

HB0699/135266/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 699
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “Assembly;” insert “requiring certain school personnel to provide the parents of a child with a disability with certain information about the Ombudsman and the toll-free telephone number; requiring that certain information be provided in the parent’s native language under certain circumstances; providing that a failure to provide certain information does not constitute grounds for a certain due process complaint;”; and after line 14, insert:

“BY repealing and reenacting, without amendments,
Article - Education
Section 8-405(b)(1)
Annotated Code of Maryland
(2018 Replacement Volume and 2019 Supplement)

BY repealing and reenacting, with amendments,
Article - Education
Section 8-405(b)(2) and (3)
Annotated Code of Maryland
(2018 Replacement Volume and 2019 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 22, insert:

“Article – Education

8–405.

(b) (1) When a team of qualified professionals and the parents meet for the purpose of discussing the identification, evaluation, educational program, or the provision of a free appropriate public education of a child with a disability:

(Over)

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(i) The parents of the child shall be afforded the opportunity to participate and shall be provided reasonable notice in advance of the meeting; and

(ii) Reasonable notice shall be at least 10 calendar days in advance of the meeting, unless an expedited meeting is being conducted to:

1. Address disciplinary issues;
2. Determine the placement of the child with a disability not currently receiving educational services; or
3. Meet other urgent needs of a child with a disability to ensure the provision of a free appropriate public education.

(2) (i) 1. At the initial evaluation meeting, the parents of the child shall be provided:

A. In plain language, an oral and written explanation of the parents' rights and responsibilities in the individualized education program process and a program procedural safeguards notice; [and]

B. Written information that the parents may use to contact early intervention and special education family support services staff members within the local school system and a brief description of the services provided by the staff members; AND

C. WRITTEN INFORMATION ON THE SPECIAL EDUCATION OMBUDSMAN AND TOLL-FREE TELEPHONE NUMBER ESTABLISHED UNDER TITLE 6, SUBTITLE 5 OF THE STATE GOVERNMENT ARTICLE.

2. If a parent's native language is not English, the information in subparagraph 1B AND C of this subparagraph shall be provided to the parent in the parent's native language.

(ii) The parents may request the information provided under subparagraph (i) of this paragraph at any subsequent meeting.

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(iii) If a child who has an individualized education program developed in another school system moves into a different local school system, that local school system shall provide the information required under subparagraph (i)1B AND C of this paragraph at the time of the first written communication with the parents regarding the child's individualized education program or special education services.

(iv) A local school system shall publish information that a parent may use to contact early intervention and special education family support services staff members within the local school system and a brief description of the services provided by the staff members in a prominent place on the section of its website relating to special education services.

(3) Failure to provide the information required under paragraph (2)(i)1B AND C of this subsection does not constitute grounds for a due process complaint under § 8-413 of this subtitle.”