

## **SPECIAL EDUCATION AND RELATED SERVICES FOR ELIGIBLE STUDENTS**

### **Free Appropriate Public Education and Specially Designed Instruction**

Educational Service District 112 provides a free appropriate public education with specially designed instruction (special education) for all eligible individuals with disabilities, ages 3 to 21, who reside in the district.

It is the policy of the district that special education services shall be provided in accordance with ESD 112 special education policies and operational guidelines (or procedures).

Not all students with disabilities are eligible for special education. The needs of disabled students who are not eligible for special education will be addressed individually. If a student qualifies, and as appropriate, the student will be provided accommodations and/or modifications required under Section 504 of the Rehabilitation Act, in accordance with the district's Section 504 Rehabilitation Act policy and procedures.

### **Mediation or Resolution Sessions and Related Agreements**

The board grants the ESD 112 superintendent or a designee decision-making authority for the purpose of participating in and entering binding agreements in the course of resolution sessions pursuant to WAC 392-172A-05090 and/or mediations pursuant to WAC 392-172A-05060.

### **Graduation Ceremonies and Certificate of Attendance**

Generally, in order to participate in commencement exercises, students must have met the minimum criteria for graduation prior to the date of the exercise and otherwise be in good standing with their school through the commencement date. Minimum criteria for participation may be adjusted for special education students whose disabilities have impacted their opportunity to accumulate credits. Each student's Individual Education Plan (IEP) team will determine the student's graduation plan, including graduation date. Special education students who have attended four years of high school and need additional time to complete IEP goals and/or credits may request participation in commencement exercises. IEP students will receive a certificate of attendance until they complete their credits for graduation.

The district superintendent shall develop and maintain procedures necessary to implement this policy. This policy, ESD 112's Special Education Policy and ESD 112's special education operational guidelines shall be available to the public.

<p>Cross-References:</p> <p>ESD 112 Policy</p> <p>Board Policy</p>	<p>500</p> <p>2162</p> <p>3231</p> <p>3241</p>	<p>Special Education and Related Services</p> <p>Education of Students with Disabilities under Section 504</p> <p>Student Records</p> <p>Classroom Management, Corrective Actions or Punishment</p>
<p>Legal References:</p> <p>Chapter 28A.155 RCW</p> <p>Chapter 49.60 RCW</p> <p>Chapter 392-172A WAC</p> <p>20 U.S.C. 1400 et seq.</p> <p>42 U.S.C. 12131-12133</p> <p>28 CFR Part 35</p> <p>34 CFR Part 99</p> <p>29 U.S.C. 794</p>	<p>Special Education Law against Discrimination</p> <p>Rules for the Provision of Special Education</p> <p>Individuals with Disabilities Education Improvement Act of 2004</p> <p>Americans with Disabilities Act of 1990</p> <p>Nondiscrimination on the Basis of Disability in State and Local Government Services</p> <p>Family Education Rights and Privacy Act (FERPA)</p> <p>Section 504 of the Rehabilitation Act of 1973, as amended by the Rehabilitation Act Amendments of 1974,</p>	

Pub. L. 93-516, 29 U.S.C. 794

34 CFR Part 104

Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from federal financial assistance

34 CFR Part 300

Assistance to States for the Education of Children With Disabilities and Preschool Grants for Children With Disabilities

Management Resources:

*Policy News*, December 1999

Rule Adoption Leads to Special Education Policy

*Policy News*, June 2007

Graduation Ceremonies for Special Education Students

*Policy News*, December 2007

Updated Special Education Policy and Procedure

Adoption Date: 05-24-10