

CHILD OR DISMISSES A CHILD, A PARENT OR GUARDIAN OF THE CHILD MAY MAKE A WRITTEN REQUEST TO THE STATE BOARD THAT A REVIEW BE CONDUCTED TO DETERMINE IF THE DECISION WAS APPROPRIATE.

(B) HEARING BOARD.

(1) ON RECEIPT OF THE REQUEST FOR REVIEW, THE STATE BOARD SHALL ESTABLISH A HEARING BOARD OF AT LEAST THREE QUALIFIED INDIVIDUALS WHO ARE KNOWLEDGEABLE IN THE FIELDS THAT ARE SIGNIFICANT TO THE EDUCATIONAL REVIEW OF THE CHILD.

(2) AN INDIVIDUAL MAY NOT BE A MEMBER OF THE HEARING BOARD IF HE:

(I) IS AN EMPLOYEE OF THE MARYLAND SCHOOL FOR THE BLIND; OR

(II) HAS AN INTEREST THAT CONFLICTS WITH HIS OBJECTIVITY IN THE HEARING.

(3) A MEMBER OF THE HEARING BOARD IS ENTITLED TO A REASONABLE FEE AND EXPENSES AS ESTABLISHED BY THE STATE BOARD.

(C) DISMISSAL OF REVIEW REQUEST.

AFTER A REVIEW OF THE EDUCATION RECORDS OF THE CHILD, THE HEARING BOARD MAY DISMISS ANY REQUEST FOR REVIEW THAT IT FINDS TO BE WITHOUT GOOD CAUSE.

(D) POWERS AND DUTIES OF HEARING BOARD.

THE HEARING BOARD:

(1) SHALL CONDUCT THE REVIEW IN ACCORDANCE WITH BYLAWS ADOPTED BY THE STATE BOARD THAT ARE CONSISTENT WITH THIS SECTION AND ANY APPLICABLE FEDERAL LAW;

(2) MAY REQUIRE A COMPLETE AND INDEPENDENT DIAGNOSIS, EVALUATION, AND PRESCRIPTION OF EDUCATIONAL PROGRAMS FOR THE CHILD TO BE CONDUCTED BY QUALIFIED PERSONS, THE COST OF WHICH SHALL BE PAID BY THE STATE BOARD;

(3) MAY HEAR ANY TESTIMONY THAT IT CONSIDERS RELEVANT;

(4) SHALL MAKE ITS DECISION WITHIN 60 DAYS AFTER THE STATE BOARD RECEIVES THE REQUEST FOR REVIEW; AND

(5) SUBJECT TO THE STANDARDS ADOPTED AND APPROVED UNDER §8-305 OF THIS SUBTITLE, SHALL AFFIRM, MODIFY, OR REJECT THE DECISION UNDER REVIEW.

(E) RECORDS; IMPLEMENTATION OF DECISION.

(1) THE MARYLAND SCHOOL FOR THE BLIND SHALL