



# Legal References to the Special Education Advisory Committee (SEAC)

## Individuals with Disabilities Education Improvement Act of 2004

**Last updated:** July 2019

### Sec 612 State Eligibility

#### *(21) State Advisory Panel*

1. **In General**—The State has established and maintains an advisory panel for the purpose of providing policy guidance with respect to special education and related services for children with disabilities in the State.
2. **Membership**—Such advisory panel shall consist of members appointed by the Governor, or any other official authorized under State law to make such appointments, be representative of the State population, and be composed of individuals involved in, or concerned with, the education of children with disabilities, including:
  - i. parents of children with disabilities (ages birth through 26);
  - ii. individuals with disabilities;
  - iii. teachers;
  - iv. representatives of institutions of higher education that prepare special education and related services personnel;
  - v. State and local education officials, including officials who carry out activities under subtitle B of title VII of the [\*McKinney-Vento Homeless Assistance Act\*](#) (42 U.S.C. 11431 et seq.);
  - vi. administrators of programs for children with disabilities;
  - vii. representatives of other State agencies involved in the financing or delivery of related services to children with disabilities;
  - viii. representatives of private schools and public charter schools;
  - ix. not less than 1 representative of a vocational, community, or business organization concerned with the provision of transition services to children with disabilities;
  - x. a representative from the State child welfare agency responsible for foster care; and
  - xi. representatives from the State juvenile and adult corrections agencies.
3. **Special Rule**—A majority of the members of the panel shall be individuals with disabilities or parents of children with disabilities (ages birth through 26).
4. **Duties**—The advisory panel shall:



- i. advise the State educational agency of unmet needs within the State in the education of children with disabilities;
- ii. comment publicly on any rules or regulations proposed by the State regarding the education of children with disabilities;
- iii. advise the State educational agency in developing evaluations and reporting on data to the Secretary under section 618;
- iv. advise the State educational agency in developing corrective action plans to address findings identified in Federal monitoring reports under this part; and
- v. advise the State educational agency in developing and implementing policies relating to the coordination of services for children with disabilities.
- vi. Review and comment on completed due process hearing findings. (34 CFR 300.513(D)(1)).

## State Board of Education (Excerpt)

### Act 287 of 1964

**388.1009a Special education advisory committee; creation; appointment and terms of members; ex officio members; chairperson; expenses; duty.**

Sec. 9a. The special education advisory committee is created in the department of education and shall consist of not less than 9 and not more than 33 members appointed by the state board of education for terms of 3 years. The person within the department directly responsible for special education programs and other persons as appointed by the committee to represent other departments, agencies, and 4-year colleges and universities, upon consultation with those departments, agencies, and colleges and universities, shall be ex officio members of the committee. Each year the committee shall elect a chairperson and other officers as it considers necessary. Members of the committee may be reimbursed, to the extent provided by the state board, for expenses incurred in performing their functions. The committee shall act as an adviser to the state board of education in the field of special education.

*History: Add. 1966, Act 154, Imd. Eff. July 1, 1966;— Am. 1983, Act 240, Imd. Eff. Dec. 1, 1983;— Am. 2005, Act 137, Imd. Eff. Sept. 29, 2005*