IDENTIFICATION OF INDIVIDUALS FOR SPECIAL EDUCATION

The Governing Board recognizes the need to actively seek out and evaluate district residents from birth to age 21 who have disabilities in order to provide them with appropriate educational opportunities in accordance with state and federal law, and procedures outlined in the San Joaquin County Special Education Local Planning Area (SELPA) Comprehensive Local Plan.

The Superintendent or designee shall establish a means whereby parents, guardians, teachers and others may request screening for any child they believe to have a disability that significantly interferes with his/her learning. The Superintendent or designee shall identify screening processes to determine when an individual’s academic, behavioral or other difficulties may be related to disabilities and shall establish systematic procedures for special education program identification, screening, referral, assessment, planning, implementation, review and triennial assessment.

For assessment purposes, staff shall use appropriate tests to identify specific information about the student’s abilities in skill areas. In addition, staff shall use multiple measures, to study the effect of interventions or modifications to the regular instructional program. Staff also may consider the student’s personal history, development and adaptive behavior.

The Superintendent or designee shall notify parents/guardians in writing of their rights related to identification, referral, assessment, instructional planning, implementation and review, including the district’s procedures for initiating a referral for assessment to identify individuals who need special educational services.

Legal Reference:

EDUCATION CODE

44265.5 Professional preparation for teachers of impaired students
56000-56001 Special education programs
56026 Individuals with disabilities
56026.5 Low incidence disability
56029 Referral for assessment
56040 Costs of educational instruction or services
56136 Guidelines for low disability areas
56300 Identification of individuals with disabilities
56301 Written policies and procedures
56302 Identification and assessment of needs
56303 Referral
IDENTIFICATION OF INDIVIDUALS FOR SPECIAL EDUCATION (Continued)

56320-56329 Assessment, especially:
56321 Development or revision of IEP; proposed assessment plan
56321.5 Notice to include right to electronically record
56333 Assessment of language or speech disorder; eligibility for special education
56337-56338 Specific learning disability
56339 Attention deficit and hyperactivity disorders
56340-56347 Instructional planning and individualized education program
56350-56352 IEP for visually impaired students
56381 Reassessment of pupils
56425-56431 Early education for individuals with disabilities
56441.11 Eligibility criteria, children 3 to 5 years old
56445 Transition to grade school; reassessment
56500-56501 Procedural safeguards
56506 Due process rights of student and parent

GOVERNMENT CODE
95000-95030 California Early Intervention Services Act

CODE OF REGULATIONS, TITLE 5
3021-3029 Identification, Referral and Assessment
3030-3031 Eligibility criteria

UNITED STATES CODE, TITLE 20
1232g Family Educational Rights and Privacy Act of 1974
1400 et. Seq. Individuals with Disabilities Education Act

CODE OF FEDERAL REGULATIONS, TITLE 34
10435 Evaluation and Placement
10436 Procedural Safeguard
300.220 Child Identification
303 Early intervention program for infants and toddlers with disabilities

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