

HOUSE BILL 702

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5lr1778
CF SB 602

By: **Delegates Kaufman, Allen, Feldmark, Guyton, McComas, Ruth, Schindler, Shetty, Wims, and Wolek**

Introduced and read first time: January 24, 2025

Assigned to: Ways and Means

Committee Report: Favorable

House action: Adopted

Read second time: March 5, 2025

CHAPTER _____

1 AN ACT concerning

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

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

8 BY repealing and reenacting, with amendments,
9 Article – Education
10 Section 8–419
11 Annotated Code of Maryland
12 (2022 Replacement Volume and 2024 Supplement)

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

15 **Article – Education**

16 8–419.

17 **(A) (1) IN THIS SECTION, “PARENTALLY–PLACED PRIVATE SCHOOL**
18 **STUDENT” MEANS A CHILD WITH A DISABILITY ENROLLED BY THE PARENT OR**
19 **GUARDIAN OF THE CHILD IN A PRIVATE ELEMENTARY OR SECONDARY SCHOOL OR**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 FACILITY, INCLUDING A RELIGIOUS SCHOOL OR FACILITY, IN ACCORDANCE WITH 20
 2 U.S.C. § 1412(A)(10)(A).

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

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

9 (I) IN the local school system; AND

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

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

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

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
 21 1, 2025.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.