

COMMITTEE REPORT
SENATE

FURTHER:

3/20/84

Date 5/4/84

Mr. President

The Committee on FINANCE considered CSHB 194 (Fin)

education of exceptional children; efd.

and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt 3 CS for CSHB 194 (HSS)
- new title
- same title and recommends DO PASS
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
5/3/84
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

James A. ...
Chairman

Chairman recommendation

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: 5-3-84

REQUEST

Bill/Resolution No.: SCSCSHB-194(Hes)
Title: . . . exceptional children . . .

Sponsor: Governor
Requestor: Senate Finance
Date of Request: 5-3-84

FISCAL DETAIL

Agency Affected: Education
Program Category Affected: Elementary and
Secondary Education
BRU, Program or Subprogram(s) Affected:
Exceptional Children, Foundation Program

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS: N/A

FULL-TIME						
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

ANALYSIS: Attach a separate page for analysis

Prepared By: Steve Hole Phone: 465-2800
 Division: Commissioner's Office Date: 5-3-84
 Approved by Commissioner: Harold Reynolds Jr. Date: 5-3-84
 Agency: Education

Distribution (by Agency preparing fiscal note):

Legislative Finance
Legislative Sponsor
Requestor
Office of Management and Budget
Impacted Agency(ies)

12/1/83

Offered: 3/20/84
Referred: Finance

Original sponsor: Rules/Governor

1 IN THE HOUSE
2 SENATE CS FOR CS FOR HOUSE BILL NO. 194 (HESS)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 THIRTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act relating to the education of exceptional
7 children; and providing for an effective date."
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 AS 14.30.180 -
11 14.30.350 to provide an appropriate public [COMPETENT] education [SER-
12 VICES] for [THE] exceptional children in the state who are at least
13 three years of age but less than 22 years of age [AND FOR WHOM THE
14 REGULAR SCHOOL FACILITIES ARE INADEQUATE OR NOT AVAILABLE].
15 * Sec. 2. AS 14.30.186(a) is amended to read:
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21 provide [FOR] special education and related services in a school in
22 the area for exceptional children [REPRESENTED BY NOT LESS THAN FIVE
23 CHILDREN] residing in the area served by the school.
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26 school district shall obtain the consent of the child's parent or
27 guardian before an initial evaluation or placement in a program of
28 special education and related services.
29 (b) After initial placement in a program of special education

1 and related services and not less than once every three years for as
2 long as the child is assigned to the program, an exceptional child
3 shall receive an educational evaluation for the identification and
4 classification of exceptional children.

5 (c) Before a school district initiates or refuses a change in a
6 child's placement or program, the district shall notify the child's
7 parent or guardian.

8 (d) Upon completion of the evaluation and before placement, the
9 school district shall provide to the parent or guardian of each excep-
10 tional child an opportunity for consultation about the evaluation. A
11 consultation must be available after each reevaluation of the condi-
12 tion and placement of the exceptional child.

13 (e) A parent may obtain an independent educational evaluation at
14 the expense of the school district if the parent disagrees with an
15 evaluation obtained by the school district. The school district may
16 initiate a hearing to show that its evaluation is appropriate. If the
17 hearing officer determines that the evaluation is appropriate, the
18 school district may not be required to pay for the independent educa-
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20 (f) If the parent or guardian obtains an independent educational
21 evaluation at private expense, the results of the evaluation

22 (1) must be considered by the school district in a decision
23 made with respect to the provision of an appropriate public education
24 to the child;

25 (2) may be presented as evidence at a hearing regarding the
26 child.

27 (g) If a hearing officer requests an independent educational
28 evaluation as part of a hearing, the school district shall pay for the
29 evaluation.

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4 30.180 - 14.30.350. A hearing may be initiated by a parent, guardian,
5 or a school district whenever the parent, guardian, or school district

6 (1) proposes to initiate or change the identification,
7 evaluation or educational placement of the child or the provision of a
8 free appropriate public education to the child; or

9 (2) refuses to initiate, change or consent to the
10 identification, evaluation or educational placement of the child or
11 the provision of a free appropriate public education.

12 (b) The agency conducting a hearing under this section may issue
13 subpoenas under AS 44.62.430 and may petition the superior court for
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19 educational placement, to be informed of the results of evaluation, to
20 obtain an independent evaluation, to request an impartial hearing, and
21 to give consent or deny access to others to the child's educational
22 record.

23 Sec. 14.30.274. IDENTIFICATION OF EXCEPTIONAL CHILDREN. Each
24 school district shall establish and implement written procedures to
25 ensure that all exceptional children under the age of 22 who reside in
26 the district are identified and located for the purpose of estab-
27 lishing their need for special education and related services.

28 Sec. 14.30.276. LEAST RESTRICTIVE ENVIRONMENT. Each school
29 district shall ensure that to the maximum extent appropriate,

1 exceptional children, including children in public or private
2 institutions or other care facilities, are educated with children who
3 are not exceptional and that special classes, separate schooling or
4 other removal of exceptional children from the regular educational en-
5 vironment occurs only when the nature or severity of the child's
6 exceptionality is such that education in regular classes with the use
7 of supplementary aids and services cannot be achieved satisfactorily.

8 Sec. 14.30.278. INDIVIDUALIZED EDUCATION PROGRAM. (a) The
9 individualized education program for each exceptional child shall
10 include

11 (1) a statement of the child's present levels of education-
12 al performance;

13 (2) a statement of annual goals, including short term
14 instructional objectives;

15 (3) a statement of the specific special education and
16 related services to be provided to the child, and the extent to which
17 the child will be able to participate in regular educational programs;

18 (4) the projected dates for initiation of services and the
19 anticipated duration of the services;

20 (5) appropriate objective criteria and evaluation proce-
21 dures and schedules for determining, on at least an annual basis,
22 whether the short term instructional objectives are being achieved.

23 (b) Each meeting concerning an exceptional child shall include

24 (1) a representative of the school district, other than the
25 child's teacher, who is qualified to provide or supervise the pro-
26 vision of special education;

27 (2) the child's teacher;

28 (3) at least one of the child's parents or guardians;

29 (4) the child, when appropriate;

1 (5) other individuals selected by the parent, guardian, or
2 school district.

3 * Sec. 11. AS 14.30.285(b) is repealed and reenacted to read:

4 (b) An identified exceptional child may be sent to an educa-
5 tional program or residential school outside the child's school dis-
6 trict if the child resides in a school district where an appropriate
7 educational program cannot reasonably be made available and if the
8 department determines that provision of special education and related
9 services in another educational program or residential school is
10 appropriate. If the school district and the department approve the
11 enrollment of the exceptional child in another educational program or
12 residential school outside the child's school district and the child
13 is enrolled, the child's education expenses shall be paid as follows:

14 (1) the sending school district shall pay the receiving
15 district, program, or school an amount of money equal to the sending
16 district's local cost-per-pupil rate;

17 (2) the department shall pay the remainder of the annual
18 cost of the child's education above that provided for in (1) of this
19 subsection.

20 * Sec. 12. AS 14.30.285(d) is amended to read:

21 (d) For the purposes of this section a child's education ex-
22 penses are limited to the actual cost of necessary care, transporta-
23 tion, and special education and related services [INSTRUCTION], in-
24 cluding room and board [, WHILE ATTENDING THE DESIGNATED INSTITUTION].

25 * Sec. 13. AS 14.30.285 is amended by adding a new subsection to read:

26 (g) The withholding of consent by a parent or guardian or de-
27 partmental approval for the transfer of an exceptional child under
28 this section does not relieve a school district of the obligation to
29 provide special education and related services to an exceptional child

1 under AS 14.30.186.

2 * Sec. 14. AS 14.30.305 is amended to read:

3 Sec. 14.30.305. STATE SUPPORT OF PROGRAMS FOR CHILDREN HOSPI-
4 TALIZED OR CONFINED TO THEIR HOMES. [SPECIAL INSTRUCTIONAL SERVICES
5 FOR EXCEPTIONAL CHILDREN WHO ARE HOSPITALIZED OR CONFINED TO THEIR
6 HOMES MAY BE PROVIDED BY A SCHOOL DISTRICT.] A child who is hospi-

7 talized or confined to home and who receives at least 10 hours of spe-
8 cial education and related services [INSTRUCTION] per week may be
9 counted as a pupil in average daily membership when computing state
10 support under the public school foundation program.

11 * Sec. 15. AS 14.30 is amended by adding new sections to read:

12 Sec. 14.30.315. STATE SUPPORT OF PROGRAMS FOR GIFTED CHILDREN.
13 (a) To be eligible for state support under the public school founda-
14 tion program, special education and related services for gifted chil-
15 dren must be provided in a program which has been approved in advance
16 by the department.

17 (b) Nothing in this section prohibits the department from re-
18 quiring approval of programs of special education and related services
19 for other categories of exceptional children.

20 Sec. 14.30.325. SURROGATE PARENTS. (a) The department may by
21 regulation provide for the appointment of surrogate parents to repre-
22 sent exceptional children in matters relating to the provision of an
23 appropriate public education.

24 (b) A surrogate parent is not liable for civil damages as a re-
25 sult of an act or omission committed in the surrogate parent's offi-
26 cial capacity, except that a surrogate parent may be liable for civil
27 damages as a result of gross negligence or intentional misconduct.

28 * Sec. 16. AS 14.30 is amended by adding a new section to read:

29 Sec. 14.30.335. ELIGIBILITY FOR FEDERAL FUNDS. Notwithstanding

1 any other provision of AS 14.30.180 - 14.30.350, the department may do
2 all things necessary to qualify for federal funds that are available
3 to the state for the education of exceptional children.

4 * Sec. 17. AS 14.30.347 is amended to read:

5 Sec. 14.30.347. TRANSPORTATION OF EXCEPTIONAL CHILDREN. When
6 transportation is required to be provided as related [PART OF SPECIAL]
7 services, exceptional children shall be carried with other children,
8 except when the nature of their physical or mental handicaps is such
9 that it is in the best interest of the exceptional children, as de-
10 termined by the school district, that they be transported separately.
11 State reimbursement for transportation of exceptional children shall
12 be as provided for transportation of all other pupils except that eli-
13 gibility for reimbursement shall not be subject to restriction based
14 on the minimum distance between the school and the residence of the
15 exceptional child.

16 * Sec. 18. AS 14.30.350 is repealed and reenacted to read:

17 Sec. 14.30.350. DEFINITIONS. In AS 14.30.180 - 14.30.350,

18 (1) "appropriate education" means personalized instruction
19 with sufficient support services to permit a child to benefit educa-
20 tionally from the instruction;

21 (2) "consent" is only obtained if the parent or guardian
22 has been fully informed of all information relevant to the object of
23 the consent;

24 (3) "department" means the Department of Education;

25 (4) "exceptional children" means children who differ marked-
26 ly from their peers to the degree that special facilities, equipment,
27 or methods are required to make their educational program effective;
28 these children may be identified in the following categories:

29 (A) "deaf" children exhibit a hearing impairment

1 that hinders the children's ability to process linguistic infor-
2 mation through hearing, with or without amplification, and that
3 adversely affects educational performance;

4 (B) "deaf-blind" children exhibit concomitant hear-
5 ing and visual impairments, the combination of which causes such
6 severe communication and other developmental and educational
7 problems that they cannot be accommodated in a special education
8 program solely for deaf or blind children;

9 (C) "gifted" children exhibit outstanding intellect,
10 ability, or creative talent as determined in accordance with reg-
11 ulations of the department;

12 (D) "hard-of-hearing" children exhibit a hearing im-
13 pairment, whether permanent or fluctuating, that adversely af-
14 fects educational performance but that is not within the meaning
15 of (A) of this paragraph;

16 (E) "learning disabled" children exhibit a disorder
17 in one or more of the basic psychological processes involved in
18 understanding or in using language, spoken or written, that may
19 manifest itself in an imperfect ability to listen, think, speak,
20 read, write, spell, or do mathematical calculations; the term in-
21 cludes such conditions as perceptual handicaps, brain injury,
22 minimal brain disfunction, dyslexia, and developmental aphasia;
23 this category does not include children who have learning prob-
24 lems that are primarily the result of visual, hearing, or motor
25 handicaps, of mental retardation, of emotional disturbance, or of
26 environmental, cultural, or economic disadvantage;

27 (F) "mentally retarded" children score two or more
28 standard deviations below the national norm on an individual
29 standardized test of intelligence and exhibit deficits in

1 adaptive behavior manifested during the developmental period,
2 that adversely affect the children's educational performance;

3 (G) "multihandicapped" children exhibit two or more
4 of the conditions described in (A), (B), (D) - (F) and (H) - (L)
5 of this paragraph, the combination of which causes such severe
6 educational problems that they cannot be accommodated in a spe-
7 cial education program for any one of the conditions;

8 (H) "orthopedically impaired" children exhibit a se-
9 vere orthopedic impairment, including impairments caused by con-
10 genital anomaly, disease, or other causes, that adversely affects
11 educational performance;

12 (I) "other health-impaired" children exhibit an au-
13 tistic condition that is manifested by severe communication and
14 other developmental and educational problems or exhibit limited
15 strength, vitality, or alertness due to chronic or acute health
16 problems such as heart condition, tuberculosis, rheumatic fever,
17 nephritis, asthma, sickle cell anemia, hemophilia, epilepsy, lead
18 poisoning, leukemia, or diabetes, that adversely affects educa-
19 tional performance;

20 (J) "seriously emotionally disturbed" children ex-
21 hibit one or more of the following characteristics over a long
22 period of time and to a marked degree, that adversely affects
23 educational performance: (i) an inability to learn that cannot
24 be explained by intellectual, sensory, or health factors; (ii) an
25 inability to build or maintain satisfactory interpersonal rela-
26 tionships with peers and teachers; (iii) inappropriate types of
27 behavior or feelings under normal circumstances; (iv) a general
28 pervasive mood of unhappiness or depression; or (v) a tendency to
29 develop physical symptoms or fears associated with personal or

1 school problems; the term includes children who are schizophrenic
2 but does not include children who are only socially maladjusted;

3 (K) "speech-impaired" children exhibit a communica-
4 tion disorder, such as stuttering, impaired articulation, a lan-
5 guage impairment, or a voice impairment, that adversely affects
6 educational performance;

7 (L) "visually handicapped" children exhibit a visual
8 impairment that, even with correction, adversely affects educa-
9 tional performance;

10 (5) "related services" means transportation and develop-
11 mental, corrective, and other supportive services required to assist a
12 handicapped or gifted child to benefit from special education and
13 includes but is not limited to speech pathology and audiology, psycho-
14 logical services, physical and occupational therapy, recreation,
15 counseling services, and medical services for diagnostic or evaluation
16 purposes; the term also includes school health services, school social
17 work services, and parent counseling and training;

18 (6) "special education" means specially designed instruc-
19 tion, at no cost to the parent, to meet the unique needs of a handi-
20 capped child, including classroom instruction, instruction in physical
21 education, home instruction, and instruction in hospitals and insti-
22 tutions;

23 (A) the term includes speech pathology, or any other
24 related service, if the service consists of specially designed
25 instruction, at no cost to the parents, to meet the unique needs
26 of a handicapped child, and is considered "special education"
27 rather than a "related service" under state standards;

28 (B) the term also includes vocational education if it
29 consists of specially designed instruction, at no cost to the

1 parents, to meet the unique needs of a handicapped child;

2 (C) in this paragraph

3 (i) "at no cost" means that all specially de-
4 signed instruction is provided without charge but does not
5 preclude incidental fees that are normally charged to non-
6 handicapped students or their parents as a part of the
7 regular education program;

8 (ii) "physical education" means the development of
9 physical and motor fitness, fundamental motor skills and
10 patterns, skills in aquatics, dance, and individual and
11 group games, and sports (including intramural and lifetime
12 sports); the term includes special physical education,
13 adapted physical education, movement education, and motor
14 development;

15 (iii) "vocational education" means organized educa-
16 tional programs that are directly related to the preparation
17 of individuals for paid or unpaid employment, or for addi-
18 tional preparation for a career requiring other than a
19 baccalaureate or advanced degree;

20 (7) "school district" means a borough school district, a
21 city school district, or a regional educational attendance area.

22 * Sec. 19. AS 14.30.186(c) and (d), 14.30.260, 14.30.280, 14.30.285(c),
23 14.30.330 and 14.30.340 are repealed.

24 * Sec. 20. This Act takes effect July 1, 1984.

Offered: 3/12/84
Referred: Rules

Original sponsor: Rules/Governor

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29 mentary aids and services cannot be achieved satisfactorily.

1 Sec. 14.30.278. INDIVIDUALIZED EDUCATION PROGRAM. (a) The
2 individualized education program for each exceptional child shall
3 include

4 (1) a statement of the child's present levels of education-
5 al performance;

6 (2) a statement of annual goals, including short term
7 instructional objectives;

8 (3) a statement of the specific special education and
9 related services to be provided to the child, and the extent to which
10 the child will be able to participate in regular educational programs;

11 (4) the projected dates for initiation of services and the
12 anticipated duration of the services;

13 (5) appropriate objective criteria and evaluation proce-
14 dures and schedules for determining, on at least an annual basis,
15 whether the short term instructional objectives are being achieved.

16 (b) Each meeting concerning an exceptional child shall include

17 (1) a representative of the school district, other than the
18 child's teacher, who is qualified to provide or supervise the pro-
19 vision of special education;

20 (2) the child's teacher;

21 (3) at least one of the child's parents or guardians;

22 (4) the child, when appropriate;

23 (5) other individuals selected by the parent, guardian, or
24 school district.

25 * Sec. 11. AS 14.30.285(b) is repealed and reenacted to read:

26 (b) An identified exceptional child may be sent to an educa-
27 tional program or residential school outside the child's school dis-
28 trict if the child resides in a school district where an appropriate
29 educational program cannot reasonably be made available and if the

1 department determines that provision of special education and related
2 services in another educational program or residential school is
3 appropriate. If the school district and the department approve the
4 enrollment of the exceptional child in another educational program or
5 residential school outside the child's school district and the child
6 is enrolled, the child's education expenses shall be paid as follows:

7 (1) the sending school district shall pay the receiving
8 district, program, or school an amount of money equal to the sending
9 district's local cost-per-pupil rate;

10 (2) the department shall pay the remainder of the annual
11 cost of the child's education above that provided for in (1) of this
12 subsection.

13 * Sec. 12. AS 14.30.285(d) is amended to read:

14 (d) For the purposes of this section a child's education ex-
15 penses are limited to the actual cost of necessary care, transporta-
16 tion, and special education and related services [INSTRUCTION], in-
17 cluding room and board [, WHILE ATTENDING THE DESIGNATED INSTITUTION].

18 * Sec. 13. AS 14.30.285 is amended by adding a new subsection to read:

19 (g) The withholding of consent by a parent or guardian or de-
20 partmental approval for the transfer of an exceptional child under
21 this section does not relieve a school district of the obligation to
22 provide special education and related services to an exceptional child
23 under AS 14.30.186.

24 * Sec. 14. AS 14.30.305 is amended to read:

25 Sec. 14.30.305. STATE SUPPORT OF PROGRAMS FOR CHILDREN HOSPI-
26 TALIZED OR CONFINED TO THEIR HOMES. [SPECIAL INSTRUCTIONAL SERVICES
27 FOR EXCEPTIONAL CHILDREN WHO ARE HOSPITALIZED OR CONFINED TO THEIR
28 HOMES MAY BE PROVIDED BY A SCHOOL DISTRICT.] A child who is hospi-

29 talized or confined to home and who receives at least 10 hours of

1 special education and related services [INSTRUCTION] per week may be
2 counted as a pupil in average daily membership when computing state
3 support under the public school foundation program.

4 * Sec. 15. AS 14.30 is amended by adding new sections to read:

5 Sec. 14.30.315. STATE SUPPORT OF PROGRAMS FOR GIFTED CHILDREN.

6 (a) To be eligible for state support under the public school founda-
7 tion program, special education and related services for gifted chil-
8 dren must be provided in a program which has been approved in advance
9 by the department.

10 (b) Nothing in this section prohibits the department from re-
11 quiring approval of programs of special education and related services
12 for other categories of exceptional children.

13 Sec. 14.30.325. SURROGATE PARENTS. (a) The department may by
14 regulation provide for the appointment of surrogate parents to repre-
15 sent exceptional children in matters relating to the provision of an
16 appropriate public education.

17 (b) A surrogate parent is not liable for civil damages as a re-
18 sult of an act or omission committed in the surrogate parent's offi-
19 cial capacity, except that a surrogate parent may be liable for civil
20 damages as a result of gross negligence or intentional misconduct.

21 * Sec. 16. AS 14.30 is amended by adding a new section to read:

22 Sec. 14.30.335. ELIGIBILITY FOR FEDERAL FUNDS. Notwithstanding
23 any other provision of AS 14.30.180 - 14.30.350, the department may do
24 all things necessary to qualify for federal funds that are available
25 to the state for the education of exceptional children.

26 * Sec. 17. AS 14.30.347 is amended to read:

27 Sec. 14.30.347. TRANSPORTATION OF EXCEPTIONAL CHILDREN. When
28 transportation is required to be provided as related [PART OF SPECIAL]
29 services, exceptional children shall be carried with other children,

1 except when the nature of their physical or mental handicaps is such
2 that it is in the best interest of the exceptional children, as de-
3 termined by the school district, that they be transported separately.
4 State reimbursement for transportation of exceptional children shall
5 be as provided for transportation of all other pupils except that eli-
6 gibility for reimbursement shall not be subject to restriction based
7 on the minimum distance between the school and the residence of the
8 exceptional child.

9 * Sec. 18. AS 14.30.350 is repealed and reenacted to read:

10 Sec. 14.30.350. DEFINITIONS. In AS 14.30.180 - 14.30.350,

11 (1) "appropriate education" means personalized instruction
12 with sufficient support services to permit a child to benefit educa-
13 tionally from the instruction;

14 (2) "consent" is only obtained if the parent or guardian
15 has been fully informed of all information relevant to the object of
16 the consent;

17 (3) "department" means the Department of Education;

18 (4) "exceptional children" means children who differ marked-
19 ly from their peers to the degree that special facilities, equipment,
20 or methods are required to make their educational program effective;
21 these children may be identified in the following categories:

22 (A) "deaf" children exhibit a hearing impairment
23 that hinders the children's ability to process linguistic infor-
24 mation through hearing, with or without amplification, and that
25 adversely affects educational performance;

26 (B) "deaf-blind" children exhibit concomitant hear-
27 ing and visual impairments, the combination of which causes such
28 severe communication and other developmental and educational
29 problems that they cannot be accommodated in a special education

1 program solely for deaf or blind children;

2 (C) "gifted" children exhibit outstanding intellect,
3 ability, or creative talent as determined in accordance with reg-
4 ulations of the department;

5 (D) "hard-of-hearing" children exhibit a hearing im-
6 pairment, whether permanent or fluctuating, that adversely af-
7 fects educational performance but that is not within the meaning
8 of (A) of this paragraph;

9 (E) "learning disabled" children exhibit a disorder
10 in one or more of the basic psychological processes involved in
11 understanding or in using language, spoken or written, that may
12 manifest itself in an imperfect ability to listen, think, speak,
13 read, write, spell, or do mathematical calculations; the term in-
14 cludes such conditions as perceptual handicaps, brain injury,
15 minimal brain disfunction, dyslexia, and developmental aphasia;
16 this category does not include children who have learning prob-
17 lems that are primarily the result of visual, hearing, or motor
18 handicaps, of mental retardation, of emotional disturbance, or of
19 environmental, cultural, or economic disadvantage;

20 (F) "mentally retarded" children score two or more
21 standard deviations below the national norm on an individual
22 standardized test of intelligence and exhibit deficits in adap-
23 tive behavior manifested during the developmental period, that
24 adversely affect the children's educational performance;

25 (G) "multihandicapped" children exhibit two or more
26 of the conditions described in (A), (B), (D) - (F) and (H) - (L)
27 of this paragraph, the combination of which causes such severe
28 educational problems that they cannot be accommodated in a spe-
29 cial education program for any one of the conditions;

1 (H) "orthopedically impaired" children exhibit a se-
2 vere orthopedic impairment, including impairments caused by con-
3 genital anomaly, disease, or other causes, that adversely affects
4 educational performance;

5 (I) "other health-impaired" children exhibit an au-
6 tistic condition that is manifested by severe communication and
7 other developmental and educational problems or exhibit limited
8 strength, vitality, or alertness due to chronic or acute health
9 problems such as heart condition, tuberculosis, rheumatic fever,
10 nephritis, asthma, sickle cell anemia, hemophilia, epilepsy, lead
11 poisoning, leukemia, or diabetes, that adversely affects educa-
12 tional performance;

13 (J) "seriously emotionally disturbed" children ex-
14 hibit one or more of the following characteristics over a long
15 period of time and to a marked degree, that adversely affects
16 educational performance: (i) an inability to learn that cannot
17 be explained by intellectual, sensory, or health factors; (ii) an
18 inability to build or maintain satisfactory interpersonal rela-
19 tionships with peers and teachers; (iii) inappropriate types of
20 behavior or feelings under normal circumstances; (iv) a general
21 pervasive mood of unhappiness or depression; or (v) a tendency to
22 develop physical symptoms or fears associated with personal or
23 school problems; the term includes children who are schizophrenic
24 but does not include children who are only socially maladjusted;

25 (K) "speech-impaired" children exhibit a communica-
26 tion disorder, such as stuttering, impaired articulation, a lan-
27 guage impairment, or a voice impairment, that adversely affects
28 educational performance;

29 (L) "visually handicapped" children exhibit a visual

1 impairment that, even with correction, adversely affects educa-
2 tional performance;

3 (5) "related services" means transportation and develop-
4 mental, corrective, and other supportive services required to assist a
5 handicapped or gifted child to benefit from special education and
6 includes but is not limited to speech pathology and audiology, psycho-
7 logical services, physical and occupational therapy, recreation,
8 counseling services, and medical services for diagnostic or evaluation
9 purposes; the term also includes school health services, school social
10 work services, and parent counseling and training;

11 (6) "special education" means specially designed instruc-
12 tion, at no cost to the parent, to meet the unique needs of a handi-
13 capped child, including classroom instruction, instruction in physical
14 education, home instruction, and instruction in hospitals and insti-
15 tutions;

16 (A) the term includes speech pathology, or any other
17 related service, if the service consists of specially designed
18 instruction, at no cost to the parents, to meet the unique needs
19 of a handicapped child, and is considered "special education"
20 rather than a "related service" under state standards;

21 (B) the term also includes vocational education if it
22 consists of specially designed instruction, at no cost to the
23 parents, to meet the unique needs of a handicapped child;

24 (C) in this paragraph

25 (i) "at no cost" means that all specially de-
26 signed instruction is provided without charge but does not
27 preclude incidental fees that are normally charged to non-
28 handicapped students or their parents as a part of the
29 regular education program;

1 (ii) "physical education" means the development of
2 physical and motor fitness, fundamental motor skills and
3 patterns, skills in aquatics, dance, and individual and
4 group games, and sports (including intramural and lifetime
5 sports); the term includes special physical education,
6 adapted physical education, movement education, and motor
7 development;

8 (iii) "vocational education" means organized educa-
9 tional programs that are directly related to the preparation
10 of individuals for paid or unpaid employment, or for addi-
11 tional preparation for a career requiring other than a
12 baccalaureate or advanced degree;

13 (7) "school district" means a borough school district, a
14 city school district, or a regional educational attendance area.

15 * Sec. 19. AS 14.30.186(c) and (d), 14.30.260, 14.30.280, 14.30.285(c),
16 and 14.30.330 are repealed.

17 * Sec. 20. This Act takes effect July 1, 1984.

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

W/ accompanied bill

Revision Date: March 7, 1984

REQUEST

Bill/Resolution No.: CSHB-194(Fin)
Title: ...exceptional children...

Sponsor: Governor
Requestor: House Finance
Date of Request: 3-7-84

FISCAL DETAIL

Agency Affected: Education
Program Category Affected: Elementary and Secondary Education
BRU, Program or Subprogram(s) Affected: Exceptional Children, Foundation Program

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL	0	0	0	0	0	0
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS: N/A

FULL-TIME						
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

The bill has no fiscal impact on this department.

ANALYSIS: Attach a separate page for analysis

Prepared By: Steve Hole Phone: 465-2800
Division: Commissioner's Office Date: 3-7-84

Approved by Commissioner: Harold Reynolds Jr. Date: 3-7-84
Agency: Education

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

12/1/83

BILL SHEFFIELD
GOVERNOR



Feb 1983

STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

February 11, 1983

The Honorable Joe L. Hayes
Speaker of the House
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Mr. Speaker:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to the education of exceptional children. This bill updates existing statutes which require special services for gifted and handicapped children.

Alaska law has required that special services be provided exceptional children since 1965. Through enactment of the Education for all Handicapped Children Act (P.L. 93-142) in 1975, Congress made federal funds available for the education of handicapped children and established various requirements to be met by participating states. This bill amends existing statutes to assure that Alaska is in compliance with those requirements.

In addition, this bill makes minor changes in the method by which certain services are funded. The bill requires schools to pay for the services provided to children who are transferred for the purpose of receiving adequate services and places a ceiling on the number of gifted students for whom special state funds are available. These changes are made to encourage local responsibility and effective use of state funds.

Sincerely,

A handwritten signature in cursive script that reads "Bill Sheffield".

Bill Sheffield
Governor

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

EDUCATION

I. REQUEST

Bill/Resolution No.: CSHB-194 (HESS)
 Title: ...exceptional children...
 Sponsor: Governor
 Requestor: House HESS

II. FISCAL DETAIL

Agency Affected: Education
 Program Category Affected: Elem. & Sec. Ed.
 BRU, Program of Subprogram(s) Affected: Stat; contract progs, Foundation, Sp. Ed. Ad

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC		700.0	700.0	700.0	700.0	700.0
TOTAL OPERATING		700.0	700.0	700.0	700.0	700.0

CAPITAL						
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REVENUE						
---------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

GENERAL FUND		700.0	700.0	700.0	700.0	700.0
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Foundation Support, Special Education Adjustments

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Steve Hole Phone: 465-2865
 Division: Management, Law & Finance Date: 5/23/83
 Approved by Commissioner: for Steve Hole
Harold Reynolds, Jr. Date: 5/23/83
 Department: Education

Distribution:

Original to Legislative Finance
 Copy to Office of Management and Budget (for Legislature introduced bills)
 Copy to Department (for Governor introduced bills)
 Copy to Sponsor
 Copy to Requestor (if different from Sponsor)

3/8/83

THE LEGISLATURE OF THE STATE OF ALASKA
THIRTEENTH LEGISLATURE

FISCAL NOTE

LAW

I. REQUEST
Bill/Resolution No. HOUSE BILL NO. 194 No. 2
Title "An Act relating to the education of exceptional children; and
Requested by The Governor's Office Date 1/24/83
providing for an effective date."

II. FISCAL DETAIL
Agency Affected Department of Law
Program Category Affected Legal Services
BRU, Program, Or Subprogram(s) Affected Legal Services
(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	0	0	0	0		

FUNDING (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
GENERAL FUND	0	0	0	0		
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

This Act will not have a fiscal impact on the Department of Law, except that the potential for future litigation will be reduced by its enactment. The proposed legislation brings state law into conformance with U.S. Department of Education regulations dealing with the availability of education services for exceptional children. Although Alaska has never experienced difficulties in this government program area, some other states' provisions for the education of exceptional children has caused considerable litigation in these jurisdictions. This bill is intended to lessen the potential for such litigation.

IV. DATE January 24, 1983 PREPARED BY Richard I. Pegues, Dir. Adm. Svcs. Div.
AGENCY Department of Law
Original: Legislative Finance PHONE 465-3672
cc: Budget and Management
Prime Sponsor (First Legislator Named)

33-001 (Rev. 12/82)

Office of Management and Budget
Reviewed by: Mike Mahoney Program Budget Analyst
Division of Budget Review

STATE OF ALASKA: 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: March 7, 1984

REQUEST

Bill/Resolution No.: CSHB-194(Fin)
Title: ...exceptional children...

Sponsor: Governor
Requestor: House Finance
Date of Request: 3-7-84

FISCAL DETAIL

Agency Affected: Education
Program Category Affected: Elementary and Secondary Education
BRU, Program or Subprogram(s) Affected: Exceptional Children, Foundation Program

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING:						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL	0	0	0	0	0	0
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS: N/A

FULL-TIME						
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

The bill has no fiscal impact on this department.

ANALYSIS: Attach a separate page for analysis

Prepared By: Steve Hole Phone: 465-2800
Division: Commissioner's Office Date: 3-7-84

Approved by Commissioner: Harold Raymond Date: 3-7-84
Agency: Education

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

12/1/83

BILL SHEFFIELD
GOVERNOR



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

February 11, 1983

The Honorable Joe L. Hayes
Speaker of the House
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Mr. Speaker:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to the education of exceptional children. This bill updates existing statutes which require special services for gifted and handicapped children.

Alaska law has required that special services be provided exceptional children since 1965. Through enactment of the Education for all Handicapped Children Act (P.L. 93-142) in 1975, Congress made federal funds available for the education of handicapped children and established various requirements to be met by participating states. This bill amends existing statutes to assure that Alaska is in compliance with those requirements.

In addition, this bill makes minor changes in the method by which certain services are funded. The bill requires schools to pay for the services provided to children who are transferred for the purpose of receiving adequate services and places a ceiling on the number of gifted students for whom special state funds are available. These changes are made to encourage local responsibility and effective use of state funds.

Sincerely,

A handwritten signature in cursive script that reads "Bill Sheffield".

Bill Sheffield
Governor

STATE OF ALASKA
FISCAL NOTE

Revision Date _____, 1983

EDUCATION

I. REQUEST

Bill/Resolution No.: CSHB-194 (HESS)
 Title: ...exceptional children...
 Sponsor: Governor
 Requestor: House HESS

II. FISCAL DETAIL

Agency Affected: Education
 Program Category Affected: Elem. & Sec. Ed.
 BRU, Program of Subprogram(s) Affected:
State contract progs, Foundation, Sp. Ed. Ad.

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC		700.0	700.0	700.0	700.0	700.0
TOTAL OPERATING		700.0	700.0	700.0	700.0	700.0

CAPITAL						
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REVENUE						
---------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

GENERAL FUND		700.0	700.0	700.0	700.0	700.0
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Foundation Support, Special Education Adjustments

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Steve Hole Phone: 465-2865
 Division: Management, Law & Finance Date: 5/23/83
 Approved by Commissioner: Harold Reynolds, Jr. Date: 5/23/83
 Department: Education

Distribution:

Original to Legislative Finance
 Copy to Office of Management and Budget (for Legislature introduced bills)
 Copy to Department (for Governor introduced bills)
 Copy to Sponsor
 Copy to Requestor (if different from Sponsor)

3/8/83

THE LEGISLATURE OF THE STATE OF ALASKA
THIRTEENTH LEGISLATURE

FISCAL NOTE

LAW

I. REQUEST
 Bill/Resolution No. HOUSE BILL NO. 194 No. 2
 Title "An Act relating to the education of exceptional children; and
 Requested by The Governor's Office Date 1/24/83
 providing for an effective date."

II. FISCAL DETAIL
 Agency Affected Department of Law
 Program Category Affected Legal Services
 BRU, Program, Or Subprogram(s) Affected Legal Services
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	0	0	0	0		

FUNDING (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
GENERAL FUND	0	0	0	0		
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

This Act will not have a fiscal impact on the Department of Law, except that the potential for future litigation will be reduced by its enactment. The proposed legislation brings state law into conformance with U.S. Department of Education regulations dealing with the availability of education services for exceptional children. Although Alaska has never experienced difficulties in this government program area, some other states' provisions for the education of exceptional children has caused considerable litigation in these jurisdictions. This bill is intended to lessen the potential for such litigation.

IV. DATE January 24, 1983 PREPARED BY Richard I. Pegues, Dir. Adm. Svcs. Div.
 AGENCY Department of Law
 PHONE 465-3672
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/82)

Office of Management and Budget
 Reviewed by: Mike Mahrt, Program Budget Analyst
 Division of Budget Review

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Received SFC
5/7/84

Revision Date: 5-3-84

REQUEST

Bill/Resolution No.: SCSCSHB-194 (Hes)
Title: ... exceptional children ...

Sponsor: Governor
Requestor: Senate Finance
Date of Request: 5-3-84

FISCAL DETAIL

Agency Affected: Education
Program Category Affected: Elementary and Secondary Education
BRU, Program or Subprogram(s) Affected: Exceptional Children, Foundation Program

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS: N/A

FULL-TIME						
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

ANALYSIS: Attach a separate page for analysis

Prepared By: Steve Hole Phone: 465-2800
Division: Commissioner's Office Date: 5-3-84
Approved by Commissioner: Harold Ravnolds Jr. Date: 5-3-84
Agency: Education

Distribution (by Agency preparing fiscal note):

Legislative Finance
Legislative Sponsor
Requestor
Office of Management and Budget
Impacted Agency(ies)

12/1/83

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: 5-3-84

REQUEST

Bill/Resolution No.: SCSCSHR-194(Hes)
Title: ... exceptional children ...

Sponsor: Governor
Requestor: Senate Finance
Date of Request: 5-3-84

FISCAL DETAIL

Agency Affected: Education
Program Category Affected: Elementary and Secondary Education
BRU, Program or Subprogram(s) Affected: Exceptional Children, Foundation Program

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS: N/A

FULL-TIME						
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

ANALYSIS: Attach a separate page for analysis

Prepared By: Steve Hole Phone: 465-2800
Division: Commissioner's Office Date: 5-3-84
Approved by Commissioner: Harold Reynolds Jr. Date: 5-3-84
Agency: Education

Distribution (by Agency preparing fiscal note):
Legislative Finance
Legislative Sponsor
Requestor
Office of Management and Budget
Impacted Agency(ies)

12/1/83

SECTIONAL ANALYSIS CS HB 194 (Finance)
March 8, 1984 (Revised)

- Section 1 Makes changes in conformity with federal requirements that free public educational services be provided to exceptional persons in need of them through their twenty-first year, and that those services be appropriate to the actual student needs.
- Sections 2-3 Make changes in conformity with federal requirements.
- Section 4 Sets out the federally required process for determining the needs and program placement respecting exceptional children.
- Section 5 Sets out the process for resolving disputes which arise from the requirements imposed by this chapter.
- Section 6 Establishes the pre-existing Governor's Council for the Handicapped and Gifted as the federally required state advisory council on matters associated with programs for exceptional children.
- Section 7 Language clean-up.
- Section 8 New statutory requirement. Although already required by regulations adopted under the authority expressly granted by sec. 14.30.250, this section would require that persons employed as school district directors of special education programs possess appropriate training in education administration.
- Section 9 Clarifies requirements for a substitute teacher of exceptional children.
- Section 10 Sec. 272 sets out the specific rights granted to parents of exceptional children by federal law. Sec. 274 sets out the federal requirements respecting the affirmative action required of school districts to locate and arrange for services for exceptional children. Sec. 276 sets out the federal requirements generally associated with the concept of mainstreaming, or making sure that exceptional children are treated and served as non-exceptional children to the maximum extent practicable. Sec. 278 sets out the process and content required of individualized education program plans for exceptional children.

- Section 11 Clarifies and cleans up the requirements and process for transferring exceptional children to schools or programs outside their school districts of residence.
- Section 12 Clarifies the scope of services considered necessary for the child's program.
- Section 13 Makes it clear that disagreement over the transfer of an exceptional child does not eliminate the school district's obligation to provide services to the student.
- Section 14 Clarifies the meaning of the section which deals with services provided to hospital or home bound exceptional children.
- Section 15 Sec. 14.30.315 makes clear that state aid for programs for gifted students is conditioned upon prior state approval of those programs. Sec. 325 largely restates the existing federal requirements on the subject.
- Section 16 Sec. 14.30.335 would give the department the authority to alter requirements imposed upon school district programs for exceptional children in conformity with changes in the federal law which may occur from time to time.
- Section 17 Clarification.
- Section 18 Would adopt the existing federal definitions of all of the listed items except (3), (4)(C) and (7).
- Section 19 Would repeal various sections replaced or made unnecessary by this Act.
- Section 20 Effective date.

COMMITTEE REPORT

SENATE

FURTHER: FINANCE

3/14/84

Date March 19, 1984

Mr. President

The Committee on HESS considered CSHB 194(Fin)

education of exceptional children; efd

and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt 5 CS for CSHB 194 (HESS)
- new title
- same title and recommends do pass
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

Rick Hallford

Wally Moss

V. Fisher

Paul Fuchs

MEMBERS HAVING
OTHER RECOMMENDATIONS

Lee Joseph
Chairman
Do Pass
Chairman recommendation