

Introduced: 2/12/73
Referred: Health, Welfare &
Education and Finance

1 IN THE HOUSE

BY CHANCE

2 HOUSE BILL NO. 207

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the special education of excep-
7 tional children outside the state."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 14.30.295 is repealed and re-enacted to read:

10 Sec. 14.30.295. SPECIAL EDUCATION OUTSIDE THE STATE. (a) The
11 Department of Education shall institute a statewide program for the
12 education of exceptional children, to insure that whenever possible
13 children are educated in the state at locations in or near their
14 resident school districts. When an adequate program of education for
15 an exceptional child is not available in a school district, the identi-
16 fied exceptional child may be sent out of the state for special educa-
17 tion if

18 (1) the child resides in a district or school attendance
19 area where the educational program offered is not appropriate for the
20 needs of the child; and

21 (2) the commissioner of education determines it is not
22 feasible for the child to be enrolled in a special program in the state.

23 (b) If the Department of Education approves the enrollment of an
24 exceptional child in an out-of-state institution and the child is
25 enrolled in the institution, the child's education expenses shall be
26 paid as follows:

27 (1) The school district or the Board of Directors for
28 State-Operated Schools shall pay an amount equal to the local contri-
29 bution toward the cost of education per pupil.

1 (2) The Department of Education shall pay whichever of the
2 following amounts is less, but not to exceed \$6,000:

3 (A) 75 per cent of the annual cost of the child's
4 education; or

5 (B) an amount which, when added to the contribution in
6 (1) of this subsection, equals the total cost of the child's
7 education.

8 (3) The parent or guardian shall pay the remainder of the
9 cost unless the commissioner determines upon the basis of standards
10 set by him that the parent or guardian is unable to pay all or part of
11 the remainder of the cost. The Department of Education shall pay the
12 remainder of the cost which the parent or guardian is unable to pay.

13 (c) For the purpose of this section a child's education expenses
14 are limited to necessary air transportation fare to and from the out-of-
15 state institution and costs of instruction and of necessary care,
16 including room and board, while attending the out-of-state institution.

17 (d) The Department of Education shall establish, by regulation,
18 diagnostic procedures for the educational assessment of exceptional
19 children before approval of the out-of-state placement.
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