

## Appointment Of Surrogate Parent For Special Education Students

In order to protect the rights of students with disabilities, the Superintendent or designee shall appoint a surrogate parent to represent a student with disabilities as necessary in accordance with law. He/she shall develop procedures for recruiting, training and assigning adults to serve as surrogate parents.

*(cf. 0430 - Comprehensive Local Plan for Special Education)*  
*(cf. 1312.3 - Uniform Complaint Procedures)*  
*(cf. 3515.6 - Criminal Background Checks for Contractors)*  
*(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 Individuals with Exceptional Needs)*  
*(cf. 6159 - Individualized Education Program)*  
*(cf. 6159.1 - Procedural Safeguards and Complaints for Special Education)*  
*(cf. 6159.2 - Nonpublic, Nonsectarian School and Agency Services for Special Education)*  
*(cf. 6164.4 - Identification and Evaluation of Individuals for Special Education)*  
*(cf. 6173 - Education for Homeless Children)*  
*(cf. 6173.1 - Education for Foster Youth)*

### *Legal Reference:*

#### *EDUCATION CODE*

*56028 Parent*

*56050 Surrogate parents*

*56055 Rights of foster parents*

#### *GOVERNMENT CODE*

*7570-7588 Interagency responsibilities for providing services to disabled children, especially:*

*7579.5 Surrogate parent; appointment; qualifications; liability*

#### *WELFARE AND INSTITUTIONS CODE*

*300 Children subject to jurisdiction*

*361 Limitations on parental control*

*601 Minors habitually disobedient or truant*

*602 Minors violating laws*

*726 Limitations on parental control*

#### *UNITED STATES CODE, TITLE 20*

*1400-1482 Individuals with Disabilities Education Act, especially:*

*1415 Procedural safeguards*

#### *UNITED STATES CODE, TITLE 42*

*11434a Definitions*

#### *CODE OF FEDERAL REGULATIONS, TITLE 34*

*300.30 Definition parent*

*300.519 Surrogate parents*

### *Management Resources:*

#### *FEDERAL REGISTER*

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

#### *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/index.html>*

*(9/92 6/99) 3/05*