

Student Transfers Flowchart

A school district must comply with the following for a student who is newly enrolled in the school district.

19 TAC §89.1050 (i)

In-state Transfer

Out-of-state Transfer

When a student transfers to a new school district within the state in the same school year and the parents verify that the student was receiving special education services in the previous school district or the previous school district verifies in writing or by telephone that the student was receiving special education services.

19 TAC §89.1050 (i)(1)

When a student transfers from a school district in another state in the same school year and the parents verify that the student was receiving special education services in the previous school district or the previous school district verifies in writing or by telephone that the student was receiving special education services.

19 TAC §89.1050 (i)(2)

The new public agency (in consultation with the parents) must provide FAPE to the child (including services comparable to those described in the child's IEP from the previous public agency).

34 CFR §300.323 (e)

The new public agency (in consultation with the parents) must provide FAPE to the child (including services comparable to those described in the child's IEP from the previous public agency).

34 CFR §300.323 (f)

The new school district adopts the child's IEP from the previous public agency.

34 CFR §300.323(e)(1)

The new school district develops, adopts, and implements a new IEP that meets the applicable requirements in Sec. Sec. 300.320 through 300.324.

34 CFR §300.323(e)(2)

The new school district conducts an evaluation pursuant to Sec. Sec. 300.304 through 300.306 (if determined to be necessary by the new public agency).

34 CFR §300.323(f)(1)

The new school district develops, adopts, and implements a new IEP that meets the applicable requirements in Sec. Sec. 300.320 through 300.324.

34 CFR §300.323(f)(2)

The timeline for completing the requirements outlined in 34 CFR, §300.323(e)(1) or (2), is 30 school days from the date the student is verified as being a student eligible for special education services. 19TAC §89.1050 (i)(1)

Triggers initial timeline and SPP 11 documentation

A written report of a full individual and initial evaluation of a student must be completed not later than the 45th school day following the date on which the school district receives written consent for the evaluation from the student's parent, except that if the student has been absent from school during that period on three or more school days, that period must be extended by a number of school days equal to the number of school days during that period on which the student has been absent.

19TAC §89.1011 (c)(1)

If the school district determines that an evaluation is not necessary, the timeline for completing the requirements outlined in 34 CFR, §300.323(f)(2), is 30 school days from the date the student is verified as being a student eligible for special education services. 19TAC §89.1050 (i)(2)

The admission, review, and dismissal (ARD) committee must make its decisions regarding a student's initial eligibility determination, and if appropriate, individualized education program (IEP) and placement within 30 calendar days from the date of the completion of the written full individual and initial evaluation report.

19TAC §89.1011 (d)