
Individualized Education Accounts, Rule 0520-01-11

The Background:

On May 5, 2017, Governor Haslam signed into law Public Chapter 305, which made revisions to the Individualized Education Act. The State Board of Education (“Board”) and the Department of Education (“Department”) are committed to an ongoing review of the proposed rules based on feedback from stakeholders and members of the public. As part of that ongoing review, the Department and Board identified clean-up edits to make the rules consistent with state law in regards to student eligibility and approved uses of funds and to clarify the appeals review process and timeline.

The Fiscal Analysis Impact:

Tenn. Code Ann. § 49-1-212 requires that the Department prepare a fiscal analysis of any policy, rule, or regulation proposed to the State Board of Education. This item has no financial impact on an LEA. (Chapter 431 of the Public Acts of 2015 impacts LEAs to the extent it transfers Basic Education Program (BEP) funds associated with program participants to IEA accounts. The proposed rules do not result in any additional impact.)

The Recommendation:

The Department of Education recommends adoption of this item on final reading. The Board staff concurs with this recommendation.