

Policy 0430: Comprehensive Local Plan For Special Education

Status: DRAFT

| Last Revised Date: 05/18/2021

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.

~~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.~~

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 Superintendent of Public Instruction. ~~(Education Code 56195.1)~~**county office of education and the SPI. (Education Code 56195.1, 56195.3)**

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.

State References

5 CCR 3000-3089

Ed. Code 56000-56001

Ed. Code 56020-56035

Ed. Code 56040-56046

Ed. Code 56048-56050

Ed. Code 56055

Ed. Code 56060-56063

Ed. Code 56170-56177

Description

Regulations governing special education

Education for individuals with exceptional needs

Definitions

General provisions

Surrogate parents

Foster parents

Substitute teachers in special education

Children enrolled in private schools

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

Federal References

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

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Management Resources References

Website	CSBA District and County Office of Education Legal Services - https://simbli.eboardsolutions.com/SU/UdykszdmPETuDsIshXk6R5akQ==
Website	California Department of Education, Special Education - https://simbli.eboardsolutions.com/SU/wbtzINw8puwslshjTsrnVmBCA==
Website	U.S. Department of Education, Office of Special Education Programs - https://simbli.eboardsolutions.com/SU/v4I2D9cNplus2KZ0yVtPslshvZhg==

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Cross References

0400	Comprehensive Plans - https://simbli.eboardsolutions.com/SU/5plusfKUn3aL8gJu7D0hZoQ9A==
0420.4	Charter School Authorization - https://simbli.eboardsolutions.com/SU/dcWdZ2dbilxcpsA9LldFw==
0420.4	Charter School Authorization - https://simbli.eboardsolutions.com/SU/T5zsMmXECdVZNZynYGLCMw==
0460	Local Control And Accountability Plan - https://simbli.eboardsolutions.com/SU/Oa8UxEDuhq6BH2zsd274XA==
0460	Local Control And Accountability Plan - https://simbli.eboardsolutions.com/SU/8eaD94eHfiVAA8KyIGL0hw==

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1220	Citizen Advisory Committees - https://simbli.eboardsolutions.com/SU/7obBkz3eDZdX6UuwdxRCNQ==
1220	Citizen Advisory Committees - https://simbli.eboardsolutions.com/SU/tHSbWzMDkTpvVHIIUAI5KQ==
1312.3	Uniform Complaint Procedures - https://simbli.eboardsolutions.com/SU/CfApluscpxRIZplusOj2lmuhfqBA==
1312.3	Uniform Complaint Procedures - https://simbli.eboardsolutions.com/SU/NaAoUplustL0gdMDg4YyrqkSQ==
1312.3-E PDF(1)	Uniform Complaint Procedures - https://simbli.eboardsolutions.com/SU/CGtJ1bS0fJ2qqnQzzY5qbQ==
1312.3-E PDF(2)	Uniform Complaint Procedures - https://simbli.eboardsolutions.com/SU/hYsgaF9LHjplus4tINfVHZyg==
3541.2	Transportation For Students With Disabilities - https://simbli.eboardsolutions.com/SU/3bYidVdrEaCplusZzQhhXplus2sg==
3541.2	Transportation For Students With Disabilities - https://simbli.eboardsolutions.com/SU/sswtR2ITm2oZ2jw2WQJiQA==
3542	School Bus Drivers - https://simbli.eboardsolutions.com/SU/pB8s84vUvkJTSxuiKxjn5w==
4112.23	Special Education Staff - https://simbli.eboardsolutions.com/SU/7yzt4zmN9aJHwnMsEcPKcg==
5144.2	Suspension And Expulsion/Due Process (Students With Disabilities) - https://simbli.eboardsolutions.com/SU/lslhWEps64d5tGtqQbrl8gaQ==
6020	Parent Involvement - https://simbli.eboardsolutions.com/SU/MWXILQ494aeY3920IWpXlg==
6020	Parent Involvement - https://simbli.eboardsolutions.com/SU/YMCslshYRfMGnJYFXn2LFUFQ==
6146.4	Differential Graduation And Competency Standards For Students With Disabilities - https://simbli.eboardsolutions.com/SU/T28oQRtmVquzeoSqHONNAQ==
6159	Individualized Education Program - https://simbli.eboardsolutions.com/SU/3vVDizDulqY8l7eXsslsHJApA==
6159	Individualized Education Program - https://simbli.eboardsolutions.com/SU/3on5FNplusCvSTDslshj1eANpc2Q==
6159.1	Procedural Safeguards And Complaints For Special Education - https://simbli.eboardsolutions.com/SU/gLa5k4aplusb7flyNscplusZRrZw==
6159.1	Procedural Safeguards And Complaints For Special Education - https://simbli.eboardsolutions.com/SU/crldClfqd8Ot0qG0snrrGw==
6159.2	Nonpublic, Nonsectarian School And Agency Services For Special Education - https://simbli.eboardsolutions.com/SU/oiYXKslsh80jHeH45DKeEvTeA==
6159.2	Nonpublic, Nonsectarian School And Agency Services For Special Education - https://simbli.eboardsolutions.com/SU/yN432YBtjSslsh9PRUbo6bmg==
6159.3	Appointment Of Surrogate Parent For Special Education Students - https://simbli.eboardsolutions.com/SU/Jul7H9OqG6h9xYMG47w1plusw==
6159.3	Appointment Of Surrogate Parent For Special Education Students - https://simbli.eboardsolutions.com/SU/eFQcinwciEeAAyYHIIJHw==
6159.4	Behavioral Interventions For Special Education Students - https://simbli.eboardsolutions.com/SU/plBplusdHpsplusPU94KEuDH6QQw==
6164.4	Identification And Evaluation Of Individuals For Special Education - https://simbli.eboardsolutions.com/SU/QQislsh8nRCq4oplusfVjJr7T9tA==
6164.4	Identification And Evaluation Of Individuals For Special Education - https://simbli.eboardsolutions.com/SU/lg0RpSEimAXePmGkNOr3jw==

- 6164.41 Children With Disabilities Enrolled By Their Parents In Private School - <https://simbli.eboardsolutions.com/SU/kRsdITo9LODEoZXM9pgpZA==>
- 6164.41 Children With Disabilities Enrolled By Their Parents In Private School - <https://simbli.eboardsolutions.com/SU/Vn7vbAwjshRJOqm6oslsh9WPuw==>
- 6164.6 Identification And Education Under Section 504 - <https://simbli.eboardsolutions.com/SU/gbExC7ISvpjPqUUGCplusA3gg==>
- 6164.6 Identification And Education Under Section 504 - <https://simbli.eboardsolutions.com/SU/iulaSTmMoGzrsDKTvJ9UWg==>