

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015**

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HOUSE BILL 237

Short Title: Repeal Personal Ed Plans/Trans Teams & Plans. (Public)

Sponsors: Representatives Elmore, Holloway, and Glazier (Primary Sponsors).
For a complete list of Sponsors, refer to the North Carolina General Assembly Web Site.

Referred to: Education - K-12.

March 17, 2015

A BILL TO BE ENTITLED
AN ACT TO REPEAL PERSONAL EDUCATION PLANS AND TRANSITION TEAMS
AND PLANS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 115C-105.41 is repealed.

SECTION 2. G.S. 115C-83.7(c) reads as rewritten:

"(c) The superintendent shall determine whether a student may be exempt from mandatory retention on the basis of a good cause exemption. The following steps shall be taken in making the determination:

(1) The teacher of a student eligible for a good cause exemption shall submit documentation of the relevant exemption and evidence that promotion of the student is appropriate based on the student's academic record to the principal. Such evidence shall be limited to the student's ~~personal education plan~~, individual education program, if applicable, alternative assessment, or student reading portfolio.

(2) The principal shall review the documentation and make an initial determination whether the student should be promoted. If the principal determines the student should be promoted, the principal shall make a written recommendation of promotion to the superintendent for final determination. The superintendent's acceptance or rejection of the recommendation shall be in writing."

SECTION 3. G.S. 115C-83.9(a) reads as rewritten:

"(a) Parents or guardians shall be notified in writing, and in a timely manner, that the student shall be retained, unless he or she is exempt from mandatory retention for good cause, if the student is not demonstrating reading proficiency by the end of third grade. Parents or guardians shall receive this notice when a kindergarten, first, second, or third grade student (i) is demonstrating difficulty with reading development; or (ii) is not reading at grade level; ~~or (iii) has a personal education plan under G.S. 115C-105.41.~~ level."

SECTION 4. This act is effective when it becomes law and applies beginning with the 2015-2016 school year.

