

The Governing Board recognizes its obligation to provide a free appropriate public education to all individuals with disabilities, aged 3 to 21 years, who reside in the district.

**OPTION 1: (Single-district SELPA)**

In order to meet the needs of individuals with disabilities, the district shall serve as a Special Education Local Plan Area (SELPA) pursuant to Education Code 56195.1.

The Superintendent or designee shall develop a local plan for the education of individuals with disabilities residing in the district. The plan shall be approved by the Board and submitted to the county office of education and the Superintendent of Public Instruction (SPI). (Education Code 56195.1, 56195.3)

**OPTION 1 ENDS HERE**

**OPTION 2: (Districts that participate in a multi-district SELPA)**

In order to meet the needs of individuals with disabilities, the district shall participate as a member of a multi-district Special Education Local Plan Area (SELPA) pursuant to Education Code 56195.1.

The district shall enter into agreements with other members of the SELPA in accordance with Education Code 56195.1 and 56195.7. Consistent with these agreements, the district shall adopt policies governing the programs and services it operates. (Education Code 56195.8)

The Superintendent or designee shall work with the other members of the SELPA to develop a local plan for the education of individuals with disabilities. The plan shall be approved by the Board and the other members of the SELPA, and shall be submitted to the county office of education and the SPI. (Education Code 56195.1, 56195.3)

**OPTION 2 ENDS HERE**

**OPTION 3: (Districts that participate in a multi-district SELPA with the county office of education)**

In order to meet the needs of individuals with disabilities, the district shall participate as a member of a Special Education Local Plan Area (SELPA) with other districts and the county office of education pursuant to Education Code 56195.1.

The district shall enter into agreements with other members of the SELPA in accordance with Education Code 56195.1 and 56195.7. Consistent with these agreements, the district

shall adopt policies governing the programs and services it operates. (Education Code 56195.8)

The Superintendent or designee shall work with the other members of the SELPA to develop a local plan for the education of individuals with disabilities. The plan shall be approved by the Board and the other members of the SELPA, and shall be submitted to the SPI. (Education Code 56195.1)

**OPTION 3 ENDS HERE**

Each year, the Superintendent or designee shall provide to the Board any data and/or information regarding the special education funding generated by the district as supplied by the SPI and the SELPA in accordance with Education Code 56836.148.

The local plan shall be reviewed at least once every three years and updated as needed to ensure the information contained in the plan remains relevant and accurate. The local plan shall be updated cooperatively by a committee of representatives of special and regular education teachers and administrators selected by the groups they represent and with participation by parent/guardian members of the community advisory committee, or parents/guardians selected by the community advisory committee, to ensure adequate and effective participation and communication. (Education Code 56195.9)

Special education programs and services shall be reviewed on an ongoing basis. The results of such evaluations shall be used to identify and correct any program deficiencies.

**Policy Reference Disclaimer:**

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

<b>State</b>	<b>Description</b>
5 CCR 3000-3089	Regulations governing special education
Ed. Code 56000-56001	<u>Education for individuals with exceptional needs</u>
Ed. Code 56020-56035	<u>Definitions</u>
Ed. Code 56040-56046	<u>General provisions</u>
Ed. Code 56050	<u>Surrogate parents</u>
Ed. Code 56055	<u>Foster parents</u>
Ed. Code 56060-56063	<u>Substitute teachers in special education</u>
Ed. Code 56170-56177	<u>Children enrolled in private schools</u>

Ed. Code 56190-56194	<u>Community advisory committees</u>
Ed. Code 56195-56195.10	<u>Local plans</u>
Ed. Code 56205-56208	<u>Local plan requirements 56213 Special education local plan</u>
Ed. Code 56211-56214	<u>Special education local plan areas with small or sparse populations</u>
Ed. Code 56240-56245	<u>Staff development</u>
Ed. Code 56300-56385	<u>Identification and referral; assessment, instructional planning</u>
Ed. Code 56440-56447.1	<u>Programs for individuals between the ages of three and five years</u>
Ed. Code 56500-56508	<u>Procedural safeguards, including due process rights</u>
Ed. Code 56520-56524	<u>Behavioral interventions</u>
Ed. Code 56600-56606	<u>Evaluation, audits and information</u>
Ed. Code 56836-56836.05	<u>Administration of local plan</u>
Gov. Code 7579.5	<u>Surrogate parent; appointment, qualification and liability</u>
Gov. Code 95000-95004	<u>California Early Intervention Services Act</u>
W&I Code 361	<u>Limitations on parental control</u>
W&I Code 726	<u>Limitations on parental control</u>

<b>Federal</b>	<b>Description</b>
20 USC 1232g	Family Educational Rights and Privacy Act (FERPA) of 1974
20 USC 1400-1482	Individuals with Disabilities Education Act
29 USC 794	Rehabilitation Act of 1973; Section 504
34 CFR 104.1-104.39	Section 504 of the Rehabilitation Act of 1973
34 CFR 300.1-300.818	Assistance to states for the education of students with disabilities
34 CFR 300.500-300.520	Procedural safeguards and due process for parents and students
34 CFR 303.1-303.654	Early intervention program for infants and toddlers with disabilities
34 CFR 99.10-99.22	Inspection, review and procedures for amending education records
42 USC 12101-12213	Americans with Disabilities Act

**Management Resources**

**Description**

Website [CSBA District and County Office of Education Legal Services](#)  
 Website [California Department of Education, Special Education](#)  
 Website [U.S. Department of Education, Office of Special Education Programs](#)

Cross References

<b>Code</b>	<b>Description</b>
0400	<a href="#"><u>Comprehensive Plans</u></a>
0420.4	<a href="#"><u>Charter School Authorization</u></a>
0420.4	<a href="#"><u>Charter School Authorization</u></a>
0460	<a href="#"><u>Local Control And Accountability Plan</u></a>
0460	<a href="#"><u>Local Control And Accountability Plan</u></a>
1220	<a href="#"><u>Citizen Advisory Committees</u></a>
1220	<a href="#"><u>Citizen Advisory Committees</u></a>
1312.3	<a href="#"><u>Uniform Complaint Procedures</u></a>
1312.3	<a href="#"><u>Uniform Complaint Procedures</u></a>
1312.3-E(1)	<a href="#"><u>Uniform Complaint Procedures</u></a>
1312.3-E(2)	<a href="#"><u>Uniform Complaint Procedures</u></a>
3541.2	<a href="#"><u>Transportation For Students With Disabilities</u></a>
3542	<a href="#"><u>School Bus Drivers</u></a>
4112.23	<a href="#"><u>Special Education Staff</u></a>
5144.2	<a href="#"><u>Suspension And Expulsion/Due Process (Students With Disabilities)</u></a>
6020	<a href="#"><u>Parent Involvement</u></a>
6020	<a href="#"><u>Parent Involvement</u></a>
6146.4	<a href="#"><u>Differential Graduation And Competency Standards For Students With Disabilities</u></a>
6159	<a href="#"><u>Individualized Education Program</u></a>
6159	<a href="#"><u>Individualized Education Program</u></a>
6159.1	<a href="#"><u>Procedural Safeguards And Complaints For Special Education</u></a>
6159.1	<a href="#"><u>Procedural Safeguards And Complaints For Special Education</u></a>

- 6159.2                    Nonpublic, Nonsectarian School And Agency Services For Special Education
- 6159.2                    Nonpublic, Nonsectarian School And Agency Services For Special Education
- 6159.3                    Appointment Of Surrogate Parent For Special Education Students
- 6159.3                    Appointment Of Surrogate Parent For Special Education Students
- 6159.4                    Behavioral Interventions For Special Education Students
- 6164.4                    Identification And Evaluation Of Individuals For Special Education
- 6164.4                    Identification And Evaluation Of Individuals For Special Education
- 6164.41                   Children With Disabilities Enrolled By Their Parents In Private School
- 6164.41                   Children With Disabilities Enrolled By Their Parents In Private School
- 6164.6                    Identification And Education Under Section 504
- 6164.6                    Identification And Education Under Section 504