

8-406.

(d) (2) For wraparound services, payment or reimbursement may not be provided in accordance with § 8-415(d) of this subtitle if:

(i) The child is eligible for funding for out-of-state placement of children under [Article 49D, §§ 4.3 and 20.1 of the Code] DEPARTMENTAL REGULATIONS; or

(ii) Alternative federal, State, or local funding is available.

(f) In addition to meeting the requirements of this subtitle, a local school system seeking nonpublic tuition payment [must also meet the requirements of Article 49D of the Code, as applicable, and] SHALL obtain funding approval from the local coordinating council and the State Coordinating Council IN ACCORDANCE WITH DEPARTMENTAL REGULATIONS.

8-408.

(a) (4) "Individualized education program" and "IEP team" have the same meaning as provided by the Individuals with Disabilities Education Act [Amendments of 1997, P.L. 105-17, Section 614(d)].

8-410.

(b) (2) If a local management board, AS established [under Article 49D, § 11 of the Code] BY THE GOVERNOR'S OFFICE FOR CHILDREN, funds the placement of a child in a school that is outside the State or the county in which the child resides without consulting the local school system, the local management board shall certify and pay the cost of the student's daily or other reasonable transportation to school.

8-412.

(a) (1) In this section the following words have the meanings indicated.

(2) "Child" means an individual [under the age of 21] who IS ELIGIBLE TO RECEIVE EDUCATION SERVICES IN ACCORDANCE WITH THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT AND APPLICABLE STATE LAW AND REGULATION[:

(i) Has been determined through appropriate procedures to be disabled and in need of special education; or

(ii) Is believed to be disabled and in need of special education].

(3) "Educational decision making process" means all procedures relating to the identification, evaluation, or educational placement of a child and the provision of a free appropriate public education, including the appeal procedures provided for by § 8-413 of this subtitle.

(4) "Local school superintendent" means the school system superintendent or [any individual] THE ADMINISTRATIVE HEAD in charge of a [system or program] PUBLIC AGENCY AS DEFINED IN PARAGRAPH (7) OF THIS SUBSECTION that provides educational services to children.