

By: Whitmire

S.B. No. 2356

A BILL TO BE ENTITLED

AN ACT

1
2 relating to procedures applicable to the provision of special
3 education services to public school students.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 29.005, Education Code, is amended by
6 adding Subsection (b-1) to read as follows:

7 (b-1) Unless otherwise provided by federal law, a member of
8 the committee established under Subsection (a) or any other person
9 associated with the committee is not entitled to have an attorney
10 present at a committee meeting.

11 SECTION 2. Section 29.006, Education Code, is amended to
12 read as follows:

13 Sec. 29.006. CONTINUING ADVISORY COMMITTEE. (a) The
14 governor shall appoint a continuing advisory committee, composed of
15 17 members, under 20 U.S.C. Section 1412(a)(21). The appointments
16 are not subject to confirmation by the senate. Members of the
17 committee are appointed for staggered terms of four years with the
18 terms of eight or nine members expiring on February 1 of each
19 odd-numbered year.

20 (b) The agency shall promptly provide the continuing
21 advisory committee with a copy of each written decision resulting
22 from a special education due process hearing conducted by or on
23 behalf of the agency in accordance with 20 U.S.C. Section 1415.

24 SECTION 3. This Act takes effect immediately if it receives

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1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2009.