

SENATE BILL 50

F1
SB 116/07 – EHE

8lr0570
CF 8lr0572

By: **Senator Brochin**

Introduced and read first time: January 11, 2008

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Special Education Services – Children in a Home School Setting**

3 FOR the purpose of requiring that a child with a disability in a home school setting be
4 given the same consideration as a child with a disability in a private school
5 setting for the purpose of passing through federal funds for the provision of
6 certain special education services; defining a certain term; and generally
7 relating to the provision of special education services.

8 BY adding to

9 Article – Education

10 Section 8–403.1

11 Annotated Code of Maryland

12 (2006 Replacement Volume and 2007 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article – Education**

16 **8–403.1.**

17 (A) IN THIS SECTION, “CHILD IN A HOME SCHOOL SETTING” MEANS A
18 CHILD WHO:

19 (1) DOES NOT ATTEND PUBLIC OR PRIVATE SCHOOL; AND

20 (2) RECEIVES REGULAR THOROUGH INSTRUCTION DURING THE
21 SCHOOL YEAR IN THE STUDIES USUALLY TAUGHT IN THE PUBLIC SCHOOLS TO
22 CHILDREN OF THE SAME AGE.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(B) A CHILD WITH A DISABILITY IN A HOME SCHOOL SETTING SHALL BE**
2 **GIVEN THE SAME CONSIDERATION AS A CHILD WITH A DISABILITY IN A PRIVATE**
3 **SCHOOL SETTING FOR THE PURPOSE OF PASSING THROUGH FEDERAL FUNDS**
4 **FOR THE PROVISION OF SPECIAL EDUCATION SERVICES UNDER THE FEDERAL**
5 **INDIVIDUALS WITH DISABILITIES ACT, 20 U.S.C. § 1412(A)(10).**

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 July 1, 2008.