

HOUSE BILL 1368

F1

6lr2374

By: **Delegate Rosenberg**

Introduced and read first time: February 13, 2026

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Special Education – Individualized Education Program – Notification of Missed**
3 **Services**
4 **(Shifra’s Act)**

5 FOR the purpose of requiring the parents of a child with a disability who has an
6 individualized education program to receive a certain notice when certain special
7 education or related services specified in the individualized education program are
8 missed, incomplete, or interrupted as specified; and generally relating to
9 individualized education programs for special education students.

10 BY adding to

11 Article – Education

12 Section 8–405.2

13 Annotated Code of Maryland

14 (2022 Replacement Volume and 2025 Supplement)

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

17 **Article – Education**

18 **8–405.2.**

19 **(A) THE PARENTS OF A CHILD WITH A DISABILITY WHO HAS AN**
20 **INDIVIDUALIZED EDUCATION PROGRAM SHALL BE PROVIDED WRITTEN NOTICE, IN**
21 **ACCORDANCE WITH THE REQUIREMENTS OF THIS SECTION, WHEN A SPECIAL**
22 **EDUCATION SERVICE, RELATED SERVICE, OR SUPPLEMENTARY AID OR SUPPORT**
23 **SPECIFIED IN THE INDIVIDUALIZED EDUCATION PROGRAM:**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(1) WAS NOT INITIATED BY THE DATE SET FORTH IN THE**
2 **INDIVIDUALIZED EDUCATION PROGRAM; OR**

3 **(2) EXCEPT FOR A CHILD'S ABSENCE FROM SCHOOL, WAS NOT**
4 **PROVIDED TO THE CHILD BY THE LOCAL SCHOOL SYSTEM AS FOLLOWS:**

5 **(I) FOR A SERVICE, AID, OR SUPPORT REQUIRED DAILY, FIVE**
6 **INSTANCES OF MISSED, INCOMPLETE, OR INTERRUPTED SERVICES OR SUPPORTS**
7 **WITHIN A PERIOD OF 10 CONSECUTIVE SCHOOL DAYS;**

8 **(II) FOR A SERVICE, AID, OR SUPPORT REQUIRED TO BE**
9 **PROVIDED A SPECIFIC NUMBER OF TIMES WITHIN A SPECIFIED TIME PERIOD, THE**
10 **NUMBER OF INSTANCES THE SERVICE, AID, OR SUPPORT WAS MISSED,**
11 **INCOMPLETELY PROVIDED, OR INTERRUPTED OVER A TIME PERIOD AT LEAST TWO**
12 **TIMES LONGER THAN THE SPECIFIED TIME PERIOD; OR**

13 **(III) FOR A PATTERN OF MISSED, INCOMPLETE, OR**
14 **INTERRUPTED SESSIONS THAT SUBSTANTIALLY LIMIT THE DELIVERY OF THE**
15 **SERVICE, AID, OR SUPPORT.**

16 **(B) A WRITTEN NOTICE REQUIRED UNDER SUBSECTION (A) OF THIS**
17 **SECTION SHALL:**

18 **(1) BE SENT TO THE PARENTS WITHIN 3 SCHOOL DAYS AFTER A**
19 **CONDITION BEING MET UNDER SUBSECTION (A) OF THIS SECTION; AND**

20 **(2) INCLUDE:**

21 **(I) AN EXPLANATION OF THE MISSED, INCOMPLETE, OR**
22 **INTERRUPTED SERVICE, AID, OR SUPPORT AND THE REASON THE SERVICE, AID, OR**
23 **SUPPORT WAS MISSED, INCOMPLETE, OR INTERRUPTED;**

24 **(II) STEPS THE LOCAL SCHOOL SYSTEM WILL TAKE TO ENSURE**
25 **THE SERVICE, AID, OR SUPPORT WILL BE PROVIDED IN ACCORDANCE WITH THE**
26 **STUDENT'S INDIVIDUALIZED EDUCATION PROGRAM; AND**

27 **(III) INFORMATION FOR PARENTS TO REQUEST AN**
28 **INDIVIDUALIZED EDUCATION PROGRAM MEETING TO DISCUSS:**

29 **1. COMPENSATORY SERVICES;**

30 **2. ALTERNATIVE METHODS OR SERVICES TO ADDRESS**
31 **THE CHILD'S NEEDS IF THE LOCAL SCHOOL SYSTEM DETERMINES THAT SERVICES,**

1 AIDS, OR SUPPORTS ARE LIKELY TO CONTINUE BEING MISSED, INCOMPLETE, OR
2 INTERRUPTED; AND

3 **3. DISPUTE RESOLUTION OPTIONS.**

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
5 1, 2026.