

SB0540/614731/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 540  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “meeting” insert “, subject to a certain exception; requiring certain school personnel to document certain failures and to include certain documentation in certain records under certain circumstances”; and in line 11, after “format;” insert “providing that failure to comply with this Act does not constitute a certain violation of the requirement to provide certain students a free appropriate public education;”.

AMENDMENT NO. 2

On page 2, in line 14, strike “AT” and substitute:

**“(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, AT”;**

and after line 20, insert:

**“(2) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, APPROPRIATE SCHOOL PERSONNEL ARE NOT REQUIRED TO COMPLY WITH PARAGRAPH (1) OF THIS SUBSECTION IN THE EVENT OF AN EXTENUATING CIRCUMSTANCE.**

**(II) IN THE EVENT OF AN EXTENUATING CIRCUMSTANCE, APPROPRIATE SCHOOL PERSONNEL WHO FAIL TO COMPLY WITH PARAGRAPH (1) OF THIS SUBSECTION SHALL:**

(Over)

1. DOCUMENT THE EXTENUATING CIRCUMSTANCE;
- AND
2. INCLUDE WRITTEN DOCUMENTATION RELATING TO THE EXTENUATING CIRCUMSTANCE IN THE STUDENT'S PERMANENT RECORD.

AMENDMENT NO. 3

On page 2, after line 31, insert:

“(E) FAILURE TO COMPLY WITH THIS SECTION DOES NOT CONSTITUTE A SUBSTANTIVE VIOLATION OF THE REQUIREMENT TO PROVIDE A STUDENT WITH A FREE APPROPRIATE PUBLIC EDUCATION.”.