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An Act To Require That School Administrative Units Bear the Burden of Proving That an Individualized Education Program Is Appropriate

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA §7207-B, sub-§1, ¶D, as amended by PL 1999, c. 424, Pt. A, §8, is further amended to read:

D. The procedures for conducting the hearings, including placing the burden of proof on the administrative unit in a hearing to determine whether an individualized education program developed by the administrative unit meets the needs of a child with a disability; and

SUMMARY

This bill places the burden of proof on a school administrative unit in a due process hearing to determine whether the individualized education program developed by the school administrative unit meets the needs of a child with a disability.