

4 AAC 52.130(k) is amended to read:

(k) To be eligible for special education and related services as a child with other health impairments, a child must

(1) exhibit limited strength, vitality, or alertness due to chronic or acute health problems such as a heart condition, tuberculosis, rheumatic fever, nephritis, asthma, sickle cell anemia, hemophilia, epilepsy, lead poisoning, leukemia, **fetal alcohol spectrum disorder (FASD)** [OR] diabetes, or a heightened alertness to environmental stimuli, due to attention deficit disorder [(ADD)] or attention deficit hyperactivity disorder [(ADHD)]; **for a child** to be eligible, a health impairment must adversely affect that child's educational performance;

(2) require special facilities, equipment, or methods to make the child's educational program effective;

(3) be diagnosed by a physician **or advanced practice registered nurse** as having a health impairment described in (1) of this subsection; and

(4) be certified by the group established under 4 AAC 52.125(a) (2) as qualifying for and needing special education services.

(Eff. 7/1/83, Register 86; am 6/9/85, Register 94; am 7/16/89, Register 111; am 11/28/92, Register 124; am 11/26/93, Register 128; am 8/22/2001, Register 159; am 9/29/2005, Register 175; am 8/30/2007, Register 183; am 8/19/2009, Register 191; am 11/28/2009, Register 192; am 9/9/2016, Register 219)

Authority: **AS 14.07.060** **AS 14.30.180** **AS 14.30.335**

AS 14.07.060 AS 14.30.274