

HOUSE No. 432

The Commonwealth of Massachusetts

PRESENTED BY:

Marjorie C. Decker

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to ensure equal access to education, including special education services, for all students in Massachusetts.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>
<i>Christine P. Barber</i>	<i>34th Middlesex</i>
<i>Michael J. Barrett</i>	<i>Third Middlesex</i>
<i>Peter Capano</i>	<i>11th Essex</i>
<i>Daniel R. Cullinane</i>	<i>12th Suffolk</i>
<i>Marcos A. Devers</i>	<i>16th Essex</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>
<i>Mindy Domb</i>	<i>3rd Hampshire</i>
<i>Daniel M. Donahue</i>	<i>16th Worcester</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Nika C. Elugardo</i>	<i>15th Suffolk</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>
<i>Carlos Gonzalez</i>	<i>10th Hampden</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>
<i>Stephan Hay</i>	<i>3rd Worcester</i>
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>

<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>
<i>Mary S. Keefe</i>	<i>15th Worcester</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>
<i>Elizabeth A. Malia</i>	<i>11th Suffolk</i>
<i>Tram T. Nguyen</i>	<i>18th Essex</i>
<i>James J. O'Day</i>	<i>14th Worcester</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>
<i>José F. Tosado</i>	<i>9th Hampden</i>
<i>Steven Ultrino</i>	<i>33rd Middlesex</i>
<i>Tommy Vitolo</i>	<i>15th Norfolk</i>

HOUSE No. 432

By Ms. Decker of Cambridge, a petition (accompanied by bill, House, No. 432) of Marjorie C. Decker and others relative to access to education including special education . Education.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act to ensure equal access to education, including special education services, for all students in Massachusetts.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 1I of Chapter 69 of the General Laws, as appearing in the 2016
2 Official Edition, is hereby amended by inserting after the fifth paragraph the following
3 paragraph: -

4 The department shall annually analyze and publish in an easily accessible and user
5 friendly manner the student-specific data provided by school committees and charter schools
6 pursuant to: section 1I of Chapter 69 of the General Laws; sections 37H, 37O, 37P, and 89 of
7 Chapter 71 of the General Laws; sections 3 and 7 of Chapter 71A of the General Laws; section 6
8 of Chapter 71B of the General Laws; section 2A of Chapter 72 of the General Laws; statewide
9 assessment data utilized as a basis for competency determinations pursuant to section 1D of
10 chapter 69 of the General Laws; and any other data required by the federal office of education,
11 provided that said data required by the federal department of education is also student-specific
12 data and can be cross-tabulated. The department shall provide said data in a manner that can be

13 easily cross-tabulated by, at a minimum, the following: each major racial and ethnic group; sex;
14 economic status; high needs status; English learner status; and category of disability, if
15 applicable. The information shall be presented statewide and also disaggregated by school
16 committee, charter school, and individual school in a manner that is anonymized and does not
17 reveal personally identifiable information about an individual student. Publication shall include,
18 but need not be limited to, availability on the department's worldwide web site.

19 SECTION 2. Said Section 1I of Chapter 69 of the General Laws, as appearing in the 2016
20 Official Edition, is hereby further amended by striking out, in line 235, the word “and” the
21 second time it appears.

22 SECTION 3. Said Section 1I of Chapter 69 of the General Laws, as appearing in the 2016
23 Official Edition, is hereby further amended by striking out, in line 237, the period and inserting
24 in place thereof the following words: - ; and

25 (i) the number of children, by grade level, within each disability category receiving
26 specific special education services, including but not limited to: each related service; assistive
27 technology, including but not limited to augmentative and alternative communication;
28 supplementary aids and services; vocational education; travel training; and community-based
29 transition services; provided further that school districts and charter schools shall only be
30 required to provide said information regarding number of children receiving specific special
31 education services when the department provides school committees with an online web-based
32 IEP application aligned with the special education services requiring reporting under this
33 section.

34 SECTION 4. Section 6 of Chapter 71B of the General Laws, as appearing in the 2016
35 Official Edition, is hereby amended by inserting after the first sentence the following sentences: -
36 School committees shall also annually report to the department, pursuant to regulations
37 promulgated by the department, delivery of specific special education services by each major
38 racial and ethnic group, sex, economic status, and English learner status of children by age level,
39 including but not limited to delivery of: each related service; assistive technology, including but
40 not limited to augmentative and alternative communication; supplementary aids and services;
41 vocational education; travel training; and community-based transition services. This annual
42 reporting by school committees to the department shall only be required when the department
43 provides school committees with an online web-based IEP application aligned with the special
44 education services requiring reporting under this section. This information shall be cross-
45 tabulated by, at a minimum, the following: each major racial and ethnic group; sex; economic
46 status; and English learner status. The information shall be presented statewide and also
47 disaggregated by school committee, charter school, and individual school in a manner that is
48 anonymized and does not reveal personally identifiable information about an individual student.

49 SECTION 5. Said section 6 of Chapter 71B of the General Laws, as appearing in the
50 2016 Official Edition, is hereby further amended by inserting, in line 8, after the word
51 “assignment” the following words: - or pattern of delivery of the aforementioned specific special
52 education services.