

1-1 By: Patrick S.B. No. 1788
1-2 (In the Senate - Filed March 11, 2011; March 23, 2011, read
1-3 first time and referred to Committee on Education; April 6, 2011,
1-4 reported adversely, with favorable Committee Substitute by the
1-5 following vote: Yeas 9, Nays 0; April 6, 2011, sent to printer.)

1-6 COMMITTEE SUBSTITUTE FOR S.B. No. 1788 By: Patrick

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to the development of a model individualized education
1-10 program form by the Texas Education Agency.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 29.005, Education Code, is amended by
1-13 adding Subsection (f) to read as follows:

1-14 (f) The written statement of a student's individualized
1-15 education program may be required to include only information
1-16 included in the model form developed under Section 29.0051(a).

1-17 SECTION 2. Subchapter A, Chapter 29, Education Code, is
1-18 amended by adding Section 29.0051 to read as follows:

1-19 Sec. 29.0051. MODEL FORM. (a) The agency shall develop a
1-20 model form for use in developing an individualized education
1-21 program under Section 29.005(b). The form must be clear, concise,
1-22 well organized, and understandable to parents and educators and may
1-23 include only:

1-24 (1) the information included in the model form
1-25 developed under 20 U.S.C. Section 1417(e)(1);

1-26 (2) a state-imposed requirement relevant to an
1-27 individualized education program not required under federal law;
1-28 and

1-29 (3) the requirements identified under 20 U.S.C.
1-30 Section 1407(a)(2).

1-31 (b) The agency shall post on the agency's Internet website
1-32 the form developed under Subsection (a).

1-33 (c) A school district may use the form developed under
1-34 Subsection (a) to comply with the requirements for an
1-35 individualized education program under 20 U.S.C. Section 1414(d).

1-36 SECTION 3. Not later than December 1, 2011, the Texas
1-37 Education Agency shall develop the model form required under
1-38 Section 29.0051, Education Code, as added by this Act.

1-39 SECTION 4. This Act takes effect immediately if it receives
1-40 a vote of two-thirds of all the members elected to each house, as
1-41 provided by Section 39, Article III, Texas Constitution. If this
1-42 Act does not receive the vote necessary for immediate effect, this
1-43 Act takes effect September 1, 2011.

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