

House Bill 759

By: Representatives Turner of the 21<sup>st</sup>, Teasley of the 37<sup>th</sup>, Stovall of the 74<sup>th</sup>, Cantrell of the 22<sup>nd</sup>, Setzler of the 35<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 20-2-2114 of the Official Code of Georgia Annotated, relating to  
2 qualifications for the Georgia Special Needs Scholarship Program, so as to revise the prior  
3 school year requirement; to provide for related matters; to repeal conflicting laws; and for  
4 other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Code Section 20-2-2114 of the Official Code of Georgia Annotated, relating to qualifications  
8 for the Georgia Special Needs Scholarship Program, is amended by revising paragraph (3)  
9 of subsection (a) as follows:

10 "(3) The student:

11 (A) Has spent the prior school year in attendance at a Georgia public school; provided,  
12 however, that this requirement shall not apply if:

13 (i) The the student's parent is an active duty military service member stationed in  
14 Georgia within the previous year; or

15 (ii) The student previously qualified for a scholarship pursuant to this article; and

16 (B) Has an Individualized Education Program written in accordance with federal and  
17 state laws and regulations; provided, however, that the State Board of Education shall  
18 be authorized to require a local board of education to expedite the development of an  
19 Individualized Education Program and to waive the prior school year requirement  
20 contained in subparagraph (A) of this paragraph, in its sole discretion, on a case-by-case  
21 basis for specific medical needs of the student upon the request of a parent or guardian  
22 in accordance with state board procedures. If an expedited Individualized Education  
23 Program is required by the state board pursuant to this subparagraph, the state board  
24 may additionally require such expedited process to be completed prior to the beginning  
25 of the school year. The State Board of Education shall provide an annual report by

26 December 31 of each year through December 31, 2015, regarding the number of  
27 waivers approved pursuant to this paragraph to the General Assembly;"

28 **SECTION 2.**

29 All laws and parts of laws in conflict with this Act are repealed.