

**5201 Promotion and Retention**

Students will typically progress annually from grade to grade. A student may be retained at a grade level or be required to repeat a course or program when such is determined in the judgment of the principal, in consultation with the student's parents/guardians, teachers and counselor, to be appropriate for the educational interests of the student within the school's educational program. When retention is being considered for a student that receives special education services, a special education administrator and other special educators on the student's individualized education plan (IEP) team shall be involved in discussion about retention for the student, with the final determination being made by the principal and special education administrator. If the principal and special education administrator cannot agree on a final determination, the matter shall be referred to the superintendent.

If the student's parents/guardians are not satisfied with the principal and special education administrator's determination, an informal hearing may be requested before the Superintendent. A request for hearing must be delivered to the superintendent within five (5) days of receiving notice of the principal and special education administrator's determination.

Legal Reference: Neb. Rev. Stat. '79-443

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