

## SB0061S02 compared with SB0061

~~{deleted text}~~ shows text that was in SB0061 but was deleted in SB0061S02.

Inserted text shows text that was not in SB0061 but was inserted into SB0061S02.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Senator Gene Davis proposes the following substitute bill:

### STUDENTS WITH DISABILITIES ACCOMMODATIONS~~}~~

#### ~~}~~FUNDING

2017 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Gene Davis**

House Sponsor: ~~{~~Eric K. Hutchings

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#### LONG TITLE

##### General Description:

This bill addresses the distribution of any appropriations to the State Board of Education for reimbursement for certain services rendered to a student with ~~{an autism spectrum disorder}~~a Section 504 accommodation plan.

##### Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ requires the State Board of Education (the board) to make rules regarding the disposition of any money appropriated to the board to reimburse local education agencies for certain services rendered to a student with ~~{an autism spectrum~~

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~~disorder~~ a Section 504 accommodation plan; and

- ▶ requires the board to present draft rules to the Public Education Appropriations Subcommittee or Education Interim Committee for review and recommendation.

### Money Appropriated in this Bill:

None

### Other Special Clauses:

None

### Utah Code Sections Affected:

ENACTS:

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

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

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

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

(1) As used in this section:

~~{ (a) "Autism spectrum disorder" means the same as that term is defined by:~~

~~—— (i) the most recent edition of the Diagnostic and Statistical Manual on Mental Disorders; or~~

~~—— (ii) a recent edition of another professionally accepted diagnostic manual.~~

~~‡ (b) "Board" means the State Board of Education.~~

~~(c) "Local education agency" or "LEA" means:~~

~~(i) a school district;~~

~~(ii) a charter school; or~~

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

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

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

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

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

(A) an LEA renders to a student with ~~{an autism spectrum disorder, under }~~ a Section 504 accommodation plan; and

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

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

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

(3) ~~{In developing the rules described in Subsection (2)(a)}~~ ~~On or before January 30, 2018,~~ the board shall ~~{present the proposed rules, for review and recommendation,}~~ ~~report~~ to the Public Education Appropriations Subcommittee ~~{or Education Interim Committee}.~~

### Legislative Review Note

#### Office of Legislative Research and General Counsel:

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

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