

Salinas City Elementary School District

INDIVIDUALIZED EDUCATION PROGRAM

The Governing Board desires to provide full educational opportunities to all students with disabilities. Students with disabilities shall receive a free appropriate public education (FAPE) and, to the maximum extent possible, shall be educated in the least restrictive environment with nondisabled students.

For each student with disabilities, an individualized education program (IEP) shall be developed which identifies the special education instruction and related services to be provided to the student. The Superintendent or designee shall develop administrative regulations regarding the membership of the IEP-team, the team's responsibility to develop and regularly review the IEP, the contents of the IEP, and the development, review, and revision processes.

The district shall make FAPE available to individuals with disabilities ages 3-21 who reside in the district, including: (Education Code 56040; 20 USC 1412; 34 CFR 300.17, 300.101, 300.104)

1. Students who have been suspended or expelled from school
2. Students who are placed by the district in a nonpublic, nonsectarian school
3. Individuals age 18-21 years who are incarcerated in an adult correctional facility and were identified as being an individual with disabilities or had an IEP in their prior educational placement

State References

Description

5 CCR 1215.5-1218	Accommodations for students with disabilities
5 CCR 3021-3029	Identification, referral and assessment
5 CCR 3040-3043	Instructional planning and the individualized education program
5 CCR 853-853.5	State assessments, accommodations
Ed. Code 51225.3	High school graduation
Ed. Code 56055	Rights of foster parents pertaining to foster child's education
Ed. Code 56136	Guidelines for low incidence disabilities areas
Ed. Code 56195.8	Adoption of policies
Ed. Code 56321	Notice of parental rights; consent of parents
Ed. Code 56321.5	Notice to include right to electronically record
Ed. Code 56340.1-56347	Instructional planning and individualized education program
Ed. Code 56350-56352	IEP for visually impaired students
Ed. Code 56380	IEP reviews; notice of right to request

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Ed. Code 56390-56392 Recognition for educational achievement, special education

State Reference

Description

Ed. Code 56500-56509 Procedural safeguards

Ed. Code 60640-60649 California Assessment of Student Performance and Progress

Fam. Code 6500-6502 Age of majority

Gov. Code 7572.5 Seriously emotionally disturbed child, expanded IEP team

W&I Code 300 Minors subject to jurisdiction

W&I Code 601 Minors habitually disobedient

W&I Code 602 Minors violating law; ward of court

Federal References

20 USC 1232g Family Educational Rights and Privacy Act (FERPA) of 1974

20 USC 1400-1482 Individuals with Disabilities Education Act

34 CFR 300.1-300.818 Individuals with Disabilities Education Act

Management Resources References Description

Attorney General Opinion 85 Ops.Cal.Atty.Gen. 157 (2002)

Court Decision Marshall v. Monrovia Unified School District, (9th Circuit, 2010)
327 f.3d 773

Court Decision Sacramento City School District v. Rachel H. (9th Cir. 1994) 14
F.3d 1398

Court Decision Schaffer v. Weast (2005) 125 S. Ct. 528

Court Decision Shapiro v. Paradise Valley Unified School District, No. 69 (9th
Circuit, 2003) 317 F.3d 1072

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Federal Register
pages 46539-46845

Rules and Regulations, August 14, 2006, Vol. 71, Number 156,

Website U.S. Department of Education, Office of Special Education and
Rehabilitative Services - <https://simbli.eboardsolutions.com/SU/Cxzo7PzfaDuHEvIT8iBmcw==>

Website California Department of Education - <https://simbli.eboardsolutions.com/SU/os2iq5DcA2RawmY2VZ5FZ>