



1997 ASSEMBLY BILL 261

April 9, 1997 - Introduced by Representatives M. LEHMAN, BRANDEMUEHL, GOETSCH, MUSSEY, R. YOUNG, HOVEN, HARS DORF, HAHN and GROTHMAN, cosponsored by Senator PANZER. Referred to Committee on Education.

1 **AN ACT to amend** 115.81 (1) (a) of the statutes; **relating to:** statute of limitations
2 for special education appeals.

Analysis by the Legislative Reference Bureau

Under current law, a parent of a child with exceptional educational needs may file a written request with the department of public instruction for a hearing whenever a school board proposes or refuses to initiate or change the child's multidisciplinary team evaluation, individualized education program, educational placement or the provision of an appropriate special education program.

This bill provides that the written request for a hearing must be filed within one year after the proposal or refusal of the school board to initiate or change the child's multidisciplinary team evaluation, individualized education program, educational placement or the provision of an appropriate special education program.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 **SECTION 1.** 115.81 (1) (a) of the statutes is amended to read:
4 115.81 (1) (a) A parent may file a written request with the department for a
5 hearing ~~whenever the school board proposes or refuses~~ within one year after the

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SECTION 1

1 refusal or proposal of school board to initiate or change his or her child's
2 multidisciplinary team evaluation, individualized education program, educational
3 placement or the provision of an appropriate special education program.

4 **SECTION 2. Initial applicability.**

5 (1) This act first applies to the refusal or proposal of a school board under
6 section 115.81 (1) (a) of the statutes, as affected by this act, that occurs on the
7 effective date of this subsection.

8 (END)