

SB0797/113426/1

BY: Ways and Means Committee

AMENDMENTS TO SENATE BILL 797
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “about” in line 4 down through “Program” in line 5; and in line 6, after “circumstances;” insert “requiring certain public agencies to compile, collect, and report certain information;”.

AMENDMENT NO. 2

On page 8, after line 5, insert:

“(M) (1) A PUBLIC AGENCY ANNUALLY SHALL COLLECT THE FOLLOWING INFORMATION FOR EACH MEDIATION PROCEEDING AND DUE PROCESS PROCEEDING:

(I) THE NATURE OF THE DISPUTE; AND

(II) THE STUDENT’S:

1. GRADE LEVEL;

2. SPECIAL EDUCATION PLACEMENT;

3. DISABILITY CATEGORY;

4. RACE;

5. ETHNICITY;

6. GENDER;

7. ENGLISH LEARNER STATUS; AND

8. FREE AND REDUCED PRICE MEALS STATUS.

(2) THE DEPARTMENT SHALL COMPILE THE INFORMATION COLLECTED UNDER PARAGRAPH (1) OF THIS SUBSECTION AND, ON OR BEFORE NOVEMBER 1 EACH YEAR, SHALL SUBMIT A REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE.

On pages 8 and 9, strike in their entirety the lines beginning with line 26 on page 8 through line 5 on page 9, inclusive, and substitute:

“(2) (I) “ADVOCATE” MEANS AN INDIVIDUAL WHO, FOR COMPENSATION, PROVIDES SUPPORT AND GUIDANCE DURING INDIVIDUALIZED EDUCATION PROGRAM MEETINGS, MEDIATION PROCEEDINGS, OR DUE PROCESS PROCEEDINGS TO:

- 1. A STUDENT WITH A DISABILITY; OR**
- 2. THE PARENT OR GUARDIAN OF A STUDENT WITH A DISABILITY.**

(II) “ADVOCATE” DOES NOT INCLUDE:

- 1. AN ATTORNEY ACTING IN A LEGAL CAPACITY TO REPRESENT A STUDENT WITH A DISABILITY; OR**
- 2. A CONSULTANT.”.**

On page 9, strike beginning with “**THAT**” in line 13 down through “**SERVICE**” in line 15 and substitute “**OF NOT MORE THAN 150% OF THE MARYLAND LEGAL SERVICES CORPORATION INCOME GUIDELINES**”.

On page 10 in lines 5, 6, and 28, on page 13 in lines 28 and 30 and 31, on page 14, in lines 2 and 15, and on page 15 in line 6, in each instance, strike “**VOLUNTEER LAWYERS SERVICE**” and substitute “**LEGAL SERVICES CORPORATION**”.

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Amendments to SB 797
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On page 11, in line 5, strike "VOLUNTEER LAWYERS SERVICE" and substitute "LEGAL SERVICES CORPORATION".

On page 12, in lines 25 and 26, strike "MARYLAND VOLUNTEER LAWYERS SERVICE MAY USE THE FUND" and substitute "FUND MAY BE USED".

On page 13, in lines 2 and 3, strike "MARYLAND VOLUNTEER LAWYERS SERVICE" and substitute "DEPARTMENT AND THE MARYLAND LEGAL SERVICES CORPORATION"; and in line 12, strike "\$1,000,000" and substitute "\$2,000,000".

On page 14, in line 3, after "STUDENT" insert "UP TO THE LIMIT DESCRIBED IN PARAGRAPH (3)(II) OF THIS SUBSECTION"; in line 10, strike "1."; strike in their entirety lines 12 through 14, inclusive; and strike beginning with "TYPE" in line 24 down through "SERVICES" in line 26 and substitute "AMOUNT OF FUNDS DISBURSED DISAGGREGATED BY THE TYPE OF SERVICE, INCLUDING:

1. DISPUTE RESOLUTION PROCEEDINGS, INCLUDING MEDIATION, DUE PROCESS HEARINGS, AND COURT PROCEEDINGS; AND

2. ASSISTANCE AND SUPPORT SERVICES, INCLUDING CONSULTANCY, ADVOCACY, AND LEGAL CONSULTANCY SERVICES".

On page 15, in line 2, strike "VOLUNTEER ATTORNEYS SERVICE" and substitute "LEGAL SERVICES CORPORATION".