

By Mr. Bachrach, a petition (accompanied by bill, Senate, No. 298) of George Bachrach and Salvatore Ciccarelli for legislation to provide for reimbursement to cities and towns for certain special education costs. Education.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-three.

AN ACT PROVIDING FOR REIMBURSEMENT OF A CITY OR TOWN BY THE COMMONWEALTH FOR CERTAIN SPECIAL EDUCATION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 13 of chapter 71B, as most recently amended by sec-
2 tion 70-I of chapter 367 of the acts of 1978, is hereby further
3 amended by adding the following two paragraphs: —

4 The cost of instruction, training and support, including the
5 cost of special education personnel, materials and equipment,
6 tuition, transportation, rent and consultant services, of the
7 children in special classes, instruction periods or other pro-
8 grams provided under section three shall, for the amount by
9 which such costs exceed the average per pupil expenditure of
10 the city, town or school district for the education of children
11 of comparable age, be reimbursed by the commonwealth to the
12 city, town or school district as provided in section eighteen
13 A of chapter fifty-eight. Such reimbursement shall be made
14 only after approval and certification by the department that
15 such expenditures are reasonable and that funds for such
16 special education personnel, materials and equipment, tuition,
17 transportation, rent and consultant services were actually ex-
18 pended and that such special education classes, instruction
19 periods and other programs have met the standards and re-
20 quirements prescribed by the department. The costs for each
21 special education pupil shall be "reimbursable expenditures"
22 within the meaning of chapter seventy, in an amount not to
23 exceed the average per pupil expenditure for the regular day
24 program for said city, town or school district, and shall be
25 reimbursed under said chapter.

26 Any reimbursement made to cities, towns and school dis-
27 tricts under this section shall be made to the school commit-
28 tees of such cities, towns and school districts shall be applied
29 to the costs of programs provided for under this chapter with-
30 out further appropriation.