

[First Reprint]

**ASSEMBLY, No. 2739**

**STATE OF NEW JERSEY**  
**215th LEGISLATURE**

INTRODUCED MARCH 15, 2012

**Sponsored by:**

**Assemblyman DANIEL R. BENSON**

**District 14 (Mercer and Middlesex)**

**Assemblywoman CONNIE WAGNER**

**District 38 (Bergen and Passaic)**

**Co-Sponsored by:**

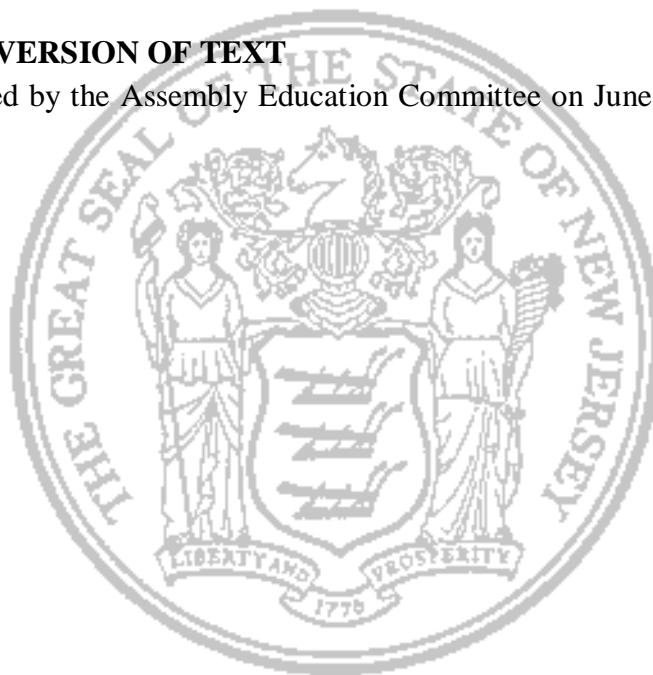
**Assemblywoman Lampitt, Senators Greenstein, Sweeney, Gordon and Ruiz**

**SYNOPSIS**

Directs State Board of Education to promulgate regulations requiring school districts to develop a plan to establish stability in special education programming.

**CURRENT VERSION OF TEXT**

As reported by the Assembly Education Committee on June 14, 2012, with amendments.



**(Sponsorship Updated As Of: 12/21/2012)**

1 AN ACT concerning special education programs and supplementing  
2 chapter 46 of Title 18A of the New Jersey Statutes.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6

7 1. The State Board of Education shall promulgate regulations  
8 to require school districts to develop a plan to establish stability in  
9 special education programming. The plan shall take into account  
10 the consistency of the location, curriculum, and staffing in the  
11 provision of special education programs and services.

12 The State board regulations shall also require that when  
13 developing an individualized education program (IEP) **'[for] with**  
14 **the parent or guardian of**<sup>1</sup> a student who is prone to regression due  
15 to frequent changes in location including, but not limited to,  
16 students diagnosed with autism spectrum disorder, the IEP team  
17 **'[considers] shall consider'**<sup>1</sup>, among other factors, the consistency  
18 of the location of services **'[, and that the parent's preference of**  
19 **location be given primary consideration against other factors]'**<sup>1</sup>  
20 when determining in-district special education placements.

21

22 2. This act shall take effect 90 days after the date of enactment.

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined **thus** is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Assembly AED committee amendments adopted June 14, 2012.