



CHAPTER 115C
ARTICLE 9 - EDUCATION OF CHILDREN WITH DISABILITIES

N.C.G.S. § 115C-112.1.

Establishment; organization; powers and duties.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2021-180, s. 19C.9(kkk) — eleventh act in the lineage	21 September 2026, 05:03 UTC	74acea120acd668183a556bd - 52ce5bda47d61933919298e3 - 1fb4e59acdff7631

§ 115C-112.1(a) There is hereby established an Advisory Council to the State Board of Education to be called the Council on Educational Services for Exceptional Children.

§ 115C-112.1(b) The Council shall consist of a minimum of 24 members to be appointed as follows: four ex officio members; one individual with a disability and one representative of a private school appointed by the Governor; one member of the Senate and one parent of a child with a disability between the ages of birth and 26 appointed by the President Pro Tempore of the Senate; one member of the House of Representatives and one parent of a child with a disability appointed by the Speaker of the House of Representatives; and 14 members appointed by the State Board of Education. The State Board shall appoint members who represent individuals with disabilities, teachers, local school administrative units, institutions of higher education that prepare special education and related services personnel, administrators of programs for children with disabilities, charter schools, parents of children with disabilities, a State or local official who carries out activities under the federal McKinney-Vento Homeless Assistance Act, vocational, community, or business organizations concerned with the provision of transition services, and others as required by IDEA. The majority of members on the Council shall be individuals with disabilities or parents of children with disabilities. The Council shall designate a chairperson from among its members. The designation of the chairperson is subject to the approval of the State Board of Education. The Board shall adopt rules to carry out this subsection.

Ex officio members of the Council shall be the following:

- (1) The Secretary of Health and Human Services or the Secretary's designee.
- (2) The Secretary of Public Safety or the Secretary's designee.
- (3) The Secretary of Adult Correction or the Secretary's designee.
- (4) The Superintendent of Public Instruction or the Superintendent's designee.

The term of appointment for all members except those appointed by the State Board of Education is two years. The term for members appointed by the State Board of Education is four years. No person shall serve more than two consecutive four-year terms.

Each Council member shall serve without pay, but shall receive travel allowances and per diem in the same amount provided for members of the North Carolina General Assembly.

§ 115C-112.1(c) The Council shall meet in offices provided by the Department of Public Instruction on a date to be agreed upon by the members of the Council from meeting to meeting. The Council shall meet no less than once every three months. The Department of Public Instruction shall provide the necessary secretarial and clerical staff and supplies to accomplish the objectives of the Council.

§ 115C-112.1(d) The Council shall:

- (1) Advise the Board with respect to unmet needs within the State in the education of children with disabilities.
- (2) Comment publicly on rules, policies, and procedures proposed by the Board regarding the education of children with disabilities.
- (3) Assist the Board in developing evaluations and reporting on data to the Secretary of Education under the federal Individuals with Disabilities Education Act (IDEA), as amended.
- (4) Advise the State Board in developing corrective action plans to address findings identified in federal monitoring reports required under the federal Individuals with Disabilities Education Act (IDEA), as amended.
- (5) Advise the State Board in developing and implementing policies relating to the coordination of services for children with disabilities.
- (6) Carry out any other responsibility as designated by federal law or the State Board.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
11 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1973		1997		2021	
TICK HEIGHT = ACTS IN THAT YEAR		DASHED = RECODIFICATION, NOT AMENDMENT			
Nº	YEAR	ACT	CHARACTER		
01	1973	c. 1079, ss. 1-4	ENACTED		
02	1977	c. 646, ss. 1-5, 1981, c. 423, s. 1	AMENDED		
03	1991	c. 739, s. 12	AMENDED		
04	1991	1991 (Reg. Sess., 1992), c. 1038, s. 13	AMENDED		
05	1997	S.L. 1997-443, s. 11A.118(a)	AMENDED		
06	1998	S.L. 1998-202, s. 4(l)	AMENDED		
07	2000	S.L. 2000-137, s. 4(o)	AMENDED		
08	2001	S.L. 2001-424, s. 28.29(a)	AMENDED		
09	2006	S.L. 2006-69, s. 2	AMENDED		
10	2011	S.L. 2011-145, s. 19.1(i), (m)	AMENDED		
11	2021	S.L. 2021-180, s. 19C.9(kkk)	AMENDED		

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 115C-112.1 (2021).

PINPOINT

N.C. Gen. Stat. § 115C-112.1(a) (2021).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1973, c. 1079, ss. 1-4; 1977, c. 646, ss. 1-5, 1981, c. 423, s. 1; 1991, c. 739, s. 12; 1991 (Reg. Sess., 1992), c. 1038, s. 13; 1997-443, s. 11A.118(a); 1998-202, s. 4(l); 2000-137, s. 4(o); 2001-424, s. 28.29(a); 2006-69, s. 2; 2011-145, s. 19.1(i), (m); 2021-180, s. 19C.9(kkk).)

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