Instruction

Special Education

The district shall provide a free appropriate public education and necessary related services to all children with disabilities residing within the district, required under the Individuals With Disabilities Education Act ("IDEA"), Section 504 of the Rehabilitation Act of 1973, and the Americans With Disabilities Act.

It is the intent of the District to ensure that students who are disabled within the definition of Section 504 of the Rehabilitation Act of 1973 are identified, evaluated and provided with appropriate educational services. Students may be disabled within the meaning of Section 504 of the Rehabilitation Act even though they do not require services pursuant to the IDEA.

For students eligible for services under IDEA, the District shall follow procedures for identification, evaluation, placement, and delivery of services to children with disabilities provided in state and federal statutes which govern special education. For those students who are not eligible for services under IDEA, but, because of disability as defined by Section 504 of the Rehabilitation Act of 1973, need or are believed to need special instruction or related services, the District shall establish and implement a system of procedural safeguards. The safeguards shall cover students' identification, evaluation, and educational placement. This system shall include notice, an opportunity for the student's parent(s)/guardian(s)/surrogate parent to examine relevant records, an impartial hearing with opportunity for participation by the student's parent(s)/guardians(s), and representation by counsel, and a review procedure.

The Board of Education in fulfilling its legal duties and responsibilities for providing special education programs for the students of the school district, shall be assisted through membership in the Regional Service Center and through cooperative associations with other school districts.

If necessary, students may also be placed in private school education facilities.

(cf. 3231 - Medicaid Reimbursement for Special Education Students)
(cf. 5145.71 - Surrogate Parent Program)

Legal Reference: Connecticut General Statutes

1076a Definitions.

1076b State supervision of special education programs and services. (as amended by PA 12-173)

1076c Receipt and use of money and personal property.

1076d Duties and powers of boards of education to provide special education programs and services.

Instruction

Special Education

Legal Reference (continued)

1076e School construction grant for cooperative regional special education facilities.

1076f Definition of terms used in formula for state aid for special education.

1076g State aid for special education.

1076h Special education hearing and review procedure. Mediation of disputes.

1076i Advisory council for special education.

1076j Fiveyear plan for special education.

1076k Development of experimental educational programs.

1076m Auditing claims for special education assistance.

1076a1 et seq. Definitions

1076d1 through 1076d19 Conditions of instruction

1076h1 through 1076h2 Due process

1076l1 Program Evaluation

10145a24 through 10145a31 Special Education (re teacher certification)

10-2641 Grants for the operation of interdistrict magnet school programs

34 C.F.R. 3000 Assistance to States for Education for Handicapped Children.

American with Disabilities Education Act, 20 U.S.C. §12101 et seq.

Individuals with Disabilities Education Act, 20 U.S.C. §1400 et seq.

Rehabilitation Act of 1973, Section 504, 29 U.S.C. §794

P.L. 108-446 The 2004 Reauthorization of the Individuals with Disabilities Act

20 U.S.C. §6368 (3) The No Child Left Behind Act

Bd of Ed of the City School District of the City of New York v. Tom F. 128S.Ct. 1, 76 U.S.L.W. 3197 (2008)

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STONINGTON PUBLIC SCHOOLS
Stonington, Connecticut