

**SENATE . . . . . No. 227**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**James B. Eldridge**

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*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

**An Act to Provide Fair Process for Students with Disabilities.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:
James B. Eldridge	Middlesex and Worcester
Alice K. Wolf	25th Middlesex
Frank I. Smizik	15th Norfolk
Ellen Story	3rd Hampshire
Tom Sannicandro	7th Middlesex
William Lantigua	16th Essex
Antonio F.D. Cabral	13th Bristol
Cheryl A. Coakley-Rivera	10th Hampden
Kay Khan	11th Middlesex
Barbara A. L'Italien	18th Essex
Geraldine Creedon	11th Plymouth
Gloria L. Fox	7th Suffolk
Benjamin Swan	11th Hampden
Garrett J. Bradley	3rd Plymouth
Alice Hanlon Peisch	14th Norfolk

# The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine  
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## AN ACT TO PROVIDE FAIR PROCESS FOR STUDENTS WITH DISABILITIES.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           Section 3 of Chapter 71B of the General Laws, as appearing in the 2006 Official Edition,  
2 is hereby amended by inserting after the third sentence of paragraph 12 the following sentence:

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4           The school committee shall have the burden of proof in any proceeding conducted pursuant to  
5 this section.