INTRODUCED

March 23, 2016

**H. 5147**

Introduced by Regulations and Administrative Procedures Committee

S. Printed 3/23/16--H.

Read the first time March 23, 2016.

**A** **JOINT RESOLUTION**

TO APPROVE REGULATIONS OF THE STATE BOARD OF EDUCATION, RELATING TO SPECIAL EDUCATION, EDUCATION OF STUDENTS WITH DISABILITIES, DESIGNATED AS REGULATION DOCUMENT NUMBER 4586, PURSUANT TO THE PROVISIONS OF ARTICLE 1, CHAPTER 23, TITLE 1 OF THE 1976 CODE.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. The regulations of the State Board of Education, relating to Special Education, Education of Students with Disabilities, designated as Regulation Document Number 4586, and submitted to the General Assembly pursuant to the provisions of Article 1, Chapter 23, Title 1 of the 1976 Code, are approved.

SECTION 2. This joint resolution takes effect upon approval by the Governor.

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SUMMARY AS SUBMITTED

BY PROMULGATING AGENCY.

State Board of Education Regulation (SBE) R.43‑243 outlines the requirements for educational programs serving students with disabilities, as covered by the Individuals with Disabilities Education Improvement Act, 2004 (IDEA). The current regulation is largely duplicative of federal regulations, which are found in the Code of Federal Regulations, Title 34 Part 300. Amendments to SBE R.43‑243 will (1) delete duplicative language and requirements that already exist in the Code of Federal Regulations governing educational programs for students with disabilities; (2) promulgate amendments to the current regulation; and (3) add and clarify state‑specific language to the regulation that will allow districts and the Department to ensure compliance of educational programs for students with disabilities.

Notice of Drafting for the proposed amendments to the regulation was published in the *State Register* on July 24, 2015.

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