

Santa Barbara Unified School District

Board Policy

BP 6159

Instruction

INDIVIDUALIZED EDUCATION PROGRAM

The Governing Board desires to provide educational alternatives that afford students with disabilities access to the general education curriculum. Students with disabilities shall receive a free appropriate public education and be placed in the least restrictive environment which meets their needs to the extent provided by law.

(cf. 0430 - Comprehensive Local Plan for Special Education)
(cf. 1312.3 - Uniform Complaint Procedures)
(cf. 3541.2 - Transportation for Students with Disabilities)
(cf. 4112.23 - Special Education Staff)
(cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))
(cf. 6146.4 - Differential Graduation and Competency Standards for Students with Disabilities)
(cf. 6159.1 - Procedural Safeguards and Complaints for Special Education)
(cf. 6159.2 - Nonpublic, Nonsectarian School and Agency Services for Special Education)
(cf. 6159.3 - Appointment of Surrogate Parent for Special Education Students)
(cf. 6164.4 - Identification and Evaluation of Individuals for Special Education)
(cf. 6164.6 - Identification and Education Under Section 504)

The Superintendent or designee shall develop administrative regulations regarding the appointment of the individualized education program (IEP) team, the contents of the IEP, and the development, review, and revision of the IEP.

To the extent permitted by federal law, a foster parent shall have the same rights relative to his/her foster child's IEP as a parent/guardian. (Education Code 56055)

Legal Reference:

EDUCATION CODE

51225.3 *Requirements for high school graduation and diploma*
56055 *Rights of foster parents pertaining to foster child's education*
56136 *Guidelines for low incidence disabilities areas*
56195.8 *Adoption of policies*
56321 *Development or revision of IEP*
56321.5 *Notice to include right to electronically record*
56340.1-56347 *Instructional planning and individualized education program*
56350-56352 *IEP for visually impaired students*
56380 *IEP reviews; notice of right to request*
56390-56392 *Certificate of completion, special education*
56500-56509 *Procedural safeguards*
60640-60649 *Standardized Testing and Reporting Program*
60850 *High school exit examination, students with disabilities*
60852.3 *High school exit examination, exemption for the class of 2006*

FAMILY CODE

6500-6502 *Age of majority*

GOVERNMENT CODE

7572.5 *Seriously emotionally disturbed child, expanded IEP team*

WELFARE AND INSTITUTIONS CODE

300 *Children subject to jurisdiction*

601 *Minors habitually disobedient*

602 *Minors violating law defined as crime*

CODE OF REGULATIONS, TITLE 5

853-853.5 *Standardized Testing and Reporting Program, accommodations*

1215.5-1218 *High School Exit Examination, accommodations for students with disabilities*

3021-3029 *Identification, referral and assessment*

3040-3043 *Instructional planning and the individualized education program*

UNITED STATES CODE, TITLE 20

1232g *Family Educational Rights and Privacy Act of 1974*

1400-1482 *Individuals with Disabilities Education Act*

CODE OF FEDERAL REGULATIONS, TITLE 34

300.1-300.818 *Individuals with Disabilities Education Act*

COURT DECISIONS

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

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

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

ATTORNEY GENERAL OPINIONS

85 *Ops. Cal. Atty. Gen.* 157 (2002)

Management Resources:

FEDERAL REGISTER

Rules and Regulations, August 14, 2006, Vol. 71, Number 156, pages 46539-46845

WEB SITES

California Department of Education: <http://www.cde.ca.gov>

U.S. Department of Education, Office of Special Education and Rehabilitative Services:

<http://www.ed.gov/about/offices/list/osep>

Policy: SANTA BARBARA UNIFIED SCHOOL DISTRICT
Adopted: May 5, 2009 Santa Barbara, California