

**{B) DOMICILE OF CHILD.**

IN THIS SUBTITLE, THE DOMICILE OF A SCHOOL AGE CHILD IS THE COUNTY IN WHICH THE PARENT OR GUARDIAN WHO HAS LEGAL CUSTODY OF THE CHILD IS DOMICILED.

REVISOR'S NOTE: This section presently appears as the first part of the fourth sentence of Art. 77, §106D(a) and Art. 77, §106D(h).

The only changes are in style.

8-402. STATE AND COUNTIES TO PROVIDE FREE EDUCATIONAL PROGRAMS FOR HANDICAPPED CHILDREN.

**(A) DUTIES OF STATE AND COUNTIES.**

THE STATE AND EACH COUNTY SHALL MAKE FREE EDUCATIONAL PROGRAMS AVAILABLE TO EACH HANDICAPPED CHILD, INCLUDING A CHILD WHO IS SEVERELY HANDICAPPED, AS PROVIDED BY THIS SUBTITLE.

**(B) SERVICES TO BEGIN AS SOON AS CHILD CAN BENEFIT.**

APPROPRIATE SPECIAL EDUCATIONAL SERVICES ARE TO BEGIN AS SOON AS A CHILD CAN BENEFIT FROM THEM, WHETHER OR NOT HE IS OF REGULAR SCHOOL AGE.

REVISOR'S NOTE: This section presently appears as the first sentence and the last part of the fourth sentence of Art. 77, §106D(a).

The only changes are in style.

8-403. STATE BOARD TO ADOPT STANDARDS FOR EDUCATION OF HANDICAPPED CHILDREN.

**(A) ADOPTION OF BYLAWS.**

THE STATE BOARD SHALL ADOPT, AS BYLAWS, STANDARDS FOR THE IDENTIFICATION, DIAGNOSIS, EXAMINATION, AND EDUCATION OF EACH CHILD IN THIS STATE WHO IS UNDER THE AGE OF 21 AND IS FOUND TO NEED SPECIAL EDUCATIONAL SERVICES, WHETHER OR NOT THE CHILD IS RECEIVING NONDUPLICATIVE SERVICES FROM ANOTHER GOVERNMENTAL AGENCY.

**(B) CONSULTATION BEFORE ADOPTION.**

BEFORE THESE STANDARDS ARE ADOPTED, THE STATE BOARD SHALL CONSULT WITH PUBLIC AND PRIVATE AGENCIES AND PERSONS WHO ARE CONCERNED WITH AND KNOWLEDGEABLE ABOUT THE PROBLEMS OF CHILDREN WHO NEED SPECIAL EDUCATIONAL SERVICES.

**(C) STANDARDS ARE TO BE AS HIGH AS THOSE FOR COUNTY PROGRAMS.**

THE STANDARDS FOR THE EDUCATION OF HANDICAPPED CHILDREN WHO ARE ENROLLED IN PROGRAMS THAT ARE OPERATED BY AN AGENCY