

La Canada USD

Board Policy

Individualized Education Program

BP 6159

Instruction

The Governing Board desires to provide ~~educational alternatives that afford students with disabilities~~ full educational opportunities to all students with disabilities. Students with disabilities shall receive a free appropriate public education (FAPE) and, to the maximum extent appropriate, shall be placed educated in the least restrictive environment with nondisabled students which meets their needs to the extent provided by law.

(cf. 0430 - Comprehensive Local Plan for Special Education)

(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. 6146.4 - Differential Graduation and Competency Standards for Students with Disabilities)

(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. 6164.4 - Identification and Evaluation of Individuals for Special Education)

(cf. 6164.6 - Identification and Education Under Section 504)

For each student with disabilities, an individualized education program (IEP) shall be developed which identifies the special education instruction and related services to be provided to the student. The Superintendent or designee shall develop administrative regulations regarding the ~~appointment of the individualized education program~~ membership of the (IEP) team, the team's responsibility to develop and regularly review the IEP, the contents of the IEP, and the development, review, and revision of the IEP processes.

The district shall make FAPE available to individuals with disabilities ages 3-21 who reside in the district, including: (Education Code 56040; 20 USC 1412; 34 CFR 300.17, 300.101, 300.104)

1. Students who have been suspended or expelled from school
2. Students who are placed by the district in a nonpublic, nonsectarian school
3. Individuals age 18-21 years who are incarcerated in an adult correctional facility and were identified as being an individual with disabilities or had an IEP in their prior educational placement

INDIVIDUALIZED EDUCATION PROGRAM (continued)

To the extent permitted by federal law, a foster parent shall have the same rights relative to his/her foster child's IEP as a parent/guardian.—(Education Code 56055)

*Legal Reference:*EDUCATION CODE46392 *Emergencies*51225.3 *Requirements for high school graduation and diploma*56040.3 *Assistive technology*56055 *Rights of foster parents pertaining to foster child's education*56136 *Guidelines for low incidence disabilities areas*56195.8 *Adoption of policies*56321 *Development or revision of IEP*56321.5 *Notice to include right to electronically record*56340.1-56347 *Instructional planning and individualized education program*56350-~~56352~~ 56354 *IEP for visually impaired students*56380 *IEP reviews; notice of right to request*56390-56392 *Certificate of completion, special education*56500-56509 *Procedural safeguards*60640-60649 *California Assessment of Student Performance and Progress*FAMILY CODE6500-6502 *Age of majority*GOVERNMENT CODE7572.5 *Seriously emotionally disturbed child, expanded IEP team*WELFARE AND INSTITUTIONS CODE300 *Children subject to jurisdiction*601 *Minors habitually disobedient*602 *Minors violating law defined as crime*CODE OF REGULATIONS, TITLE 5853-853.5 *State assessments, accommodations*~~1215.5-1218 High School Exit Examination, accommodations for students with disabilities~~3021-3029 *Identification, referral and assessment*3040-3043 *Instructional planning and the individualized education program*3051-3053 *Implementation of the individualized education program*UNITED STATES CODE, TITLE 201232g *Family Educational Rights and Privacy Act of 1974*1400-1482 *Individuals with Disabilities Education Act*CODE OF FEDERAL REGULATIONS, TITLE 34300.1-300.818 *Individuals with Disabilities Education Act*COURT DECISIONS*Marshall v. Monrovia Unified School District*, (9th Circuit, 2010) 627 F.3d 773*Schaffer v. Weast* (2005) 125 S. Ct. 528*Shapiro v. Paradise Valley Unified School District, No. 69* (9th Circuit, 2003) 317 F.3d 1072*Sacramento City School District v. Rachel H.* (9th Cir. 1994) 14 F.3d 1398*Andrew F. v. Douglas County School District Re-1*, 137 S. Ct. 988ATTORNEY GENERAL OPINIONS85 *Ops. Cal. Atty. Gen.* 157 (2002)

INDIVIDUALIZED EDUCATION PROGRAM (continued)

Management Resources:

FEDERAL REGISTER

Rules and Regulations, August 14, 2006, Vol. 71, Number 156, pages 46539-46845

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Frequently Asked Questions: Promotion, Retention, and Grading (Students with Disabilities)

California Practitioners' Guide for Educating English Learners with Disabilities, July 2019

WEB SITES

California Department of Education: <http://www.cde.ca.gov>

U.S. Department of Education, Office of Special Education and Rehabilitative Services:

<http://www.ed.gov/about/offices/list/osers/osep>

Policy
adopted: ~~July 15, 2003~~

LA CAÑADA UNIFIED SCHOOL DISTRICT
La Canada Flintridge, California