

1-1 By: Watson S.B. No. 1490
1-2 (In the Senate - Filed March 6, 2009; March 17, 2009, read
1-3 first time and referred to Committee on Education; April 8, 2009,
1-4 reported favorably by the following vote: Yeas 6, Nays 0;
1-5 April 8, 2009, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to requirements for the conduct of Texas Education Agency
1-9 special education due process hearings.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 29.0161, Education Code, is amended to
1-12 read as follows:

1-13 Sec. 29.0161. CONTRACT WITH STATE OFFICE OF ADMINISTRATIVE
1-14 HEARINGS FOR SPECIAL EDUCATION DUE PROCESS HEARINGS. The ~~[Not~~
1-15 ~~later than December 1, 2003, the]~~ agency and the State Office of
1-16 Administrative Hearings shall ~~[jointly determine whether it would~~
1-17 ~~be cost-effective for the agency to]~~ enter an interagency contract
1-18 for the purpose provided by this section. The ~~[with the office~~
1-19 ~~under which the]~~ office shall ~~[would]~~ conduct ~~[all or part of]~~ the
1-20 agency's special education due process hearings under the terms of
1-21 the contract and under 20 U.S.C. Section 1415 ~~[and its subsequent~~
1-22 ~~amendments]~~.

1-23 SECTION 2. Not later than January 1, 2010, the Texas
1-24 Education Agency and the State Office of Administrative Hearings
1-25 shall execute the contract required by Section 29.0161, Education
1-26 Code, as amended by this Act.

1-27 SECTION 3. This Act takes effect September 1, 2009.

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