

7661	Parentally-Placed Non-Public School Students with Disabilities
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The Board of Education of the Ballston Spa Central School District recognizes its responsibility to provide special education services to eligible students with disabilities enrolled by their parents in nonpublic elementary and secondary schools located within the District, upon the written request of the parent or person in parental relation of any such student. Special education services to such parentally placed nonpublic school students with disabilities will be provided in the same manner as compared to other students attending public or nonpublic schools located within the District. The scope of the District’s responsibility affects:

- a. The District’s “child find” activities for locating, identifying, and evaluating parentally-placed nonpublic school students in order to determine those students with disabilities;
- b. CSE and CSE subcommittee responsibilities to determine special education eligibility and, if so eligible, to develop an individualized education services program (IESP), or a services plan (SP) in the case of an out of state resident;
- c. The provision of services to such students;
- d. The relationship between the District and nonpublic school officials and nonpublic school parents of students with disabilities, with whom the District is required to consult;
- e. The District’s data collection and reporting responsibilities; and
- f. The District’s use of federal funds available under the IDEA.

Consistent with applicable law and regulations, this policy does not apply to students with disabilities who are residents of the District enrolled by their parents in a nonpublic school located within the District’s boundaries because of a dispute over the provision of a free appropriate public education. Neither does it apply to charter school students, or to students placed in or referred to private schools by public agencies such as school district placements in approved private schools, Special Act school districts, and state-supported or state-operated schools. The Board directs the Superintendent of Schools to develop procedures in accordance with this policy.

Individuals with Disabilities Education Improvement Act of 2004 (Public Law 108-446) Section 614(a)
34 CFR Part 300
Education Law Sections 207, 3212, 4005, 4202, 4401 and 4402
8 NYCRR Sections 200.1, 200.4(b)(6), and 200.5

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