

IDENTIFICATION AND EVALUATION OF INDIVIDUALS FOR SPECIAL EDUCATION

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

The Superintendent or designee shall establish a comprehensive child find system that includes procedures for the identification, screening, referral, assessment, and triennial assessment of individuals eligible for special education, as well as procedures for the planning, implementation, and review of the special education and related services provided to such individuals. (Education Code 56301)

The district's identification procedures shall include systematic methods for utilizing referrals from parents/guardians, teachers, agencies, appropriate professionals, and other members of the public, and shall be coordinated with school site procedures for referral of students whose needs cannot be met with modifications to the regular instructional program. (Education Code 56302)

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 right to consent to any assessment concerning their child. In addition, the Superintendent or designee shall notify parents/guardians of procedures for initiating a referral for assessment to identify individuals for special education services. (Education Code 56301)

Legal Reference:

EDUCATION CODE

5 CCR 3021-3029 Identification, referral and assessment

5CCR 3030-3031 Eligibility criteria

44265.5 Professional preparation for teachers of impaired students 56000-56885 Special education programs

56043 Special education; timelines

56195.8 Adoption of policies

56300- 56305 Identification of individuals with disabilities

56320- 56330 Assessment

56333-56338 Eligibility for specific learning disabilities

56340-56347 Individualized education program

56381 Reassessment of students

56425-56432 Early education for individuals with disabilities 56441.11 Eligibility criteria, children ages 3-5

56445 Transition to grade school; reassessment 56500-56509 Procedural safeguards

Gov. Code 95000-95029.5 California Early Intervention Services Act

FEDERAL

20 USC 1232g Family Educational Rights and Privacy Act (FERPA) of 1974

20 USC 1400-1482 Individuals with Disabilities Education Act

20 USC 1412 State eligibility

20 USC 1415 Procedural safeguards

34 CFR 104.35 Evaluation and placement

34 CFR 104.36 Procedural safeguards

34 CFR 300.1-300.818 Individuals with Disabilities Education Act

34 CFR 300.301-300.306 Evaluations and reevaluations

34 CFR 300.323 When IEPs must be in effect

34 CFR 300.502 Independent educational evaluation of student with disability

34 CFR 303.1-303.734 Early Intervention Program for Infants and Toddlers with Disabilities