

HOUSE No. 4567

By Mr. Giordano of Methuen, petition of Larry F. Giordano, Mary Jeanette Murray, Thomas G. Palumbo, George J. Bourque and Athan Catjakis relative to further regulating the payment of expenses incurred in the treatment of children with special needs. Education, Arts and Humanities.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety.

AN ACT FURTHER REGULATING THE PAYMENT OF EXPENSES INCURRED IN THE TREATMENT OF CHILDREN WITH SPECIAL NEEDS.

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 5 of chapter 71B of the General Laws, as appearing in
2 the 1986 Official Edition, is hereby amended by inserting, after
3 the first paragraph, the following paragraph: —

4 Any school committee which provides or arranges for the
5 provision of special education pursuant to the provisions of said
6 section three shall pay for expenses incurred as a result of a core
7 evaluation or testing of a school-aged child, or for the
8 implementation of an Individual Education Plan for a school-
9 aged child, irrespective of whether such core evaluation or such
10 implementation takes place as the result of a request of the parent
11 or legal guardian of said child, or through the petition of the
12 school system in which said child is enrolled; provided, however,
13 that the school committee shall not be obligated to pay for said
14 expenses if the cost of such core evaluation or the implementation
15 of such a plan is covered by a third party payor.

