

MAINE STATE LEGISLATURE

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EDUCATION AND CULTURAL AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
117TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 544, L.D. 740, Bill, "An Act Concerning Extracurricular Activity Eligibility for Students Identified under the Federal Individuals with Disabilities Education Act"

Amend the bill by striking out the title and substituting the following:

'An Act Concerning Cocurricular Activity Eligibility for Students Identified under the Federal Individuals with Disabilities Education Act'

Further amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

'Sec. 1. 20-A MRSA §7201, sub-§6 is enacted to read:

6. Participation in cocurricular activities. Eligibility for an exceptional student to participate in cocurricular activities may not be denied solely because the student is enrolled in a reduced course load when the reduced course load is due to the student's exceptionality, provided that the student is satisfactorily completing the requirements of the educational components of an individualized education plan and is otherwise in compliance with the plan. If the student is not satisfactorily completing the educational components of an individualized education plan or is not otherwise in compliance with the plan, the student's eligibility may be determined in the same manner as the eligibility of a nonexceptional student who is not satisfying the applicable academic standards.'

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STATEMENT OF FACT

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The bill provides that a special education student will not be denied eligibility to participate in extracurricular activities because of failure to meet academic eligibility standards or to be enrolled in a certain number or type of classes if that failure is due to the student's exceptionality and the student is in compliance with an individualized education plan.

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The amendment replaces the bill. The amendment changes extracurricular to cocurricular and makes a number of technical changes to the bill. The amendment also allows a school administrative unit to use the same eligibility requirements applied to nonexceptional students for exceptional students if an exceptional student is not in compliance with the individual education plan.

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