

Regular Session, 2012

HOUSE BILL NO. 915

BY REPRESENTATIVE SHADOIN

EDUCATION/SPECIAL: Provides relative to funding procedures for special education services

1 AN ACT

2 To amend and reenact R.S. 17:1947(A), relative to funding for special educational services;
3 to provide procedures for the reimbursement of costs of education and related
4 services provided to certain students, including residents of residential and
5 intermediate care facilities; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 17:1947(A) is hereby amended and reenacted to read as follows:

8 §1947. Funding

9 A. Funding for public school ~~special~~ educational services as provided by
10 local education agencies shall be as follows:

11 (1) Each local education agency shall provide ~~special~~ education and related
12 services to students ~~with exceptionalities~~ who are located within its geographical
13 boundaries, including children who are placed in a private residential facility or an
14 intermediate care facility ~~for the developmentally disabled~~ for any reason by any
15 individual or agency; however, the agency shall pay the cost of such services only
16 for such students who are residents within the geographical boundaries of the
17 agency. Each local education agency shall provide child find and evaluation to
18 nonresident students who attend a parentally placed private elementary or secondary
19 school.

20 (2) If a local education agency provides ~~special~~ education and related
21 services to a student ~~with an exceptionality~~ who is located within the geographical
22 boundaries of such agency but is not a resident thereof, including children who are

1 placed in a private residential facility or an intermediate care facility ~~for the~~
2 ~~developmentally disabled~~ for any reason by any individual or agency, the cost of any
3 ~~special~~ education and related services shall be reimbursed by the local education
4 agency within the boundaries of which the student resides, except as provided in
5 Paragraph (3) of this Subsection.

6 (3) If a student ~~with an exceptionality~~ is living in a private residential facility
7 in this state but the student is not a resident of this state, the local education agency
8 providing any ~~special~~ education and related services to that student shall be
9 reimbursed by the residential facility for the cost of providing those services.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Shadoin

HB No. 915

Abstract: Provides relative to funding procedures for special education and relative services.

Present law provides for funding for public school special educational services as provided by local education agencies for students with exceptionalities as follows:

- (1) For a student located within a local education agency's geographic boundaries, including children in private residential facilities or intermediate care facilities for the developmentally disabled, the agency shall pay the cost of special education and related services only if the student is a resident within the agency's geographical boundaries.
- (2) For a student located within a local education agency's geographical boundaries who is not a resident thereof, including children in private residential facilities or intermediate care facilities for the developmentally disabled, the cost of special education and related services shall be reimbursed by the agency within the boundaries of which the student resides except if the student is living in a private residential facility but is not a La. resident, then the agency providing the special education and related services shall be reimbursed by the residential facility.

Proposed law deletes all references to "special" education services and students "with exceptionalities" and makes present law applicable to all education and related services for all students. Also deletes references to facilities "for the developmentally disabled".

(Amends 17:1947(A))