

**REVISED POLICY - VOL. 35, NO. 1**

**SPECIAL EDUCATION**

The Board of Education is committed to providing a free appropriate public education (FAPE) to children with disabilities identified in accordance with applicable State and Federal laws, rules, and regulations. This includes students who are confined to community corrections facilities or juvenile detention centers. The District shall provide students with disabilities the services to which they are entitled pursuant to their individualized education programs (IEPs) and in accordance with the Operating Standards for Ohio Educational Agencies Serving Children with Disabilities, including Child Find and Evaluation requirements. Students with disabilities who are in adult county jails shall continue to receive FAPE during incarceration subject to their continued eligibility for services and subject to exceptions related to security and safety.

**~~[SELECT EITHER OPTION #1 OR OPTION #2]~~**

**~~Option #1 [NOTE: Choose this Option if the District is adopting the Special Education Model Policies and Procedures.]~~**

In order to satisfy the requirements of the *Operating Standards for Ohio Educational Agencies Serving Children with Disabilities* ("Ohio Operating Standards"), the Board of Education adopts the model policies and procedures promulgated by the Ohio Department of Education's Office of Exceptional Children (ODE-OEC), which is incorporated by reference into this policy. While the Special Education Model Policies and Procedures ("Model Policies") issued by the ODE-OEC are comprehensive, the document does not include every requirement set forth in the Individuals with Disabilities Education Improvement Act of 2004 ("IDEIA"), the regulations implementing the IDEIA, the Operating Standards, the Ohio Revised Code, and/or the Ohio Administrative Code. As such, the Board affirms its obligation to follow these laws and regulations, regardless of whether their provisions are restated in the Model Policies.

**[END OF OPTION #1]**

**Option #2 [NOTE: Choose this Option is the District is writing its own Special Education Policies and Procedures.]**

~~In order to satisfy the requirements of the *Operating Standards for Ohio Educational Agencies Serving Children with Disabilities*, the Board developed the following policies and procedures regarding the education of children with disabilities: \_\_\_\_\_ [reference all policies and procedures].~~

~~[ ] \_\_\_\_\_ The Board further adopts the following method as the one it will use to determine the existence of a specific learning disability: \_\_\_\_\_. The Superintendent is directed to develop written procedures for the implementation of this method.~~

**[NOTE: END OF OPTION #2]**

Copies of  Model Policies and Procedures (  ) relevant policies and procedures are available at the office of the Board of Education.

R.C. 3323.05, 3323.051, 3323.08  
A.C. 3301-51-01 et seq., 3301-51-02(F)  
IDEIA, 20 U.S.C. 1400 et seq.  
34 C.F.R. Part 300