



City of Cambridge

2.

IN CITY COUNCIL

March 29, 1993

COUNCILLOR WOLF
VICE MAYOR CYR
COUNCILLOR DUEHAY
COUNCILLOR RUSSELL
COUNCILLOR TOOMEY
COUNCILLOR WALSH
MAYOR REEVES

WHEREAS: Senate #260, An Act Relative to Rate setting for Special Education Services, is before the Education, Arts and Humanities Committee at the State House; and

WHEREAS: S260 would require that rates for special education services that are provided by private education services and paid for by public school systems be set in February for the following school year; and

WHEREAS: It is critical that special education costs be set before the establishment of school budgets; and

WHEREAS: At the present time, these tuition cost can be increased at any time, creating havoc in school budgets; and

WHEREAS: The Massachusetts Municipal Association has adopted this legislation as key for cities and towns; now therefore be it

RESOLVED: That the Cambridge City Council go on record as favoring legislation to require tuition levels for special education services to be set prior to the adoption of municipal budgets and favors S260; and be it further

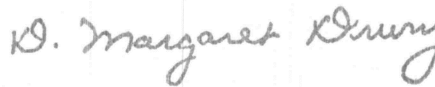
RESOLVED: That the City Clerk be and hereby is requested to forward suitably engrossed copies of this resolution to the chairs of the Education, Arts and Humanities Committee, Representative Mark Roosevelt and Senator David Magnani to be presented to the Committee, to Governor Weld, and to the Massachusetts Municipal Association; and be it further

RESOLVED: That the City Clerk be and hereby is requested to follow up the disposition of S260 in the Committee so that additional action can be taken.

In City Council March 29, 1993.
Adopted by the affirmative vote of nine members.
Attest:- D. Margaret Drury, City Clerk.

A true copy;

ATTEST:-

A handwritten signature in cursive script, reading "D. Margaret Drury".

D. Margaret Drury
City Clerk

SENATE No. 260

By Mr. Boverini, petition (accompanied by bill, Senate, No. 260) of Walter J. Boverini, Marc R. Pacheco, Joan M. Menard and the Massachusetts Municipal Association, by Michael P. Hogan, president, for legislation relative to rate setting for special education services. Education, Arts and Humanities.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Three.

AN ACT RELATIVE TO RATE SETTING FOR SPECIAL EDUCATION SERVICES.

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

1 Notwithstanding the provisions of any general or special law
2 to the contrary, rates determined by the Division of Purchased
3 Services for programs pursuant to chapter 71B of the General
4 Laws shall be set annually for every program by the first
5 Wednesday in February for the next fiscal year. If said Division
6 fails to determine said final rates on or before the first Wednesday
7 in February, said rates then in effect shall continue to be in effect
8 for the next fiscal year. Annual program rates may be adjusted
9 prospectively to account for unanticipated rate year costs beyond
10 the reasonable control of the provider or to reflect costs
11 attributable to extraordinary changes in volume, all as set forth
12 in regulations of the Division. No such rate may be adjusted
13 retroactive to its effective date except to account for the results
14 of administrative reviews, if any, as provided in the regulations
15 of the Division. Nothing herein shall preclude the Division from
16 setting a rate for a new program established for the first time under
17 chapter 71B of the General Laws, or individual or sole source rates
18 as provided in the regulations of the Division after the first
19 Wednesday in February of any fiscal year.

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R153

Consent Order

Councillor Wolf re: Sup
#260, An Act Relative T
For Sepcial Education S

March 29, 1993

Order Adopted