



## Waiver Request System

### Confirmation

Print a copy of this confirmation page and retain it for your records.

#### District Information

Waiver number: 20-12-2020

District: Alvord Unified

Address: 9 KPC Pkwy.

City: Corona

State: CA

Zip code: 92879

Fax: 951-358-1501

#### Waiver Information

Period of request start date: 12/21/2020

Period of request end date: 6/30/2021

Is this waiver a renewal? No

Waiver topic: Special Education Program

Ed Code title: Child Specific/ NPA or NPS Certification

Ed Code section: 56366.1(a)

Ed Code authority: 56101

Education Code or California Code of Regulations section to be waived. If the request is to waive a portion of a section, type the text of the pertinent sentence of the law. The legal authority for special education waivers is: Education Code Section 56101: (a) Any district, special education local plan area, county office, or public education agency, as defined in Section 56500, may request the board to grant a waiver of any provision of this code or regulations adopted pursuant to that provision if the waiver is necessary or beneficial to the content and implementation of the pupil's individualized education program and does not abrogate any right provided individuals with exceptional needs and their parents or guardians under the Individuals with Disabilities Education Act (20 U.S.C. Sec. 1400 et seq.), or to the compliance of a district, special education local plan area, or county office with the Individuals with Disabilities Education Act (20 U.S.C. Sec. 1400 et seq.), Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. Sec. 794), and federal regulations relating thereto. (b) The board may grant, in whole or in part, any request pursuant to subdivision (a) when the facts indicate that failure to do so would hinder implementation of the pupil's individualized education program or compliance by a district, special education local plan area, or county office with federal mandates for a free, appropriate education for children or youth with disabilities.

Student population 25

Located in a(n) Urban city

Describe briefly the circumstances that brought about the request and why the waiver is necessary to achieve improved student performance and/or streamline or facilitate local agency operations. If more space is needed, please attach additional pages. On December 4, 2020, Alvord Unified School District notified that CDE had received the certification of De. Victoria and that the student needs

to be moved from the site by 12/31/2020. CDE did not notify us of the RTC losing its certification. Alvord has attempted to find an RTC placement for the student in the following RTC sites: Monarch Center for Autism (sent on 12/15/2020); San Diego Center for Children (sent on 12/17/2020); and Haynes Center for Children (sent on 12/18/2020). Non of these RTC's will accept the student due to severity of behavior needs, and due to specific licensing requirements for students over 21 years of age. This application is being sent without Board approval due to the urgency of the placement need to be prior to 12/31/2020. Request by Alvord Unified School District to waive California Education Code Section 56366.1(a), the requirement for state certification to allow the uncertified out-of-state nonpublic school located in Victoria, Texas to provide services to one student with disabilities.

**Approvals**

Local board approval date: 12/17/2020

**Bargaining Unit**

No bargaining units were submitted.

**Attachments**

Audit penalty: No

CPM: No

Original File Name	New File Name
RTC loss of CDE certification-move student - emails to Alvord.pdf	12_21_2020_12_07_23_PMRTC_loss_of_CDE_certification-move_student_-_emails_to_Alvord.pdf

**Contact Information**

Title: Dr.

First name: Ruth

Last name: Heger

Position: Assistant Director

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Telephone: 951-509-5167

[Waiver Request System Logon](#)

[Waiver General Information](#)

**Questions: Waiver Office | 916-319-0824**

California Department of Education  
 1430 N Street  
 Sacramento, CA 95814

Web Policy