

**HOUSE . . . . . No. 4275**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Daniel R. Carey*

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act quantifying the SPED Gap by comparing actual special education costs to current special education assistance.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Daniel R. Carey</i>	<i>2nd Hampshire</i>	<i>12/4/2019</i>

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By Mr. Carey of Easthampton, a petition (subject to Joint Rule 12) of Daniel R. Carey relative to special education costs in public school districts. Education.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-First General Court  
(2019-2020)**  
\_\_\_\_\_

An Act quantifying the SPED Gap by comparing actual special education costs to current special education assistance.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 70 of the General Laws is hereby amended by inserting after section 9 the  
2 following section:-

3 SECTION 9A. Each school district shall report district and school level data to the  
4 commissioner, in a form and manner prescribed by the commissioner, on expenditures and  
5 required staffing for special education. The reports shall provide actual spending for special  
6 education. The reports shall be made publicly available on the department website.

7 Based on the reported data, the commissioner shall annually examine if the statutory  
8 assumptions of special education enrollment and projected staffing requirements are adequate to  
9 meet the actual special education costs and educational needs of enrolled students, and the  
10 impact of those assumptions on school finances. The analysis shall additionally identify those  
11 school districts where the actual costs of special education exceed 125 per cent of the amount  
12 provided to the district for special education under this chapter. The analysis shall also determine

13 the difference in dollars between the amount provided to all schools in the Commonwealth for  
14 special education and the actual costs of providing special education as determined by this  
15 section. The results and analysis of the examination shall be provided annually to the secretary of  
16 administration and finance, house and senate committees on ways and means, and joint  
17 committee on education.