A BILL FOR AN ACT

RELATING TO THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1   SECTION 1. Beginning with the annual state application

2 under part C of the Individuals with Disabilities Education Act

3 as amended in 2004 for federal fiscal year (FFY) 2022, the

4 department of health shall elect, pursuant to title 34 Code of

5 Federal Regulations section 303.211, to include in its

6 application, a state policy under which a parent or guardian of

7 a child with a disability who:

8   (1) Is eligible for preschool services under section 619

9   of the Individuals with Disabilities Education Act, as

10   amended; and

11   (2) Previously received early intervention services, may

12   choose to continue receiving the early intervention

13   services after the child turns three years of age and

14   until the child enters or is eligible to enter

15   kindergarten.

16   SECTION 2. There is appropriated out of the general

17 revenues of the State of Hawaii the sum of $ or so

1   much thereof as may be necessary for fiscal year 2022-2023 to

2   plan, prepare and implement the extended Part C option, which

3   may include hiring staff.

4   The sum appropriated shall be expended by the Department of

5   Health for the purposes of this Act.

6   SECTION 3.   This Act shall take effect on January 1, 2050.

Report Title:
DOH; Federal Special Education Law; Part C Regulations;
Preschool; Disabled Children

Description:
Requires the Department of Health to submit a request, as
allowed by federal code, to the United States Department of
Education to allow parents of children with a disability to
continue receiving early intervention services after the child
turns three years of age and until the child enters
kindergarten. Appropriates funds to the Department of Health to
plan, prepare, and implement the Part C option. Effective
1/1/2050. (SD2)

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not legislation or evidence of legislative intent.*