

125th MAINE LEGISLATURE

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Legislative Document

No. 964

H.P. 708

House of Representatives, March 8, 2011

Resolve, Requiring the Department of Education To Amend Its Rules To Prohibit School Administrative Units from Imposing Unreasonable Restrictions That Impede the Ability of Parents and Evaluators To Observe Students

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

HEATHER J.R. PRIEST Clerk

Presented by Representative KENT of Woolwich. Cosponsored by Senator ALFOND of Cumberland and

Representatives: BERRY of Bowdoinham, LOVEJOY of Portland, NELSON of Falmouth, STRANG BURGESS of Cumberland, VOLK of Scarborough, WAGNER of Lewiston.

Sec. 1. Unrestricted educational observations by qualified examiners; rules. Resolved: That the Department of Education shall amend its rules in Chapter 101: Maine Unified Special Education Regulation Birth to Age Twenty to permit a qualified examiner to observe a child at school or at a potential educational placement when the qualified examiner is not employed by the school and is conducting an independent educational evaluation at the request of the parent, at times and durations as determined necessary by the qualified examiner; and be it further

Sec. 2. Provisional adoption of rules. Resolved: That the Department of Education shall provisionally adopt the amendments required under section 1 no later than December 1, 2011.

11 SUMMARY

This resolve directs the Department of Education to amend its rules in Chapter 101: Maine Unified Special Education Regulation Birth to Age Twenty to permit a qualified examiner to observe a child at school or at a potential educational placement when the qualified examiner is not employed by the school and is conducting an independent educational evaluation at the request of the parent.