
A BILL FOR AN ACT

RELATING TO STUDENTS WITH DISABILITIES.

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

1 SECTION 1. Chapter 302A, Hawaii Revised Statutes, is
2 amended by adding a new section to part II, subpart c, to be
3 appropriately designated and to read as follows:
4 "§302A- Students with disabilities; individualized
5 education programs; evacuation plans. (a) If deemed
6 appropriate by the student's individualized education program
7 team or section 504 plan team, the individualized education
8 program implemented for a public school student with a
9 disability pursuant to the federal Individuals with Disabilities
10 Education Act, title 20 United States Code section 1400 et seq.,
11 or the section 504 plan implemented for a public school student
12 with a disability pursuant to section 504 of the Rehabilitation
13 Act of 1973, title 29 United States Code section 794, may
14 contain provisions addressing individualized accommodations and
15 supports required by the student during an emergency situation
16 or evacuation; provided that this section shall not apply to



1 students with disabilities enrolled in a nonpublic special
2 education school or program pursuant to section 302A-443.5.

3 (b) In developing the individualized accommodation and
4 support provisions under subsection (a), the school shall
5 provide support to the applicable individualized education
6 program team or section 504 plan team, as necessary.

7 (c) During the development of an initial individualized
8 education program or section 504 plan for a student with a
9 disability, the individualized education program team or section
10 504 plan team shall determine whether the student would require
11 individualized accommodations or supports during an emergency
12 situation or evacuation.

13 (d) The department shall provide guidance to public
14 schools explaining how to support individualized education
15 program teams and section 504 plan teams in the teams'
16 consideration of specific accommodations and supports the
17 schools may provide for students with disabilities, including
18 students with mobility impairments, during emergency situations.
19 Any provided accommodations and supports shall take into account
20 the unique context of a student's disability in the educational
21 setting."



- 1 SECTION 2. New statutory material is underscored.
- 2 SECTION 3. This Act shall take effect on July 1, 3000.



Report Title:

DOE; IDEA; IEP; Section 504 Plans; Students with Disabilities;
Emergency Situations; Evacuation Plans

Description:

Authorizes the inclusion of provisions addressing individualized accommodations and supports during emergency situations and evacuations in individualized education programs and section 504 plans for students with disabilities. Requires support and guidance from the Department of Education. Effective 7/1/3000.
(HD2)

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