

SECOND REGULAR SESSION

SENATE BILL NO. 1062

98TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR BROWN.

Read 1st time February 16, 2016, and ordered printed.

ADRIANE D. CROUSE, Secretary.

6205S.011

AN ACT

To repeal section 162.685, RSMo, and to enact in lieu thereof one new section relating to special educational services.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 162.685, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 162.685, to read as follows:

162.685. 1. The state board of education shall adopt, after at least one
2 public hearing has been held by the commissioner of education on each subsection
3 of this section and upon his recommendation and, after consulting with
4 recognized authorities in the field:

5 (1) Standards to be used throughout the state of Missouri in determining
6 whether children shall be defined under sections 162.670 to 162.995 as
7 "handicapped children" or "severely handicapped children", together with
8 regulations implementing these standards;

9 (2) Regulations governing evaluation and reevaluation of handicapped and
10 severely handicapped children prior to and during assignment in a special
11 educational program; provided, however, each child assigned to a special
12 educational program shall be fully reevaluated on a regular basis;

13 (3) Standards for approval of all special education programs established
14 under the provisions of sections 162.670 to 162.995 including, but not limited to,
15 the qualifications of professional personnel employed in such programs and the
16 standards to be used in determining the assignment of each child requiring
17 special educational services to the program which best suits the needs of the
18 child;

19 (4) Regulations determining the number of enrolled children which
20 constitutes an approved special program including provision for approval by the

21 state board of education of a program of less than the established number if, upon
22 investigation by the state department of elementary and secondary education and
23 upon the recommendation of the commissioner of education, it is found a special
24 need exists;

25 (5) Regulations to be used in determining the eligibility of children in
26 special education programs to attend less than a school day pursuant to section
27 167.031, RSMo 1969, and in determining the amount of state aid to be paid on a
28 pro rata basis for part-time attendance or programs.

29 **2. Any standards created pursuant to subdivision (1) of**
30 **subsection 1 of this section shall allow the consideration of trauma as**
31 **a result of experience in foster care for the purposes of determining a**
32 **student's eligibility for special educational services.**

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Bill

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