

Senate Bill 566

Sponsored by Senator EDWARDS

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Adds components to interagency agreements entered into for purpose of providing special education or related services. Requires agencies to review agreements every biennium.

A BILL FOR AN ACT

1
2 Relating to provision of special education services; amending ORS 343.041.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 343.041 is amended to read:

5 343.041. (1) Pursuant to rules of the State Board of Education, the Superintendent of Public In-
6 struction shall be responsible for the general supervision of all special education programs for
7 children with disabilities, early childhood special education and early intervention services for pre-
8 school children with disabilities within the state, including all such programs administered by any
9 state agency or common or union high school district or education service district.

10 (2) All special education programs for children with disabilities, early childhood special educa-
11 tion and early intervention services for preschool children with disabilities within this state shall
12 meet the standards and criteria established therefor by the State Board of Education.

13 (3) The State Board of Education shall adopt by rule procedures whereby the superintendent
14 investigates and resolves complaints that the Department of Education, a local education agency or
15 an early intervention or early childhood special education contractor has violated a federal law or
16 statute that applies to a special education or early childhood special education program.

17 (4) The State Board of Education shall adopt rules relating to the establishment and mainte-
18 nance of standards to ensure that personnel providing special education and early childhood special
19 education and early intervention services are appropriately and adequately trained.

20 (5) The Governor shall direct that agencies affected by this section enter into cooperative
21 agreements to achieve necessary uniformity in meeting the standards and criteria established by the
22 state board under subsection (2) of this section.

23 (6) The Governor shall direct that each public agency obligated under federal or state law to
24 provide or pay for any services that are also considered special education or related services nec-
25 essary for ensuring a free appropriate public education to children with disabilities, including but
26 not limited to the Department of Human Services, enter into cooperative agreements with the De-
27 partment of Education [*concerning*]. **The agreements must be reviewed every biennium and**
28 **must address:**

29 (a) Allocation among agencies of financial responsibility for providing services;

30 (b) Conditions, terms and procedures for reimbursement; and

31 (c) Policies and procedures for coordinating timely and appropriate delivery of services[.] **by**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 **establishing:**

2 **(A) Explicit agency roles and responsibilities;**

3 **(B) Strategies for collaboration, communication and consistency; and**

4 **(C) Clear performance standards and expected outcomes.**

5 (7) All cooperative agreements entered into under subsections (5) and (6) of this section shall
6 include procedures for resolving interagency disputes.

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