

HB 289 -- SPECIAL EDUCATION DUE PROCESS

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 all special education due process hearings.

Currently, if a preliminary meeting to discuss a special education placement, known as a resolution session, reaches a settlement, the written settlement agreement will be implemented. The bill clarifies that the responsible public agency or its designee must sign the agreement and that the agency, usually the local board of education, must identify a designee who has the authority to bind the school district.