09400SB2796sam003   LRB094 16298 NHT 56852 a

1   AMENDMENT TO SENATE BILL 2796

2   AMENDMENT NO. _____. Amend Senate Bill 2796, AS AMENDED,

3   with reference to page and line numbers of Senate Amendment No.

4   1, as follows:

5   on page 2, by replacing line 7 with the following:

6   "Education~~, no later than September 1, 1993,~~ shall include in";

7   and

8   on page 2, line 13, by replacing "(19)" with "(23)"; and

9   on page 4, line 10, after "made", by inserting "and the IEP

10   meeting shall be completed"; and

11   on page 4, line 10, by replacing "~~school~~" with "school"; and

12   on page 4, by replacing line 14 with the following:

13   "instances when written parental consent is obtained ~~students~~

14   ~~are referred for evaluation~~ with fewer"; and

15   on page 4, line 16, after "made", by inserting "and the IEP

16   meeting shall be completed"; and

17   on page 8, line 9, by replacing "federal law 108-142" with "the

18   federal Individuals with Disabilities Education Improvement

19   Act of 2004 (Public Law 108-446) ~~federal law~~"; and

1   on page 8, lines 11 and 12, by replacing "federal law <u>108-142</u>"

2   with "<u>the federal Individuals with Disabilities Education</u>

3   <u>Improvement Act of 2004 (Public Law 108-446)</u> ~~federal law~~"; and

4   on page 23, line 13, after "<u>Section</u>", by inserting "<u>or, if</u>

5   <u>applicable, in the amended hearing request under subsection</u>

6   <u>(g-15) of this Section</u>"; and

7   on page 25, by replacing lines 10 through 14 with the

8   following:

9   "<u>part of the initial request, the applicable timeline for a</u>

10   <u>hearing, including the timeline under subsection (g-20) of this</u>

11   <u>Section, shall recommence.</u>"; and

12   on page 26, line 3, after "<u>party</u>", by inserting "<u>and at least 7</u>

13   <u>days after ordering the non-cooperating party to cooperate</u>";

14   and

15   on page 26, by replacing line 15 with the following:

16   "<u>utilize the resolution meeting process, the process</u>"; and

17   on page 26, lines 26, 28, 29, 31, and 33, by replacing

18   "<u>meeting</u>" each time it appears with "<u>process</u>"; and

19   on page 27, lines 10 and 12, by replacing "<u>meeting</u>" each time

20   it appears with "<u>process</u>"; and

21   on page 28, line 29, after "<u>shown.</u>", by inserting the

22   following:

23   "<u>The time limits in this subsection (g-55) shall not be applied</u>

24   <u>in a manner that (i) denies any party to the hearing a fair and</u>

25   <u>reasonable allocation of time and opportunity to present its</u>

26   <u>case or (ii) deprives any party to the hearing of the</u>

1   safeguards   accorded   under   the   federal   Individuals   with
2   Disabilities Education Improvement Act of 2004 (Public Law
3   108-446), regulations promulgated under the Individuals with
4   Disabilities Education Improvement Act of 2004, or any other
5   applicable law."; and

6   on page 30, line 8, after "and", by inserting, "send by
7   certified".