

SENATE No. 321

The Commonwealth of Massachusetts

PRESENTED BY:

Diana DiZoglio

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 relative to school services for certain 22 year-old students.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Diana DiZoglio</i>	<i>First Essex</i>	
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>1/19/2021</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>2/15/2021</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>	<i>3/4/2021</i>

SENATE No. 321

By Ms. DiZoglio, a petition (accompanied by bill, Senate, No. 321) of Diana DiZoglio, Kimberly N. Ferguson, Hannah Kane and Patrick M. O'Connor for legislation relative to school services for certain 22 year-old students. Education.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 271 OF 2019-2020.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act relative to school services for certain 22 year-old students.

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 12A of Chapter 71B of the General Laws, as appearing in the 2014
2 Official Edition, is hereby amended by striking out, in line 1, the figure “twelve C” and inserting
3 in place thereof the following figure:- 12D.

4 SECTION 2. Said section 12A of said Chapter 71B, as so appearing, is hereby further
5 amended by striking out the definition of “Disabled person” and inserting in place thereof the
6 following 2 definitions:-

7 “Age 22” or “age of 22”, a person with a disability’s twenty-second birthday or the last
8 day of the school year during which said person’s twenty-second birthday occurs, whichever said

9 person or, if a court of competent jurisdiction has granted guardianship, the student's parent or
10 guardian elects.

11 "Disabled person" or "person with a disability", a person who is unable to engage in
12 substantial gainful activity by reason of medically determinable physical or mental impairment
13 which can be expected to result in death or be of at least 12 months' duration; provided, however,
14 that such impairment is of such severity that such individual is unable to do the individual's
15 previous work, if any, and, considering the individual's age, education, and work experience,
16 cannot engage in substantial gainful activity.

17 SECTION 3. Said Chapter 71B is hereby further amended by inserting after Section 12C
18 the following section:-

19 Section 12D. A person with a disability or, if a court of competent jurisdiction has
20 granted guardianship, the student's parent or guardian may elect to continue receiving special
21 education for the remainder of the school year in which said person's twenty-second birthday
22 occurs.