

SENATE  
STATE OF MINNESOTA  
EIGHTY-EIGHTH LEGISLATURE

S.F. No. 1389

(SENATE AUTHORS: TORRES RAY)

DATE	D-PG	OFFICIAL STATUS
03/14/2013	1023	Introduction and first reading Referred to State and Local Government
03/18/2013	1178	Comm report: To pass and re-referred to Finance

1.1

A bill for an act

1.2

relating to state government; providing for rulemaking by the commissioner

1.3

of education.

1.4

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5

Section 1. **RULEMAKING AUTHORITY.**

1.6

The commissioner of education shall amend Minnesota Rules related to the

1.7

provision of special education under Part C of the Individuals with Disabilities Education

1.8

Act using the expedited rulemaking process in Minnesota Statutes, section 14.389. The

1.9

commissioner shall amend rules in response to new federal regulations in Code of

1.10

Federal Regulations, title 34, part 303, including definitions of and procedures related to

1.11

evaluation and assessment, including assessment of the child and family, initial evaluation

1.12

and assessment, native language, the use of informed clinical opinion as an independent

1.13

basis to establish eligibility, and transition of a toddler from Part C consistent with Code

1.14

of Federal Regulations, title 34, sections 303.24, 303.25, and 303.321.