

1 H.5

2 Introduced by Representatives Stuart of Brattleboro and Mook of Bennington

3 Referred to Committee on

4 Date:

5 Subject: Education; special education; residential facilities; in-state facilities

6 Statement of purpose: This bill proposes to require that a student receiving
7 state funds in connection with an individualized education plan (IEP) who is in
8 need of residential placement shall be enrolled in a Vermont facility unless
9 there is no in-state facility that can provide the services required by the IEP. It
10 would not require a student who is currently enrolled outside Vermont to enroll
11 in a Vermont facility.

12 An act relating to in-state residential facilities providing special education
13 services

14 It is hereby enacted by the General Assembly of the State of Vermont:

15 Sec. 1. 16 V.S.A. § 2958(e) is amended to read:

16 (e) Costs for residential placement shall be reimbursed under subchapter 2
17 of this chapter only if the residential facility is;

18 (1) approved by the ~~state board of education~~ State Board for the
19 purposes of providing special education and related services to children with
20 disabilities; and

1 (2) located in Vermont, unless there is no Vermont facility that can
2 provide the services required by a child's individualized education plan.

3 Sec. 2. EFFECTIVE DATE

4 This act shall take effect on July 1, 2013 and shall apply to all new
5 residential placements occurring on or after that date.