

INDIVIDUALIZED EDUCATION PROGRAM

~~Students with disabilities shall be placed in the least restrictive environment which meets their needs. The Board of Education provides a full range of educational alternatives to facilitate this placement so that these students may interact with students without disabilities in an understanding, cooperative and mutually respectful environment. Students shall be placed outside of the regular classroom only when the student's specific needs cannot be met in that setting, even with supplemental aids and services.~~ *The Governing Board of Education desires to provide educational alternatives that afford students with disabilities full educational opportunities. Students with disabilities shall receive a free appropriate public education and be placed in the least restrictive environment which meets their needs to the extent provided by law.*

Upon completion of an assessment, the Superintendent or designee shall convene an individualized education program (IEP) team. This team shall consider the student's needs based on assessment results, determine eligibility as an individual with exceptional needs, determine the content of his/her IEP and make placement decisions. Students and parents/guardians shall have the right to participate in the development of the IEP in accordance with law.

*(cf. 6164.4 - Identification of Individuals for Special Education)
(cf. 6164.6 - Identification and Education under Section 504)*

In making placement decisions, the IEP team shall consider the factors specified in law and administrative regulation, as well as the educational and nonacademic benefits of placing the student in a regular class. The IEP team shall determine what support services would be needed in order to maintain this placement. All placement decisions should promote maximum social interaction between students with disabilities and their nondisabled peers, in a manner that is appropriate to the needs of each.

Each IEP shall be consistent with the curriculum and course of study pursued in the regular education program. Students with disabilities should also receive instruction which fosters their independence and integration into the community.

(cf. 6143 - Courses of Study)

Students and parents/guardians shall have the right to approve the student's placement in a special education program, and written parental consent shall be obtained before any such placement is made unless a due process hearing officer authorizes the placement. Once an IEP team has determined an appropriate placement with the parent/guardian's approval, that placement remains in effect unless the parties agree otherwise or a due process hearing officer so orders.

A special education or regular education teacher may request a review of the classroom assignment of a student with disabilities in accordance with procedures set forth in administrative regulations.

Education Code 56055 defines "foster parent" as a licensed person, relative caretaker, or nonrelative extended family member

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)

INDIVIDUALIZED EDUCATION PROGRAM (continued)

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Education Code 56055 provides that a foster parent, to the extent permitted by federal law, shall have the same rights relative to his/her foster child's education as a parent/guardian. Education Code 56055 clarifies that this right applies only when the juvenile court has limited the right of a parent/guardian to make educational decisions on behalf of his/her child and the child has been placed in a planned permanent living arrangement.

(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)

Legal References:**EDUCATION CODE**

51225.3 Requirements for high school graduation and diploma
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
56340-56347 Instructional planning and individualized education program
56352 Determination of appropriate reading medium or media
56375-56378 Certificate of completion, special education
56380 IEP reviews; notice of right to request
56500-56508 Procedural safeguards
60640-60647 Standardized Testing and Reporting Program
60850 High school exit examination, students with disabilities

FAMILY CODE

6500 Age of majority

GOVERNMENT CODE

7572.5 Seriously emotionally disturbed child, expanded IEP team

CODE OF REGULATIONS, TITLE 5

3021-3029 Identification, referral and assessment
3040-3043 Instructional Planning and the Individualized education program
3068 Review of individualized education program

UNITED STATES CODE, TITLE 20

1232g Family Educational Rights and Privacy Act of
1974 1400-1487 Individuals with Disabilities Education Act
CODE OF FEDERAL REGULATIONS, TITLE 34
300.1-300.756 Individuals with Disabilities Education Act

COURT DECISIONS

Sacramento City School District v. Rachel H, 14 F. 3d 1398 (9th Cir. 1994)

Management Resources:**FEDERAL REGISTER**

34 CFR 300.a Appendix A to Part 300 - Questions and Answers
34 CFR 300.a1 Attachment 1: Analysis of Comments and Changes

ALVORD UNIFIED SCHOOL DISTRICT
Riverside, California

INDIVIDUALIZED EDUCATION PROGRAM (continued)

WEB SITES

CDE: <http://www.cde.ca.gov>

US Department of Education, Office of Special Education and Rehabilitative Services:
<http://www.ed.gov/offices/OSERS>

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Policy adopted: November 1, 2001
Amended: July 16, 2020

ALVORD UNIFIED SCHOOL DISTRICT
Riverside, **California**

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