

Bill as  
Introduced

**SCR 4 - AS INTRODUCED**

2007 SESSION

07-1312  
04/05

**SENATE CONCURRENT RESOLUTION     4**

**A RESOLUTION**     calling on the President and the Congress to fully fund the federal government's share of special education services in public elementary and secondary schools in the United States under the Individuals with Disabilities Education Act.

**SPONSORS:**     Sen. Kelly, Dist 10; Sen. Barnes, Dist 17; Sen. Bragdon, Dist 11; Sen. Burling, Dist 5; Sen. Cilley, Dist 6; Sen. D'Allesandro, Dist 20; Sen. DeVries, Dist 18; Sen. Downing, Dist 22; Sen. Estabrook, Dist 21; Sen. Foster, Dist 13; Sen. Fuller Clark, Dist 24; Sen. Gallus, Dist 1; Sen. Gottesman, Dist 12; Sen. Hassan, Dist 23; Sen. Janeway, Dist 7; Sen. Larsen, Dist 15; Sen. Reynolds, Dist 2; Sen. Roberge, Dist 9; Sen. Sgambati, Dist 4

**COMMITTEE:**     Education

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**ANALYSIS**

This senate concurrent resolution calls on the President and the Congress to fully fund the federal government's share of special education services in public elementary and secondary schools in the United States under the Individuals with Disabilities Education Act.

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Seven*

A RESOLUTION calling on the President and the Congress to fully fund the federal government's share of special education services in public elementary and secondary schools in the United States under the Individuals with Disabilities Education Act.

1 Whereas, since its enactment in 1975, the Individuals with Disabilities Education Act (IDEA)  
2 has helped millions of children with special needs to receive a quality education and to develop to  
3 their full capacities; and

4 Whereas, IDEA has moved children with disabilities out of institutions and into public school  
5 classrooms with their peers; and

6 Whereas, IDEA has helped break down stereotypes and ignorance about people with disabilities,  
7 improving the quality of life and economic opportunity for millions of Americans; and

8 Whereas, when the federal government enacted IDEA, it promised to fund up to 40 percent of the  
9 average per pupil expenditure in public elementary and secondary schools in the United States; and

10 Whereas, the federal government currently funds, on average, less than 17 percent of the  
11 average per pupil expenditure in public elementary and secondary schools in the United States; and

12 Whereas, local school districts and state government end up bearing the largest share of the cost  
13 of special education services; and

14 Whereas, the federal government's failure to adequately fulfill its responsibility to special needs  
15 children undermines public support for special education and creates hardship for disabled children  
16 and their families; and

17 Whereas, the general court is currently challenged with the responsibility of defining and  
18 funding an adequate education for all children in this state; and

19 Whereas, these legislative efforts are significantly burdened and constrained by the costs  
20 incurred by the federal government's failure to meet its full financial promise under IDEA; now,  
21 therefore, be it

22 Resolved by the Senate, the House of Representatives concurring:

23 That the New Hampshire general court urges the President and the Congress, prior to spending  
24 any surplus in the federal budget, to fund 40 percent of the average per pupil expenditure in public  
25 elementary and secondary schools in the United States as promised under IDEA to ensure that all  
26 children, regardless of disability, receive a quality education and are treated with the dignity and  
27 respect they deserve; and

28 That copies of this resolution be forwarded by the senate clerk to the President of the  
29 United States, the Speaker of the United States House of Representatives, the President of the  
30 United States Senate, and the members of the New Hampshire congressional delegation.

# Speakers

# SIGN UP SHEET

## To Register Opinion If Not Speaking

Bill # SCR 4 Date 5/8/2007

Committee Education

**\*\* Please Print All Information \*\***

[illegible]

# Hearing Minutes

## HOUSE COMMITTEE ON EDUCATION

### PUBLIC HEARING ON SCR 4

**BILL TITLE:** calling on the President and the Congress to fully fund the federal government's share of special education services in public elementary and secondary schools in the United States under the Individuals with Disabilities Education Act.

**DATE:** May 8, 2007

**LOB ROOM:** 207      **Time Public Hearing Called to Order:** 10:23 a.m.

**Time Adjourned:** 10:30 a.m.

(please circle if present)

**Committee Members:** Reps. Rous, Dunn, Yeaton, Jean, Claire Clark, Casey, B. Shaw, S. Merrick, K. Shaw, J. Day, O'Neil, Reeve, Carson, Ingbreton, Hess, Remick, Stiles, McRae, Crane and Price.

**Bill Sponsors:** Sens. Kelly, Dist 10; Barnes, Dist 17; Bragdon, Dist 11; Burling, Dist 5; Cilly, Dist 6; D'Allesandro, Dist 20; DeVries, Dist 18; Downing, Dist 22; Estabrook, Dist 21; Foster, Dist 13; Fuller Clark, Dist 24; Gallus, Dist 1; Gottesman, Dist 12; Hassan, Dist 23; Janeway, Dist 7; Larsen, Dist 15; Reynolds, Dist 2; Roberge, Dist 9; Sgambati, Dist 4

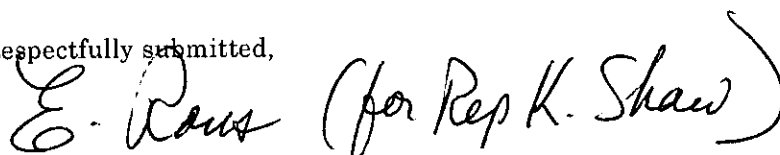
### TESTIMONY

\* Use asterisk if written testimony and/or amendments are submitted.

**Senator Molly Kelly, sponsor – supports.** The Federal Government has been funding less than 17 percent of special education costs, while 40 percent was promised when IDEA was initially passed. It passed in the Senate with a vote of 24-0.

**Dean Michener, NH School Boards Association – supports.** In support of resolution; pleased to reiterate long standing support of asking for full funding of IDEA but frustrated that we are still asking for funding after all these years. Not funding at 40 percent creates a real hardship for local districts. If fully funded New Hampshire would see an increase of \$45 million of offset costs of special education under IDEA. There is a movement afoot to move SPED cost reimbursements from discretionary side to mandatory side of funding.

Respectfully submitted,

A handwritten signature in black ink that reads "E. Rous" followed by a large, sweeping flourish that extends to the right and loops back under the name.

Representative Kimberly C. Shaw, Clerk

HOUSE COMMITTEE ON EDUCATION

PUBLIC HEARING ON SCR 4

**BILL TITLE:** calling on the President and the Congress to fully fund the federal government's share of special education services in public elementary and secondary schools in the United States under the Individuals with Disabilities Education Act.

**DATE:** {Type HEARING DATE here}

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**Time Public Hearing Called to Order:**

{Time} 10:23

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{Time} 10:30

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TESTIMONY

\* Use asterisk if written testimony and/or amendments are submitted.

Sen. Molly Kelly - Sponsor - in favor  
Fed. gov. has been funding less than 17% of  
special education costs, while 40% was prom-  
ised when IDEA was initially passed.  
Sen. passed vote of 24-0.

Dean Michener - NHSBA - in support of  
resolution; pleased to re-iterate long-standing  
support of asking for full funding of IDEA  
but frustrated that we are still asking for  
funding after all these years. Not funding  
@ 40% creates a real hardship for local  
districts; if fully funded NH would see  
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IDEA. There is a movement afoot to move  
SPED cost reimbursements from discretionary  
side to mandatory side of funding

# Voting Sheets

HOUSE COMMITTEE ON EDUCATION

EXECUTIVE SESSION on SCR 4

**BILL TITLE:** calling on the President and the Congress to fully fund the federal government's share of special education services in public elementary and secondary schools in the United States under the Individuals with Disabilities Education Act.

**DATE:** May 22, 2007

**LOB ROOM:** 207

**Amendments:**

|               |                 |
|---------------|-----------------|
| Sponsor: Rep. | OLS Document #: |
| Sponsor: Rep. | OLS Document #: |
| Sponsor: Rep. | OLS Document #: |

**Motions:** OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep. Stiles

Seconded by Rep. Casey

Vote: 17-0 (Please attach record of roll call vote.)

**Motions:** OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote: (Please attach record of roll call vote.)

**CONSENT CALENDAR VOTE: 17-0**

(Vote to place on Consent Calendar must be unanimous.)

**Statement of Intent:** Refer to Committee Report

Respectfully submitted,

Rep. Judith E. Day, Acting Clerk



HOUSE COMMITTEE ON EDUCATION

EXECUTIVE SESSION on SCR 4

**BILL TITLE:** calling on the President and the Congress to fully fund the federal government's share of special education services in public elementary and secondary schools in the United States under the Individuals with Disabilities Education Act.

**DATE:** {Type DATE} 5/22/07

**LOB ROOM:** 207

**Amendments:**

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

**Motions:** OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep. *Stiles*

Seconded by Rep. *Casey*

Vote: *17/0* (Please attach record of roll call vote.) *17 yea 0 Nay*

**Motions:** OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote: (Please attach record of roll call vote.)



**CONSENT CALENDAR VOTE:** {Type VOTE}

(Vote to place on Consent Calendar must be unanimous.)

**Statement of Intent:** Refer to Committee Report

Respectfully submitted,

~~Rep. Kimberly C. Shaw, Clerk~~

*Rep. Judy Day*

## EDUCATION

Bill #: SCR 4 Title: calling on the President & the Congress  
 PH Date: 5.8.07 to fully fund the federal gov't's share of SPED. Exec Session Date: 5.1.22.07  
 Motion: OTP Amendment #:

| MEMBER                       | YEAS   | NAYS |
|------------------------------|--------|------|
| Rous, Emma L, Chairman       | ✓      |      |
| Dunn, J. Timothy, V Chairman | ✓      |      |
| Yeaton, Charles B            | ✓      |      |
| Jean, Claudette R            | ✓      |      |
| Clarke, Claire D             | ✓      |      |
| Casey, Kimberley S           | ✓      |      |
| Shaw, Barbara E              | ✓      |      |
| Merrick, Scott A             | ✓      |      |
| Shaw, Kimberly C             |        |      |
| Day, Judith E                | ✓      |      |
| O'Neil, James M              | ✓      |      |
| Reever, Judith T             | ✓      |      |
| Carson, Sharon M             | ✓      |      |
| Ingbretson, Paul             |        |      |
| Hess, David W                |        |      |
| Remick, William J            | ✓      |      |
| Stiles, Nancy F              | ✓      |      |
| McRae, Karen K               | ✓      |      |
| Crane, Elenore Casey         | ✓      |      |
| Price, Pamela G              | ✓      |      |
|                              | 17 yea | 0    |
| TOTAL VOTE:                  |        |      |

# Committee Report

**CONSENT CALENDAR**

**May 31, 2007**

**HOUSE OF REPRESENTATIVES**

**REPORT OF COMMITTEE**

**The Committee on EDUCATION to which was referred  
SCR4,**

**AN ACT calling on the President and the Congress to  
fully fund the federal government's share of special  
education services in public elementary and secondary  
schools in the United States under the Individuals with  
Disabilities Education Act. Having considered the  
same, report the same with the recommendation that  
the bill OUGHT TO PASS.**

**Rep. Nancy F Stiles**

**FOR THE COMMITTEE**

## COMMITTEE REPORT

|                   |                                                                                                                                                                                                                                             |
|-------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Committee:        | EDUCATION                                                                                                                                                                                                                                   |
| Bill Number:      | SCR4                                                                                                                                                                                                                                        |
| Title:            | calling on the President and the Congress to fully fund the federal government's share of special education services in public elementary and secondary schools in the United States under the Individuals with Disabilities Education Act. |
| Date:             | May 22, 2007                                                                                                                                                                                                                                |
| Consent Calendar: | YES                                                                                                                                                                                                                                         |
| Recommendation:   | OUGHT TO PASS                                                                                                                                                                                                                               |

### STATEMENT OF INTENT

As stated this Resolution urges the President and Congress, prior to spending any surplus in the federal budget, to fund 40% of the average per pupil expenditure in public elementary and secondary schools as promised in the Individuals with Disabilities Education Act (IDEA). Currently New Hampshire receives less than 17% of those costs, which places the financial responsibility on the local school district. IDEA has given children the opportunity to reach their greatest potential. Now the promised federal funding needs to follow.

Vote 17-0.

Rep. Nancy F Stiles  
FOR THE COMMITTEE

Original: House Clerk  
Cc: Committee Bill File



## CONSENT CALENDAR

### EDUCATION

**SCR4**, calling on the President and the Congress to fully fund the federal government's share of special education services in public elementary and secondary schools in the United States under the Individuals with Disabilities Education Act. **OUGHT TO PASS.**

Rep. Nancy F Stiles for EDUCATION. As stated this Resolution urges the President and Congress, prior to spending any surplus in the federal budget, to fund 40% of the average per pupil expenditure in public elementary and secondary schools as promised in the Individuals with Disabilities Education Act (IDEA). Currently New Hampshire receives less than 17% of those costs, which places the financial responsibility on the local school district. IDEA has given children the opportunity to reach their greatest potential. Now the promised federal funding needs to follow. **Vote 17-0.**

Original: House Clerk  
Cc: Committee Bill File

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A handwritten signature in black ink, appearing to read "E. Rouse". The signature is written in a cursive style with a long horizontal stroke at the end.