAM**  
14 **IS SUPPLEMENTAL TO AND IS NOT INTENDED TO TAKE THE PLACE OF FUNDING THAT**  
15 **OTHERWISE WOULD BE APPROPRIATED FOR A HOST HEROES PROGRAM.**

16 **7-2005.**

17                   **THE DEPARTMENT SHALL ADOPT REGULATIONS TO CARRY OUT THE**  
18 **PROVISIONS OF THIS SUBTITLE.**

19                   **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect**  
20 **October 1, 2017.**