

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 269

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Stukes” and substitute “Stukes, Kramer, and Glenn”; in line 6, after “meeting” insert “, subject to a certain exception; authorizing certain school personnel to provide the parents of a child with a disability a summary of certain information in a certain manner under certain circumstances; requiring certain school personnel to document certain failures and to communicate certain information to the parents of a child with a disability under certain circumstances”; and in line 11, after “format;” insert “providing that failure to comply with this Act does not constitute a certain violation of the requirement to provide certain students a free appropriate public education.”.

AMENDMENT NO. 2

On page 2, in line 14, strike “AT” and substitute:

“(1) (I) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, AND SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, AT”;

in the same line, strike “5” and substitute “3”; in line 18, strike “A” and substitute “AN ACCESSIBLE”; and after line 20, insert:

“(II) AN ASSESSMENT, REPORT, DATA CHART, OR OTHER DOCUMENT PREPARED BY A SCHOOL PSYCHOLOGIST OR OTHER MEDICAL PROFESSIONAL THAT EITHER TEAM PLANS TO DISCUSS AT THE MEETING MAY BE PROVIDED TO THE PARENTS OF THE CHILD ORALLY AND IN WRITING PRIOR TO THE MEETING.

(Over)

(2) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, APPROPRIATE SCHOOL PERSONNEL ARE NOT REQUIRED TO COMPLY WITH PARAGRAPH (1) OF THIS SUBSECTION IN THE EVENT OF AN EXTENUATING CIRCUMSTANCE.

(II) IN THE EVENT OF AN EXTENUATING CIRCUMSTANCE, APPROPRIATE SCHOOL PERSONNEL WHO FAIL TO COMPLY WITH PARAGRAPH (1) OF THIS SUBSECTION SHALL DOCUMENT THE EXTENUATING CIRCUMSTANCE AND COMMUNICATE THAT INFORMATION TO THE PARENTS OF THE CHILD.”

AMENDMENT NO. 3

On page 2, after line 31, insert:

“(E) FAILURE TO COMPLY WITH THIS SECTION DOES NOT CONSTITUTE A SUBSTANTIVE VIOLATION OF THE REQUIREMENT TO PROVIDE A STUDENT WITH A FREE APPROPRIATE PUBLIC EDUCATION.”