

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 826

6
7 H.P. 649

House of Representatives, February 22, 1983

8 Speaker laid before the House and on Motion of Representative Carter of
9 Winslow, referred to the Committee on Education. Sent up for concurrence
and ordered printed.

10 EDWIN H. PERT, Clerk

Presented by Representative Andrews of Portland.

Cosponsors: Senator Hayes of Penobscot, Representative Connolly of
Portland and Representative Matthews of Caribou.

11
12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT to Provide Compensation for
18 Denial of Educational Opportunity.
19

20 Be it enacted by the People of the State of Maine as
21 follows:

22 20-A MRSA §7209 is enacted to read:

23 §7209. Compensatory education

24 1. Eligibility. All individuals who were eligi-
25 ble to receive special educational services under
26 state or federal law, but did not receive either an
27 equal educational opportunity or appropriate educa-
28 tion under state and federal law, shall be eligible
29 for compensatory educational services.

30 2. Compensatory educational services. Compensa-
31 tory educational services shall include all proce-
32 dural guarantees and educational and related or sup-

1 portive services to which the individual was enti-
2 tled, but did not receive on or after January 1,
3 1975.

4 3. Time period of eligibility. The time period
5 of eligibility shall start when the individual begins
6 to receive compensatory educational or supportive
7 services and shall continue for a period of time
8 equal to the period for which the service was not
9 provided.

10 4. School administrative unit responsibility.
11 The school administrative unit in which the
12 individual's parents resided at the time services
13 were designed shall be responsible for the provision
14 of services at an appropriate location.

15 5. Commissioner. The commissioner shall:

16 A. Provide assistance to individuals seeking
17 compensatory services under this section; and

18 B. Take adequate steps to inform individuals of
19 their eligibility for services under this
20 section.

21 6. Costs for services included in school unit's
22 costs for school subsidy purposes. The special edu-
23 cational costs for services provided under this
24 section may be included in a school unit's calcula-
25 tion of its costs for school subsidy purposes.

26 STATEMENT OF FACT

27 This bill provides for compensatory educational
28 services to handicapped individuals who have been
29 denied services under state or federal statute.

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