



## INSTRUCTION

### **BOARD POLICY – IDENTIFICATION AND EVALUATION OF INDIVIDUAL FOR SPECIAL EDUCATION**

BP 6164.4

The County Board of Education (County Board) and the County Superintendent of Schools (County Superintendent) recognize the need to actively seek out and evaluate youth who participate in Santa Barbara County Education Office (SBCEO) county-operated programs from birth to age 21 who have disabilities in order to provide them with appropriate educational opportunities in accordance with state and federal law.

The County Superintendent or designee shall establish a comprehensive child find system that includes procedures for the identification, screening, referral, assessment, and triennial assessment of individuals eligible for special education, as well as procedures for the planning, implementation, and review of the special education and related services provided to such individuals. (Education Code 56301)

SBCEO's identification procedures shall include systematic methods for utilizing referrals from parents/guardians, teachers, agencies, appropriate professionals, and other members of the public, and shall be coordinated with school site procedures for referral of students whose needs cannot be met with modifications to the regular instructional program. (Education Code 56302)

The County Superintendent or designee shall notify parents/guardians, in writing, of their rights related to identification, referral, assessment, instructional planning, implementation, and review, including the right to consent to any assessment concerning their child. In addition, the County Superintendent or designee shall notify parents/guardians of procedures for initiating a referral for assessment to identify individuals for special education services. (Education Code 56301)

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#### **Policy Reference Disclaimer:**

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the County Superintendent of Schools or designee to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

<b>Federal</b>	<b>Description</b>
20 USC 1232g	Family Educational Rights and Privacy Act (FERPA) of 1974
20 USC 1412	State eligibility
20 USC 1415	Procedural safeguards
34 CFR 104.35	Evaluation and placement
34 CFR 104.36	Procedural safeguards
34 CFR 300.1-300.818	Individuals with Disabilities Education Act
34 CFR 300.301-300.306	Evaluations and reevaluations

<b>Management Resources</b>	<b>Description</b>
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Court Decision  
Federal Register

Hood v. Encinitas Union School District, (2007) 486 F.3d 1099  
Rules and Regulations, August 14, 2006, Vol. 71, Number 156,  
pages 46539-46845

Website

[U.S. Department of Education. Office of Special Education Programs](#)

Website

[California Department of Education. Special Education](#)

**State**

5 CCR 3021-3029  
5 CCR 3030-3031  
Ed. Code 44265.5  
Ed. Code 56000-56885  
Ed. Code 56195.8  
Ed. Code 56300-56304  
Ed. Code 56320-56331  
Ed. Code 56333-56338  
Ed. Code 56340-56347  
Ed. Code 56381  
Ed. Code 56425-56432  
Ed. Code 56441.11  
Ed. Code 56445  
Ed. Code 56500-56509  
Gov. Code 95000-95029.5

**Description**

Identification, referral and assessment  
Eligibility criteria  
Professional preparation for teachers of impaired students  
Special education programs  
Adoption of policies  
Identification of individuals with disabilities  
Assessment  
Eligibility for specific learning disabilities  
Individualized education program teams  
Reassessment of students  
Early education for individuals with disabilities  
Eligibility criteria, children ages 3-5  
Transition to grade school; reassessment  
Procedural safeguards  
California Early Intervention Services Act

ADOPTED BY COUNTY BOARD: February 8, 2024