Instruction

APPOINTMENT OF SURROGATE PARENT FOR SPECIAL EDUCATION STUDENTS

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

Adopted: 12/18/2011
Amended: 11/19/2020

Legal Reference

Education Code
56028 Parent
56050 Surrogate parents
56055 Rights of foster parents

Government Code
7570-7587 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, pages 46539-46845

Websites
California Department of Education: http://www.cde.ca.gov
U.S. Department of Education, Office of Special Education and Rehabilitative Services: