

IDENTIFICATION OF INDIVIDUALS FOR SPECIAL EDUCATION

The Board of Education recognizes the need to actively seek out and evaluate district residents from birth to age 21 within the District, who have disabilities in order to provide them with appropriate educational opportunities in accordance with state and federal law.

(cf. 0430 - Comprehensive Local Plan for Special Education)
(cf. 6164.6 - Identification and Education under Section 504)

The Superintendent or designee shall establish a means whereby parents/guardians, teachers and others may request screening for any child they believe to have a disability that significantly interferes with his/her learning. The Superintendent or designee shall identify screening processes to determine when an individual's academic, behavioral or other difficulties may be related to disabilities and shall establish systematic procedures for special education program identification, screening, referral, assessment, planning, implementation, review and annual assessment.

For assessment purposes, staff shall use appropriate tests to identify specific information about the student's abilities in skill areas. In addition, staff shall use multiple measures, including direct observation, to study the effect of interventions or modifications to the regular instructional program. Staff also may consider the student's personal history, development and adaptive behavior.

The Superintendent or designee shall develop a method to ensure that all children residing within the District are currently receiving needed special education and related services.

The Superintendent or designee shall notify parents/guardians in writing of their rights related to identification, referral, assessment, instructional planning, implementation and review, including the District's procedures for initiating a referral for assessment to identify individuals who need special education services.

(cf. 1312.3 - Uniform Complaint Procedures)
(cf. 3541.2 - Transportation for Students with Disabilities)
(cf. 4112.23 - Special Education Staff)
(cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))
(cf. 5145.6 - Parental Notifications)
(cf. 6159 - Individualized Education Program (IEP))
(cf. 6159.1 - Procedural Safeguards and Complaints for Special Education)
(cf. 6159.2 - Nonpublic Nonsectarian School and Agency Services for Special Education)
(cf. 6159.3 - Appointment of Surrogate Parent for Special Education Students)
(cf. 6162.5 - Student Assessment)

Legal Reference: (see next page)

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Legal Reference:

EDUCATION CODE

- 44265.5 Professional preparation for teachers of impaired students
- 56000-56001 Special education programs
- 56026 Individuals with disabilities
- 56026.5 Low incidence disability
- 56029 Referral for assessment
- 56136 Guidelines for low disability areas
- 56300 -56303 Identification of individuals with disabilities
- 56320-56329 Assessment, especially:
 - 56321 Development or revision of IEP; proposed assessment plan
 - 56321.5 Notice to include right to electronically record
- 56333 Assessment of language or speech disorder; eligibility for special education
- 56337-56338 Specific learning disability
- 56339 Attention deficit and hyperactivity disorders
- 56340-56347 Instructional planning and individualized education program
- 56350-56352 IEP for visually impaired students
- 56381 Reassessment of pupils
- 56425-56431 Early education for individuals with disabilities
- 56441.11 Eligibility criteria, children 3 to 5 years old
- 56445 Transition to grade school; reassessment
- 56500-56501 Procedural safeguards
- 56506 Due process rights of student and parent

GOVERNMENT CODE

- 95000-95030 California Early Intervention Services Act

CODE OF REGULATIONS, TITLE 5

- 3021-3029 Identification, Referral and Assessment
- 3030-3031 Eligibility criteria

UNITED STATES CODE, TITLE 20

- 1232g Family Educational Rights and Privacy Act of 1974
- 1412 State eligibility
- 1415 Procedural safeguards

CODE OF FEDERAL REGULATIONS, TITLE 34

- 104.35 Evaluation and Placement
- 104.36 Procedural Safeguards
- 300.220 Child identification
- 303.1-303.654 Early intervention program for infants and toddlers with disabilities