



NATIONAL ASSEMBLY OF QUÉBEC

FIRST SESSION

FORTY-THIRD LEGISLATURE

Bill 398

An Act to amend the Education Act to enshrine the right of handicapped students and students with social maladjustments or learning disabilities to receive educational services equivalent to those provided by the school

Introduction

**Introduced by
Madam Jennifer Maccarone
Member for Westmount–Saint-Louis**

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EXPLANATORY NOTES

This bill amends the Education Act to enshrine the right of handicapped students and students with social maladjustments or learning disabilities to receive educational services equivalent to those provided by the school when the school is unable to provide the services provided for in that Act.

To that end, the bill provides that the aim of the educational services offered must be, in particular, to enable the overall personal development of each student and to foster each student's integration into society.

LEGISLATION AMENDED BY THIS BILL:

- Education Act (chapter I-13.3).

Bill 398

AN ACT TO AMEND THE EDUCATION ACT TO ENSHRINE THE RIGHT OF HANDICAPPED STUDENTS AND STUDENTS WITH SOCIAL MALADJUSTMENTS OR LEARNING DISABILITIES TO RECEIVE EDUCATIONAL SERVICES EQUIVALENT TO THOSE PROVIDED BY THE SCHOOL

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

EDUCATION ACT

1. The Education Act (chapter I-13.3) is amended by inserting the following section after section 1:

“1.1. If the school is unable to provide the educational services provided for by this Act to a handicapped student or a student with social maladjustments or a learning disability, it must provide to the student, with the consent of the person having parental authority if the student is a minor, educational services equivalent to those provided for by this Act and the basic school regulation made by the Government under section 447.

The educational services offered must aim in particular to enable the overall personal development of each student and to foster each student’s integration into society by the development of basic skills that will contribute to the student’s autonomy.

The school service centre or the school board must ensure that the educational services put in place will enable each student to have the knowledge necessary to pursue his academic progress so that he may obtain a secondary school diploma or a vocational training diploma.”

FINAL PROVISION

2. This Act comes into force on (*insert the date of assent to this Act*).

