

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

Special education programs and related services for eligible students served by Puget Sound Educational Service District (PSESD) will be operated in compliance with federal and state requirements governing special education. PSESD supports Washington state’s full educational opportunity goal to provide students in need of special education with a free appropriate public education.

PSESD is not a local education agency with responsibility to provide special education programs and services other than those agreed upon between the PSESD and a school district through an interlocal agreement. The provision of FAPE (Free Appropriate Public Education) is the responsibility of the student’s resident district . All services provided by PSESD are provided with the full consent of the student’s resident district under the provisions of the interlocal agreement. All services provided PSESD will be provided with the purpose of improving each student’s learning outcomes identified in their IEP goals.

All special education and related services for students provided through this interlocal agreement will be based upon IEP-designated needs, as determined by the student’s IEP committee. The student’s resident district and relevant PSESD program will determine jointly how and where services are to be offered. PSESD special education programs and services will be operated consistent with the assurances agreed upon in the interlocal agreement governing the program. PSESD will coordinate with the student’s resident district in accomplishing assessments, IEPs, transition plans, and a continuum of services for each student.

The needs of students with disabilities who are not eligible for special education services will be addressed individually and if, appropriate, the student will be provided accommodations or modifications required under Section 504 of the Rehabilitation Act.

Cross-References:

Policy 2162	Education of Students with Disabilities under Section 504
Policy 3231	Student Records

Legal References:

Chapter 28A.155 RCW RCW 28A.605.020	Special Education Parents’ Access to Classroom or School Sponsored Activities — Limitation
Chapter 49.60 RCW	Discrimination — human rights commission
WAC 392-172A	Rules for the Provision of Special Education
29 U.S.C. 794	Section 504 of the Rehabilitation Act of 1973, as amended by the Rehabilitation Act Amendments of 1974, Pub. L. 93-516, 29 U.S.C. 794
20 U.S.C. 1400 et seq.	Individuals with Disabilities Education Act of 2004

42 U.S.C. 12131-12133	Americans with Disabilities Act of 1990
28 CFR Part 35	Nondiscrimination on the Basis of Disability n State and Local Government Services
34 CFR Part 99	Family Education Rights and Privacy Act (FERPA)
34 CFR Part 104	Nondiscrimination on the basis of handicap in programs and activities receiving federal financial assistance
34 CFR Part 300	Assistance to States for the Education of Children With Disabilities
34 CFR Part 303	Early Intervention Program for Infants and Toddlers with Disabilities

Adoption Date: June 2013

Relevant Board Governance Policy: Executive Limitations 3, Treatment of Stakeholders