

(1) IS RESPONSIBLE FOR THE IDENTIFICATION OF HANDICAPPED CHILDREN WHO NEED SPECIAL EDUCATIONAL SERVICES; AND

(2) SHALL PROVIDE OR ARRANGE FOR APPROPRIATE EDUCATIONAL FACILITIES AND SERVICES FOR THESE HANDICAPPED CHILDREN.

REVISOR'S NOTE: This section presently appears as the first three sentences of Art. 77, §99.

In this section, the present reference to "Baltimore City" is deleted in light of the definition of "county board" in §1-101 of this article.

The only other changes are in style.

8-412. TRANSPORTATION OF HANDICAPPED CHILDREN.

(A) COUNTY BOARDS TO PROVIDE TRANSPORTATION.

IF THE ENROLLMENT AND TRANSPORTATION ARE APPROVED BY THE STATE SUPERINTENDENT, EACH COUNTY BOARD SHALL PROVIDE OR ARRANGE FOR THE TRANSPORTATION DURING THE REGULAR SCHOOL YEAR OF EACH HANDICAPPED CHILD IN A:

(1) PUBLIC SCHOOL;

(2) SCHOOL MAINTAINED BY A STATE AGENCY; AND

(3) A NONPUBLIC SCHOOL THAT IS APPROVED AS A SPECIAL EDUCATION FACILITY BY THE DEPARTMENT.

(B) TRANSPORTATION OUTSIDE THE COUNTY OF RESIDENCY.

THE COUNTY BOARD OF THE COUNTY IN WHICH THE HANDICAPPED CHILD RESIDES SHALL CERTIFY AND PAY THE COST OF HIS DAILY OR OTHER REASONABLE TRANSPORTATION TO SCHOOL UNDER THE RULES AND REGULATIONS ADOPTED BY THE STATE SUPERINTENDENT IF:

(1) THE SCHOOL IS OUTSIDE THIS STATE OR THE COUNTY IN WHICH THE CHILD RESIDES; AND

(2) STATE AID HAS PROVIDED FOR THE EDUCATION OF THE CHILD UNDER THIS SUBTITLE.

(C) RULES AND REGULATIONS.

THE RULES AND REGULATIONS ADOPTED BY THE STATE SUPERINTENDENT SHALL TAKE INTO CONSIDERATION ANY HARDSHIP CASES THAT REASONABLY MAY REQUIRE ADDITIONAL EXPENSES TO GUARANTEE ADEQUATE TRANSPORTATION DURING THE REGULAR SCHOOL YEAR.

(D) STATE TO REIMBURSE COUNTY FOR TRANSPORTATION.