

PROPOSED AMENDMENT

HB 1380 # 16

DIGEST

Due process hearings. Removes provisions that do the following: (1) Provide that when a parent agrees to participate in a: (A) mediation; or (B) facilitated individualized education program (IEP) meeting through the department; and subsequently initiates a due process hearing, a public agency shall have the burden of proof at the subsequent due process hearing. (2) Provide that a public agency shall have the burden of proof, including the burden of persuasion and production, for all expedited due process hearings, regardless of whether a mediation or facilitated IEP meeting was initiated before filing for the expedited due process hearing.

- 1 Page 1, delete lines 1 through 15.
- 2 Page 2, delete lines 1 through 6.
- 3 Page 14, delete lines 18 through 42.
- 4 Renumber all SECTIONS consecutively.
(Reference is to HB 1380 as reprinted January 24, 2024.)