

1           **STUDENTS WITH DISABILITIES ACCOMMODATIONS FUNDING**

2                                   2017 GENERAL SESSION

3                                   STATE OF UTAH

4                                   **Chief Sponsor: Gene Davis**

5                                   House Sponsor: Eric K. Hutchings

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7   **LONG TITLE**

8   **General Description:**

9           This bill addresses the distribution of any appropriations to the State Board of Education  
10   for reimbursement for certain services rendered to a student with a Section 504  
11   accommodation plan.

12   **Highlighted Provisions:**

13           This bill:

- 14           ▶ defines terms;
- 15           ▶ requires the State Board of Education (the board) to make rules regarding the  
16   disposition of any money appropriated to the board to reimburse local education  
17   agencies for certain services rendered to a student with a Section 504  
18   accommodation plan; and
- 19           ▶ requires the board to present draft rules to the Public Education Appropriations  
20   Subcommittee for review and recommendation.

21   **Money Appropriated in this Bill:**

22           None

23   **Other Special Clauses:**

24           None

25   **Utah Code Sections Affected:**

26   ENACTS:

27           **53A-17a-112.2**, Utah Code Annotated 1953

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29   *Be it enacted by the Legislature of the state of Utah:*

30 Section 1. Section **53A-17a-112.2** is enacted to read:

31 **53A-17a-112.2. Appropriation for accommodation plans for students with autism**  
32 **spectrum disorders.**

33 (1) As used in this section:

34 (a) "Board" means the State Board of Education.

35 (b) "Local education agency" or "LEA" means:

36 (i) a school district;

37 (ii) a charter school; or

38 (iii) the Utah Schools for the Deaf and the Blind.

39 (c) "Section 504 accommodation plan" means an accommodation plan under Section  
40 504 of the Rehabilitation Act of 1973, 29 U.S.C. Sec. 701 et seq.

41 (2) (a) The board shall make rules, in accordance with Title 63G, Chapter 3, Utah  
42 Administrative Rulemaking Act, that establish a reimbursement program that:

43 (i) distributes any money appropriated to the board for Special Education -- Section  
44 504 Accommodations;

45 (ii) allows an LEA to apply for reimbursement of the costs of services that:

46 (A) an LEA renders to a student with a Section 504 accommodation plan; and

47 (B) exceed 150% of the average cost of a general education student; and

48 (iii) provides for a pro-rated reimbursement based on the amount of reimbursement  
49 applications received during a given fiscal year and the amount of money appropriated to the  
50 board that fiscal year.

51 (b) Beginning with the 2018-19 school year, the board shall allocate money  
52 appropriated to the board for Special Education -- Section 504 Accommodations in accordance  
53 with the rules described in Subsection (2)(a).

54 (3) On or before January 30, 2018, the board shall report to the Public Education  
55 Appropriations Subcommittee:

56 (a) information collected regarding the number of students who qualify for a Section  
57 504 accommodation plan; and

58            (b) if available, the estimated financial impact of providing Section 504 accommodation  
59 services to the number of students described in Subsection (3)(a).