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HOUSE BILL NO. 1892

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Education

on January 29, 2025)

(Patron Prior to Substitute—Delegate Seibold)

A *BILL to amend the Code of Virginia by adding a section numbered 22.1-215.3, relating to children with disabilities; annual individualized education program planning process; dual enrollment courses; certain parental notice required; model notice.*

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 22.1-215.3 as follows:

§ 22.1-215.3. Annual individualized education program planning process; dual enrollment courses; certain parental notice required; model notice.

A. The Board shall develop and make available to each local school board a model parental notice of students with disabilities' rights and obligations relating to dual enrollment courses, including detailed information on the process for ensuring that any student with disabilities enrolled in dual enrollment courses is receiving both a free and appropriate public education pursuant to the federal Individuals with Disabilities Education Act (20 U.S.C. § 1400 et seq.) as a student enrolled in a public high school and the necessary educational accommodations pursuant to the federal Americans with Disabilities Act of 1990 (42 U.S.C. § 12101 et seq.) as a student enrolled in a comprehensive community college.

B. During the annual individualized education program (IEP) planning process prior to any year in which a child with a disability who is enrolled at a public high school is entering the eleventh grade or twelfth grade, the IEP team shall provide to the parent of such student written notice of the student's rights and obligations relating to dual enrollment courses, consistent with the model notice made available by the Board pursuant to subsection A, including detailed information on the process for ensuring that the student is receiving both a free and appropriate public education pursuant to the federal Individuals with Disabilities Education Act (20 U.S.C. § 1400 et seq.) as a student enrolled in a public high school and the necessary educational accommodations pursuant to the federal Americans with Disabilities Act of 1990 (42 U.S.C. § 12101 et seq.) as a student enrolled in a comprehensive community college.

HOUSE SUBSTITUTE

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