

SENATE BILL 602

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5lr1781
CF HB 702

By: **Senators Brooks, Kramer, and Hettleman**

Introduced and read first time: January 23, 2025

Assigned to: Education, Energy, and the Environment

Committee Report: Favorable

Senate action: Adopted

Read second time: February 16, 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.

President of the Senate.

Speaker of the House of Delegates.