

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION**

**April 23, 2007**

**TO:** Honorable Rob Eissler, Chair, House Committee on Public Education

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB1324** by Madden (relating to the placement of public school students with certain disabilities in disciplinary alternative education programs and juvenile justice alternative education programs.), **Committee Report 1st House, Substituted**

<p><b>No significant fiscal implication to the State is anticipated.</b></p>
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The bill would require that certain procedures be followed when a school district places a student who commits certain serious offenses who is eligible for special education services in a juvenile justice alternative education program (JJAEP) as a discretionary placement or in a disciplinary alternative education program (DAEP). In order to place a student eligible for special education services in a JJAEP, the administrator of the JJAEP must be permitted to participate in a meeting of the student's Admission, Review, and Dismissal (ARD) committee to discuss the placement. If after the placement in a JJAEP, the JJAEP administrator determines the student's educational needs cannot be met in the program, the administrator must inform the school district in writing, and the ARD committee must meet to reconsider the placement.

The bill would require that DAEPs implement the individualized education program (IEP) for students if applicable.

**Local Government Impact**

School districts would be required to follow certain policies and procedures regarding disciplinary placements of students with disabilities. The provisions of the bill could result in local administrative costs associated with convening additional ARD committee meetings. Costs would be expected to vary widely.

**Source Agencies:** 701 Central Education Agency

**LBB Staff:** JOB, JSp, UP, JSc