

Chapter 544

(House Bill 702)

AN ACT concerning

**County Boards of Education – Special Education Service Delivery Models –
Publication Requirement**

FOR the purpose of requiring each county board of education to publish on its website a certain list of special education service delivery models provided for parentally-placed private school students; and generally relating to publication requirements regarding special education programs and county boards of education.

BY repealing and reenacting, with amendments,
Article – Education
Section 8–419
Annotated Code of Maryland
(2022 Replacement Volume and 2024 Supplement)

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

Article – Education

8–419.

(A) (1) IN THIS SECTION, “PARENTALLY-PLACED PRIVATE SCHOOL STUDENT” MEANS A CHILD WITH A DISABILITY ENROLLED BY THE PARENT OR GUARDIAN OF THE CHILD IN A PRIVATE ELEMENTARY OR SECONDARY SCHOOL OR FACILITY, INCLUDING A RELIGIOUS SCHOOL OR FACILITY, IN ACCORDANCE WITH 20 U.S.C. § 1412(A)(10)(A).

(2) “PARENTALLY-PLACED PRIVATE SCHOOL STUDENT” DOES NOT INCLUDE A CHILD WITH A DISABILITY WHO WAS PLACED IN OR REFERRED TO A PRIVATE SCHOOL OR FACILITY BY A PUBLIC AGENCY AS A MEANS OF PROVIDING SPECIAL EDUCATION AND RELATED SERVICES UNDER § 8–406 OF THIS SUBTITLE.

[(a)] (B) (1) Each county board shall develop and publish on its website a list of all special education service delivery models [in]:

(I) IN the local school system; AND

(II) PROVIDED TO PARENTALLY-PLACED PRIVATE SCHOOL STUDENTS WITHIN THE JURISDICTION OF THE LOCAL SCHOOL SYSTEM.

(2) The county board shall clearly state that all decisions regarding the placement of a child with a disability in a special education service delivery model under paragraph ~~[(1)]~~ **(1)(I)** of this subsection will be made by an individualized education program team in consultation with the parents or guardians of the child and consistent with the least restrictive environment requirements of the federal Individuals with Disabilities Education Act.

~~[(b)]~~ **(C)** On request, the county board shall provide a written copy of the information provided under subsection ~~[(a)]~~ **(B)** of this section.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2025.

Approved by the Governor, May 13, 2025.