Instruction

INDIVIDUALIZED EDUCATION PROGRAM

The County Superintendent and County Board desire to provide full educational opportunities to all students with disabilities. Students with disabilities shall receive a free appropriate public education (FAPE) and, to the maximum extent possible, shall be educated in the least restrictive environment with nondisabled students.

For each student with disabilities, an individualized education program (IEP) shall be developed which identifies the special education instruction and related services to be provided to the student. The County Superintendent or designee shall develop administrative regulations regarding the membership of the IEP team, the team's responsibility to develop and regularly review the IEP, the contents of the IEP, and the development, review, and revision processes.

 Adopted: 11/19/2020

Legal Reference

Education Code
46392 Emergencies
51225.3 Requirements for high school graduation and diploma
56040.3 Assistive technology
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
56340.1-56347 Instructional planning and individualized education program
56350-56354 IEP for visually impaired students
56380 IEP reviews; notice of right to request
56390-56392 Certificate of completion, special education
56500-56509 Procedural safeguards
60640-60649 California Assessment of Student Performance and Progress

Family Code
6500-6502 Age of majority

Government Code
7572.5 Seriously emotionally disturbed child, expanded IEP team

Welfare and Institutions Code
300 Children subject to jurisdiction
601 Minors habitually disobedient
602 Minors violating law defined as crime

Code of Regulations, Title 5
853-853.5  State assessments, accommodations
3021-3029  Identification, referral and assessment
3040-3043  Instructional planning and the individualized education program
3051-3053  Implementation of the individualized education program

United States Code, Title 20
1232g  Family Educational Rights and Privacy Act of 1974
1400-1482  Individuals with Disabilities Education Act

Code of Federal Regulations, Title 34
300.1-300.818  Individuals with Disabilities Education Act

Court Decisions
Schaffer v. Weast (2005) 125 S. Ct. 528
Shapiro v. Paradise Valley Unified School District, No. 69 (9th Circuit, 2003) 317 F.3d 1072
Sacramento City School District v. Rachel H.  (9th Cir. 1994) 14 F.3d 1398
Endrew F. v. Douglas County School District Re-1, 137 S. Ct. 988

Attorney General Opinions

Management Resources
California Department of Education Publications
Frequently Asked Questions: Promotion, Retention, and Grading (Students with Disabilities)
California Practitioners' Guide for Educating English Learners with Disabilities, July 2019

Websites
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/osep

6159, 07/2020; Doc#123744