

Department of Planning and Budget
2004 Fiscal Impact Statement - Final

1. Bill Number HB1047

House of Origin	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input checked="" type="checkbox"/> Enrolled

2. Patron Nixon

3. Committee Passed Both Houses

4. Title Children with disabilities; special education services for those placed across jurisdictional lines.

5. Summary/Purpose: This bill clarifies that, in any instance in which an individual who is 18 through 21 years of age, inclusive, who is eligible for funding from the state pool and is properly defined pursuant to state education law as a school-aged child with disabilities is placed by a local social services agency that has custody across jurisdictional lines in a group home in the Commonwealth and the individual's individualized education program (IEP), as prepared by the placing jurisdiction, indicates that a private day school placement is the appropriate educational program for such individual, the financial and legal responsibilities for the individual's special education services and IEP shall remain, in compliance with the provisions of federal law, Article 2 (§ 22.1-213 et seq.) of Chapter 13 of Title 22.1, and Board of Education regulations, the responsibility of the placing jurisdiction until the individual reaches the age of 21, inclusive, or is no longer eligible for special education services. The financial and legal responsibilities for such special education services shall remain with the placing jurisdiction, unless the placing jurisdiction has transitioned all appropriate services with the individual.

6. Fiscal Impact: See Item 8.

7. Budget amendment necessary: No.

8. Fiscal implications: This bill codifies current federal and state policy.

9. Specific agency or political subdivisions affected: Board of Education, Comprehensive Services, community service boards, Department of Juvenile Justice

10. Technical amendment necessary: No.

11. Other comments: None.

Date: 03/04/04 / acd

Document: H\ bos\k12 legislation\2004 session\completed bills\HB1047ER.doc

cc: Secretary of Education

Secretary of Health and Human Resources