A. Policy Purpose

To outline alternative instructional services for students due to a verified health condition(s) or other exigent circumstances.

B. Definitions

1. "Home and Hospital Teaching Program" (HHT) is defined to mean a program designed to provide short term instructional continuity to students who are unable to attend their regular school of enrollment due to a verified physical or emotional condition.

2. "Interim Instructional Services," for the purposes of this Policy, is defined to mean educational services delivered outside of a traditional school setting, including but not limited to HHT, Student Services Instruction (SSI), or placement in an alternative education program, that allows a student the opportunity to continue the student's education within FCPS and, if in secondary school, the opportunity to receive credit.

3. "Student Services Instruction" (SSI) is defined to mean a program designed to provide short term instructional continuity to students who are unable to attend their regular school of enrollment due to exigent circumstances.

4. "Verified Health Condition" is defined to mean a physical condition as validated by a licensed physician or certified nurse practitioner, or an emotional condition as validated by a certified school psychologist, licensed psychologist, licensed psychiatrist, or licensed psychiatric mental health nurse practitioner.

C. Policy Statement

The goal of the Board of Education of Frederick County (Board) is to ensure students have a continuation of instructional services during periods of absence due to a verified health condition or other exigent circumstances.

D. Implementation

1. **Home and Hospital Teaching Program**
   a. Maryland law mandates the implementation of interim instructional services for students who are unable to attend their school of enrollment due to a verified physical or emotional condition. The Board directs the Frederick County Public Schools (FCPS) to implement an appropriate HHT program.
   b. **Pregnant and Parenting Students**
      i. Pregnant students are entitled to six (6) weeks of HHT after birth of a child.

ii. Any request for HHT services before delivery or beyond six (6) weeks post-delivery requires documentation from a physician or nurse practitioner.

2. **Juvenile Services Instruction.** Students who are dually enrolled in the Department of Juvenile Services (DJS) Juvenile Services Education Program (JSEP) and FCPS are provided instructional services by DJS in the facility in which they are placed.

3. **Student Services Instruction**
   a. Students who are unable to attend their school of enrollment due to exigent circumstances, which may include incarceration at the Frederick County Adult Detention Center, remain entitled to instructional services. Accordingly, the Board directs the Superintendent, or their designee, to make the appropriate arrangements to provide instructional services as needed to such students.
   b. Incarcerated students receiving special education services will be offered a continuation of those services, which may require an Individual Education Plan (IEP) meeting at or near the time of incarceration to make appropriate adjustments to the IEP.
   c. A student who is registered as a sex offender is prohibited from entering any FCPS property. Accordingly, the Superintendent or their designee is directed to arrange instructional services for the student at a location outside of FCPS property.

4. The Superintendent is directed to provide regulations to implement this Policy, including how the school supports students during their transition from alternative instructional services back into the school building.

E. Related Information

1. **Board Policy**
   a. Policy 508, *Special Education*

2. **Code of Maryland Regulations (COMAR)**
   a. COMAR 13A.03.05, *Administration of Home and Hospital Teaching for Students*
   b. COMAR 13A.05.01, *Provision of a Free Appropriate Public Education*
   c. COMAR 13A.05.11, *Juvenile Services Education*
   d. COMAR 13A.08.01.17, *School Use of Reportable Offenses*

3. **External Resources**
   a. Maryland State Department of Education. (March 2018). *Technical Assistance Bulletin, Home and Hospital Teaching, Supplement on Students with Disabilities*
   b. MSDE. (2022). *Home and Hospital Teaching Fact Sheet (Fact Sheet 92)*
   c. MSDE. (September 14, 2021). *Frequently Asked Questions: Home and Hospital Teaching*

4. **FCPS Regulations**
   a. Regulation 200-50, *Registered Sex Offenders – Entry Onto School Property*
   b. Regulation 400-19, *Placement Process for Students from Out-of-County Alternative Programs or Previous Expulsion/Disciplinary Removal*

c. Regulation 400-60, *Placement of Students Charged with Reportable Offenses*
d. Regulation 400-93, *Incarcerated Youth With Disabilities – Education Services*
e. Regulation 400-99, *Pregnant and Parenting Students*
f. Regulation 417-01, *Home-Hospital Teaching Services* (formerly 400-37)
g. Regulation 430-02, *Student Attendance* (formerly 400-98)

5. **FCPS Resources**
   a. Home and Hospital Teaching Webpage

6. **Federal Law**
   a. Individuals with Disabilities Act (IDEA)
   b. Section 504 of the Rehabilitation Act of 1973
   c. Title IX of the 1973 Education Amendments

7. **Maryland Statutes**
   a. Md. Code Ann., Crim Proc § 11-722
   b. Md. Code Ann., Educ. § 7-101
   c. Md. Code Ann., Educ. § 7-301
   d. Md. Code Ann., Educ. § 7-301.1
   e. Md. Code Ann., Educ. § 8-403

F. Policy History (Maintained by Legal Services)

Responsible Office	Office of Student Services
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Review Dates	
Revision Dates	06/26/19; 11/05/25