

WORKING DRAFT

HOUSE BILL NO. _____

Special education funding.

Sponsored by: Select Committee on Developmental Programs

A BILL

for

1 AN ACT relating to education funding; amending the formula
2 for distribution of federal funds for services to preschool
3 children with disabilities; and providing for an effective
4 date.

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6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 Section 1. W.S. 21-2-705 by creating new subsections
9 (c) and (d) is amended to read:

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11 **21-2-705. Fund allocation.**

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13 (c) All funds received by the state from the federal
14 government pursuant to section 611(e)(2) of the federal
15 Individuals with Disabilities Education Act shall be

1 retained by the department of education for state level
2 activities authorized by federal law. From the amounts
3 retained, the department shall:

4
5 (i) Distribute to the division an amount equal
6 to the population payment that would be available to the
7 division under 611(f)(2)(B)(i) of the federal Individuals
8 with Disabilities Education Act if the number of preschool
9 children with disabilities served by the division were
10 included along with the children enrolled in public and
11 private elementary and secondary schools as the basis of
12 the relative number of children. To the extent not
13 prohibited by federal law, funds distributed under this
14 paragraph shall be expended in a manner jointly determined
15 by the department of education and the division for direct
16 services to children with disabilities eligible for
17 services under federal law;

18
19 (ii) Expend any remaining funds for state level
20 activities authorized by section 611(e)(2) and (3) of the
21 federal Individuals with Disabilities Education Act.

22
23 (d) All funds received by the state from the federal
24 government pursuant to section 619(f) of the federal

1 Individuals with Disabilities Education Act shall be
2 distributed by the state department of education to the
3 division. To the extent not prohibited by federal law,
4 funds distributed under this subsection shall be expended
5 in a manner jointly determined by the department of
6 education and the division for direct services to children
7 with disabilities eligible for services under federal law.

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9 **Section 2.** W.S. 21-2-705(b) is repealed.

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11 **Section 3.** This act is effective July 1, 2006.

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(END)