

## 2023 Kansas Statutes

**72-3435. Same; placement of child during pendency of due process proceedings.** (a) If a parent or agency requests a hearing under K.S.A. 72-3434, and amendments thereto, the child shall remain in the interim alternative educational setting pending the decision of the hearing officer or until the expiration of the forty-five-school-day period described in subsection (a)(2) of K.S.A. 72-3433, and amendments thereto, whichever occurs first, unless the parent and the agency agree otherwise.

(b) The agency shall arrange for an expedited hearing, which shall occur within 20 school days of the date the hearing is requested and shall result in a determination within 10 school days after the hearing. To expedite the hearing, the agency, within three school days of receiving the request for a hearing, shall request the state board to appoint a hearing officer to conduct the hearing.

**History:** L. 1999, ch. 116, § 32; L. 2005, ch. 171, § 19; July 1.