

HB 265 -- SPECIAL EDUCATION DUE PROCESS HEARINGS

SPONSOR: Cunningham (86)

COMMITTEE ACTION: Voted "do pass - federal mandate" by the Committee on Elementary and Secondary Education by a vote of 12 to 0.

Currently, a special education due process hearing requires a five-business-day notice for the introduction of evidence unless it is an expedited hearing. This bill removes the exception for expedited hearings and makes the five-day notice applicable to them.

FISCAL NOTE: No impact on state funds in FY 2008, FY 2009, and FY 2010.

PROPOSERS: Supporters say that this change to state law was required by an amendment to federal law last year. If the statutes aren't changed to accommodate the law, the \$200 million federal appropriation is jeopardized.

Testifying for the bill were Representative Cunningham (86); and Department of Elementary and Secondary Education.

OPPOSERS: There was no opposition voiced to the committee.