



Rep. Jerry L. Mitchell

## Adopted in House on Mar 15, 2005

09400HB0728ham001

LRB094 08337 RAS 42253 a

1 AMENDMENT TO HOUSE BILL 728

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 728 on page 5, by  
3 replacing lines 31 through 34 with the following:

4 "facility unless the school district certifies to the State  
5 Superintendent of Education that the special education program  
6 of that district is unable to meet the needs of that child  
7 because of his disability and the State Superintendent of"; and

8 on page 5, line 36, after the period, by inserting the  
9 following:

10 "However, if a child is unilaterally placed by a State agency  
11 or any court in a non-public school or special education  
12 facility, public out-of-state school, or county special  
13 education facility, a school district shall not be required to  
14 certify to the State Superintendent of Education, for the  
15 purpose of tuition reimbursement, that the special education  
16 program of that district is unable to meet the needs of a child  
17 because of his or her disability.".