

HB1411/675165/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1411
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Montgomery” and substitute “Montgomery, Howard, Ivey, Rice, Ross, and Stukes”.

On page 1, in line 3, strike “school systems” and substitute “boards of education”; in the same line, strike “the participation of” and substitute “that”; in line 4, after “disabilities” insert “have certain opportunities”; in the same line, after “and” insert “certain”; in the same line, after “programs,” insert “providing for certain exceptions to these requirements under certain circumstances;”; in lines 5, 6, 7, 13, and 17, in each instance, strike “school systems” and substitute “boards”; in line 6, strike “programs,”; in the same line, after “policies” strike the comma; strike beginning with “requiring” in line 8 down through “criteria;” in line 12 and substitute “requiring the State Board of Education to adopt a certain model policy to assist certain county boards;”; strike beginning with “authorizing” in line 15 down through “actions;” in line 17; strike beginning with “clarifying” in line 18 down through “provisions;” in line 20; in line 21, strike “local school system”; and in line 27, strike “7-4B-07” and substitute “7-4B-06”.

AMENDMENT NO. 2

On page 3, in line 6, strike “SPECIFICALLY”; after line 10, insert:

“(D) “MAINSTREAM ATHLETIC PROGRAM” MEANS INTRAMURAL OR INTERSCHOLASTIC ATHLETIC ACTIVITY THAT IS DEVELOPED AND OFFERED TO STUDENTS IN ACCORDANCE WITH CRITERIA ESTABLISHED BY THE STATE BOARD.”;

(Over)

in line 11, strike “(D)” and substitute “(E)”; in the same line, strike “AND ATHLETIC”; in line 12, strike “ALL”; in the same line, strike “SCHOOL-BASED ACTIVITY” and substitute “PHYSICAL EDUCATION PROGRAM”; in line 13, after “STUDENTS” insert “IN ACCORDANCE WITH CRITERIA ESTABLISHED BY THE STATE BOARD”; strike in their entirety lines 14 through 16, inclusive; in line 20, strike “THE” and substitute “SUBJECT TO SUBSECTION (B) OF THIS SECTION, THE”; in the same line, strike “DEPARTMENT” and substitute “STATE BOARD”; in the same line, strike “SCHOOL SYSTEM” and substitute “BOARD”; strike in their entirety lines 21 through 23, inclusive; after line 23, insert:

“(1) ENSURE THAT STUDENTS WITH DISABILITIES HAVE AN EQUAL OPPORTUNITY TO:

(I) PARTICIPATE IN MAINSTREAM PHYSICAL EDUCATION PROGRAMS; AND

(II) TRY OUT FOR AND, IF SELECTED, PARTICIPATE IN MAINSTREAM ATHLETIC PROGRAMS;”;

in line 27, after the first “AND” insert “MAINSTREAM”; in line 29, strike “FOR STUDENTS WITH DISABILITIES ARE”; and strike beginning with “DEVELOPED” in line 30 down through “DISABILITIES” in line 32 and substitute “ARE AVAILABLE”.

AMENDMENT NO. 3

On page 4, in line 1, strike “REQUIREMENT” and substitute “REQUIREMENTS”; in the same line, strike “(A)(1)” and substitute “(A)”; in line 5, after “SCHOOL’S” insert “MAINSTREAM PHYSICAL EDUCATION OR MAINSTREAM ATHLETIC”; in line 6, strike “ATHLETIC OR PHYSICAL EDUCATION”; strike in their entirety lines 7 through 24, inclusive; in line 25, strike “(D)” and substitute “(C)”; in lines 27 and 32, in each instance, strike “SCHOOL SYSTEM” and substitute “BOARD”; in line 29, after

“AND” insert “MAINSTREAM”; and strike beginning with “AVAILABLE” in line 29 down through “DISABILITIES” in line 30.

AMENDMENT NO. 4

On page 5, in line 2, after “INTO” insert “MAINSTREAM”; in line 3, after “AND” insert “MAINSTREAM”; in lines 4 and 5, strike “AND WITHOUT”; strike beginning with “FOR” in line 8 down through “AND” in line 11 and substitute “; OR”; in line 14, strike “SCHOOL SYSTEM’S” and substitute “COUNTY BOARD’S”; in line 15, strike “; AND” and substitute a period; and after line 15, insert:

“(B) THE STATE BOARD SHALL ADOPT A MODEL POLICY TO ASSIST A COUNTY BOARD WITH THE IMPLEMENTATION OF THIS SECTION.”

AMENDMENT NO. 5

On pages 5 and 6, strike in their entirety the lines beginning with line 16 on page 5 through line 26 on page 6, inclusive.

On page 6, in line 28, strike “SCHOOL SYSTEMS” and substitute “BOARDS”; after line 26, insert:

“7-4B-04.”;

strike beginning with the colon in line 29 down through “INVESTIGATE” in line 30 and substitute “INVESTIGATE”; and in line 33, strike “; AND” and substitute a period.

AMENDMENT NO. 6

On page 7, strike in their entirety lines 1 through 22, inclusive; after line 22, insert:

“7-4B-05.”;

in line 23, strike “**OCTOBER**” and substitute “**FEBRUARY**”; in line 28, strike “**AN ASSESSMENT OF HOW MANY**” and substitute “**THE NUMBER OF**”; in the same line, after “**DISABILITIES**” insert “**THAT**”; in line 29, after “**SYSTEM’S**” insert “**MAINSTREAM**”; in the same line, after “**OR**” insert “**MAINSTREAM**”; and in line 30, after the semicolon insert “**AND**”.

AMENDMENT NO. 7

On pages 7 and 8, strike the lines beginning with line 31 on page 7 through line 3 on page 8, inclusive.

On page 8, in line 4, strike “**(4)**” and substitute “**(2)**”; in the same line, strike “**SCHOOL SYSTEM**” and substitute “**COUNTY BOARD**”; in line 5, after “**IN**” insert “**MAINSTREAM**”; in line 6, after “**OR**” insert “**MAINSTREAM**”; in line 7, strike “**SCHOOL SYSTEM**” and substitute “**BOARD**”; in line 8, after “**SHALL**” insert “**BE CONSISTENT WITH REGULATIONS ADOPTED BY THE STATE BOARD.**”; strike beginning with “**INCLUDE:**” in line 9 down through “**SECTION.**” in line 27; in line 28, strike “**(E)**” and substitute “**(D)**”; in the same line, strike “**DECEMBER 31**” and substitute “**MAY 1**”; in line 30, strike “**COUNTY SCHOOL SYSTEM**”; and in line 32, strike “**7-4B-07.**” and substitute “**7-4B-06.**”.

AMENDMENT NO. 8

On page 9, strike in their entirety lines 5 through 19, inclusive; and in line 20, strike “school system” and substitute “**board of education**”.