

Amend Floor Amendment No. 1, to CSHB 21 as follows:

(1) In SECTION 3 of the bill, strike added Sections 29.353(b)(1) and (2), Education Code (page 6, line 20, through page 7, line 3) and substitute the following:

(1) states that a private school that accepts funds distributed under the program agrees to comply with laws regarding the provision of educational services to children with disabilities in the same manner that a public school is required to comply, and a child with a disability attending a private school using program funds is entitled to receive the same services a child with a disability attending a public school is entitled to receive under federal and state law; and

(2) provides information regarding rights to which a child with a disability is entitled under federal and state law if the child attends a public school or the child attends a private school using program funds, including:

(A) rights provided under the Individuals with Disabilities Education Act (20 U.S.C. Section 1400 et seq.), including:

- (i) an individualized education program;
- (ii) educational services provided in the least restrictive environment;
- (iii) instruction from certified teachers;
- (iv) due process hearings to ensure proper and full implementation of an individualized education program;
- (v) transition and planning services; and
- (vi) supplementary aids and services;

(B) rights provided under Subchapter A; and

(C) other rights provided under federal or state law, including rights provided under the Americans with Disabilities Act (42 U.S.C. Section 12101 et seq.).

(2) In SECTION 3 of the bill, strike added Section 29.364(a), Education Code (page 15, lines 10-13), and substitute the following: (a) To receive funds distributed under the program, a private school must:

(1) be accredited by an organization that is recognized by the Texas Private School Accreditation Commission;

and

(2) in regards to children attending the school using program funds, agree to comply with federal and state laws regarding the provision of educational services to children with disabilities in the same manner that a public school is required to comply.