

INDEPENDENT EDUCATIONAL EVALUATION

342.12

Independent educational evaluations (IEE) are addressed in the federal regulations that implement the Individuals with Disabilities Education Act (IDEA).

An IEE is an evaluation conducted by a qualified examiner who is not an employee of the child's school district. A parent/guardian has a right to an IEE at public expense if the parent/guardian disagrees with a recent evaluation conducted by the District. For purposes of this policy, "evaluation" means the procedures used to determine whether a child has a disability and the nature and extent of the special education and related services the child needs. The District is not required to pay for an IEE if the District has not conducted a recent evaluation. In the event the District receives a parent/guardian request for an IEE, the District must, without unnecessary delay, either provide the IEE at school expense per this policy or request a due process hearing to show that its evaluation is appropriate. If the final decision in the due process hearing is that the District's evaluation is appropriate, the parent/guardian still has a right to an IEE, but not at public expense. Parents/guardians may only request one publicly funded IEE for each evaluation completed by the District. The parents/guardians must request payment for the IEE within one year of the date the results of the school district evaluations were shared with parents/guardians.

The School Board directs the administration to develop procedures to implement this policy.

LEGAL REF.: Individuals with Disabilities Education Act
 Wisconsin Statutes Chapter 115.13
 Wisconsin Statutes Chapter 115, Subchapter V

CROSS REF.: 342.11-Rule, Procedure to Obtain an Independent Educational Evaluation
 at Public Expense
 342.1, Programs for Students with Disabilities
 411, Equal Educational Opportunities
 Special Education Policy and Procedure Handbook

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