

# MAINE STATE LEGISLATURE

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# 122nd MAINE LEGISLATURE

## FIRST REGULAR SESSION-2005

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Legislative Document

No. 400

S.P. 124

In Senate, January 25, 2005

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**An Act To Align Maine Special Education Complaint Management Provisions with the Federal Individuals with Disabilities Education Act**

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Submitted by the Department of Education pursuant to Joint Rule 204.  
Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator TURNER of Cumberland.  
Cosponsored by Senator: DIAMOND of Cumberland, Representatives: MERRILL of  
Appleton, MILLETT of Waterford.

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

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**Sec. 1. 20-A MRSA §7206, sub-§4,** as amended by PL 1999, c. 424, Pt. A, §6, is repealed.

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**SUMMARY**

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Under current law, a parent or school administrative unit has 30 days in which to challenge a complaint investigation report. The United States Department of Education, Office of Special Education Programs has determined that the 30-day time limit impermissibly limits the right to initiate a hearing. This bill repeals the Maine Revised Statutes, Title 20-A, section 7206, subsection 4. Repealing this subsection will permit a party to request an administrative hearing on the same issues that were dealt with in a complaint investigation at any time.