

Introduced: 4/24/75  
Referred: Health, Education &  
Social Services and Finance

1 IN THE HOUSE

BY COWPER

2 HOUSE BILL NO. 453

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the age of persons eligible for  
7 programs for exceptional children."

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

9 \* Section 1. AS 14.30.180 is amended to read:

10 Sec. 14.30.180. PURPOSE. It is the purpose of secs. 180 - 350 of  
11 this chapter to provide competent education services for the exceptional  
12 children in the state who are at least three years of age and adults  
13 whom the Department of Health and Social Services determine would be  
14 benefited by the services and for whom the regular school facilities are  
15 inadequate or not available.

16 \* Sec. 2. AS 14.30.350(1) is amended to read:

17 (1) "exceptional children" means children and adults in  
18 categories (A) - (D) and (F) whom the Department of Health and Social  
19 Services determine would benefit from services under this chapter who  
20 differ markedly from their peers to the degree that they are better  
21 served by placement in a special learning program designed to serve their  
22 particular exceptionality; these persons [CHILDREN] may be identified in  
23 the following categories:

24 (A) "mentally retarded" includes those persons [CHILDREN]  
25 of educable and trainable mind who consistently demonstrate evidence  
26 of reduced academic achievement or social behavior and whose intel-  
27 lectual potential indicates restriction significantly below that of  
28 their peers;

29 (B) "physically handicapped" includes persons [CHILDREN]

1 whose known or diagnosed physical impairments are so severe or  
2 involved that special facilities, equipment or methods are needed  
3 to make their educational program effective;

4 (C) "emotionally handicapped" includes persons  
5 [CHILDREN] whose known or diagnosed emotional impairment is so  
6 severe or involved that special facilities, equipment or methods  
7 are needed to make their educational program effective;

8 (D) "persons ["CHILDREN] with learning disabilities"  
9 includes those who exhibit disorders in one or more of the basic  
10 learning processes involved in comprehending or using expressive or  
11 receptive language and who may require special facilities, equip-  
12 ment or methods to make their educational program effective;

13 (E) "gifted" includes children having outstanding  
14 intellect, ability or creative talent; programs or services beyond  
15 the level of those ordinarily provided as regular school programs  
16 shall be submitted to the department for supplemental funding on an  
17 approved program basis;

18 (F) "multiple-handicapped" includes persons [CHILDREN]  
19 whose known or diagnosed handicaps are determined to be any com-  
20 bination of (A) - (E) of this paragraph whose needs demand the  
21 provision of special facilities, equipment or methods to make their  
22 educational program effective;

23 \* Sec. 3. AS 47.20.050(1) is amended to read:

24 (1) "exceptional children" includes physically handicapped  
25 [CHILDREN] and mentally retarded educable and trainable children and  
26 adults whom the department determines would benefit from services under  
27 this chapter;

28 (2) "evaluation" means the physical and mental examinations  
29 necessary to determine the extent of the handicap;

1                   (3) "educable mentally retarded children" includes persons  
2 [CHILDREN] who are capable of some academic learning over an extended  
3 period of time;

4                   (4) "special service" means evaluation and special training;

5                   (5) "special training" means (A) nursery or pre-school  
6 training to compensate for the special handicaps of exceptional children  
7 in order to prepare them, when possible, for admission to special  
8 classes in a regular school at the age determined by law, or (B) training  
9 in self-help skills, safety, social and simple occupational skills for  
10 trainable mentally retarded persons [CHILDREN OF SCHOOL AGE] who are  
11 incapable of academic subjects;

12                   (6) "trainable mentally retarded children" includes persons  
13 [CHILDREN] who are not capable of academic learning but can be taught  
14 self-help skills, safety, handicrafts, household tasks and simple  
15 occupational skills.  
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