

SENATE No. 264

The Commonwealth of Massachusetts

PRESENTED BY:

Sal N. DiDomenico

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 relating to special education funding.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>
<i>Benjamin Swan</i>	<i>11th Hampden</i>
<i>Jay D. Livingstone</i>	<i>8th Suffolk</i>
<i>Daniel J. Hunt</i>	<i>13th Suffolk</i>
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>
<i>Joseph W. McGonagle, Jr.</i>	<i>28th Middlesex</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>William N. Brownsberger</i>	<i>Second Suffolk and Middlesex</i>
<i>Eileen M. Donoghue</i>	<i>First Middlesex</i>
<i>Linda Dorcena Forry</i>	<i>First Suffolk</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>Steven Ultrino</i>	<i>33rd Middlesex</i>
<i>Barbara A. L'Italien</i>	<i>Second Essex and Middlesex</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>
<i>Daniel Cullinane</i>	<i>12th Suffolk</i>
<i>Kathleen O'Connor Ives</i>	<i>First Essex</i>

Michelle M. DuBois
Nick Collins

10th Plymouth
4th Suffolk

SENATE No. 264

By Mr. DiDomenico, a petition (accompanied by bill, Senate, No. 264) of Sal N. DiDomenico, Daniel J. Ryan, Benjamin Swan, Jay D. Livingstone and other members of the General Court for legislation relative to special education funding. Education.

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act relating to special education funding.

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

1 SECTION 1. Section 2 of chapter 70 of the General Laws, as appearing in the 2012
2 Official Edition, is hereby amended by striking out the third and fourth paragraphs and inserting
3 in place thereof the following paragraphs:-

4 “Assumed tuitioned-out special education enrollment”, the percentage of students
5 included in foundation enrollments who participate in an individual education plan and attend an
6 out-of-district placement, such as a private day or residential school. The percentage shall be
7 based on the preceding academic year.

8 “Assumed in-school special education enrollment”, the percentage of students included in
9 foundation enrollments who participate in an individual education plan and attend an in-district
10 placement. The percentage shall be based on the preceding academic year.

11 SECTION 2. Section 5A of chapter 71B of the General Laws, as so appearing, is hereby
12 amended by striking out, in line 44, the word “4” and inserting in place thereof the following
13 word:- 3

14 SECTION 3. Said section 5A, as so appearing, is hereby amended by striking out, in
15 subsections (a) and (f), the words “subject to appropriation”.