

MAINE STATE LEGISLATURE

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1 (New Draft of H.P. 649, L.D. 826)
2 (New Title)

3 FIRST REGULAR SESSION
4

5 ONE HUNDRED AND ELEVENTH LEGISLATURE
6

7 Legislative Document

No. 1661

9 H.P. 1247

House of Representatives, May 23, 1983

10 Reported by the Minority from the Committee on Education and printed
11 under Joint Rule 2.

Original bill presented by Representative Andrews of Portland.

12 Cosponsored by Senator Hayes of Penobscot, Representative Connolly of
Portland and Representative Matthews of Caribou.

EDWIN H. PERT, Clerk

14 STATE OF MAINE
15

16 IN THE YEAR OF OUR LORD
17 NINETEEN HUNDRED AND EIGHTY-THREE
18

19 AN ACT to Provide Compensatory Special
20 Education for Exceptional Students Who have
21 not Received an Equal Educational Opportunity.
22

23 Be it enacted by the People of the State of Maine as
24 follows:

25 20-A MRSA §7201, sub-§5 is enacted to read:

26 5. Compensatory education. Exceptional students
27 who are within the age limits specified in section
28 7001, subsection 2, and who have failed to receive an
29 equal educational opportunity, shall be eligible to
30 receive compensatory special education beyond the age
31 limit specified in section 7001, subsection 2, para-
32 graph B. The additional time period of eligibility
33 may not exceed a period equal to the period in which
34 special education necessary to insure an equal educa-

1 tional opportunity was not provided or until the pre-
2 vious lack of special education is compensated which-
3 ever is less.

4 FISCAL NOTE

5 If school units are providing an equal educa-
6 tional opportunity to all special education students
7 in conformity with existing law, there will be no ad-
8 ditional expense to the local unit or to the State.
9 If a school unit is not providing an equal educa-
10 tional opportunity to special education students, the
11 unit may be responsible for insuring the provision of
12 a compensatory program to that student beyond the
13 school year in which the student turns 20 years of
14 age. If another public agency will not pick up the
15 cost of the program, the school unit and the School
16 Finance Act will be responsible for the costs. It is
17 unknown how many, if any, students will be granted
18 compensatory education or the eventual price of any
19 programs provided. Any additional costs will only be
20 reflected in the state aid to education in the 3rd
21 and subsequent years.

22 STATEMENT OF FACT

23 This new draft insures that special education
24 students are afforded an equal educational oppor-
25 tunity.

26 4029051983