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# SENATE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF HEALTH TO REPORT TO THE LEGISLATURE ON THE STATUS OF THE PARTS B AND C FORMULA GRANT AWARD APPLICATION PACKAGES FOR 2006 UNDER THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT.

1           WHEREAS, Title 20 United States Constitution section 1400  
2 provides that the Secretary of Education fund to the states  
3 under the Individuals with Disabilities Act to improve delivery  
4 of services under the program, including acquiring appropriate  
5 equipment, construction of new facilities or alteration of  
6 existing facilities, or providing special education and related  
7 services to children with disabilities in rural areas, and the  
8 Secretary is authorized to allow the use of those funds for  
9 construction of new facilities or alteration of existing  
10 facilities for those purposes; and

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12           WHEREAS, federal funding will be available beginning  
13 July 1, 2006, but states must make application for funding on or  
14 before April 21, 2006; and

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16           WHEREAS, the application for federal funds must lay out a  
17 state's plan for satisfying the requirements under the  
18 Individuals with Disabilities Act; and

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20           WHEREAS, the Department of Education has jurisdiction in  
21 Hawaii for implementing the Individuals with Disabilities Act;  
22 now, therefore,

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24           BE IT RESOLVED by the Senate of the Twenty-third  
25 Legislature of the State of Hawaii, Regular Session of 2006, the  
26 House of Representatives concurring, that the Department of  
27 Education is urged to apply for these grant award packages; and

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29           BE IT FURTHER RESOLVED as the Department of Education is  
30 requested to report to the Legislature no later than twenty days  
31 prior to the convening of the Regular Session of 2007 on its  
32 progress in making application for federal funding part B (all



1 children with disabilities) formula grant award application  
2 packages for 2006 under the individuals with disabilities  
3 education act and for part C (infants and toddlers at risk for  
4 developmental delay) formula grant award application packages  
5 for 2006 under the Individuals with Disabilities Education Act;  
6 and

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8 BE IT FURTHER RESOLVED that certified copies of this  
9 Concurrent Resolution be transmitted to the Superintendent of  
10 Education and the Director of Health.

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OFFERED BY: Erzanne Chun Oakland  
Gonla L G  
Norman Salas