

## Special Education and Related Services for Eligible Students

The board recognizes that students whose disabilities adversely impact educational performance and who require specially designed instruction can improve their educational performance when they receive special education and related services tailored to fit their needs. The District adopts the state's full educational opportunity goal to provide students in need of special education services with a free appropriate public education.

Special education programs for eligible students will be an integral part of the general educational programs of this District and will be operated in compliance with federal and state requirements governing special education. The District will provide a continuum of placement options, which may include services within and outside the District depending on the student's needs.

Not all students with disabilities are eligible for special education services. The needs of students with disabilities will be addressed individually and, if appropriate, students will be provided accommodations, modifications, and/or related aids and services as required under Section 504 of the Rehabilitation Act of 1973 in accordance with District policy and procedures.

### **Mediation or Resolution Agreements**

The Board authorizes the Superintendent or a designee to bind the District to a mediation or resolution agreement.

### **Commencement Exercises/Certificate of Attendance**

In order to participate in commencement exercises, students must have met the minimum criteria for graduation prior to the date of the exercise and otherwise be in good standing with their school through the commencement date. Minimum criteria for participation may be adjusted for students with an Individualized Education Program (IEP) whose disabilities have impacted their opportunity to accumulate credits. Each student's IEP team will determine the student's graduation plan, including graduation date. Students with an IEP who have attended four years of high school and need additional time to complete IEP goals and/or credits may request participation in commencement exercises. Students with an IEP will receive a certificate of attendance until they complete their credits for graduation.

The district superintendent will develop and maintain special education procedures necessary to implement this policy. This policy and the procedures will be available to the public.

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### **Cross References:**

Policy 2162	Education of Students with Disabilities under Section 504 of the Rehabilitation Act of 1973
Policy 2163	Response to Intervention
Policy 2410	High School Graduation Requirements

Policy 3231	Student Records
Policy 3241	Student Discipline
Policy 3246	Restraint, Isolation, and Other Uses of Reasonable Force
Policy 4217	Effective Communication

Legal References:

Chapter 28A.155	RCW Special Education
RCW 28A.600.485	Restraint of students with individualized education programs or plans developed under section 504 of the rehabilitation act of 1973 - Procedures - Definitions.
RCW 28A.600.486	District policy on the use of isolation and restraint - Notice to parents and guardians of children who have individualized education programs or plans developed under section 504 of the rehabilitation act of 1973.
RCW 28A.605.020	Parents' Access to Classroom or School Sponsored Activities - Limitation
Chapter 49.60	RCW Discrimination - Human rights commission
Chapter 392-172A	WAC Rules for the Provision of Special Education
29 U.S.C. 794	Section 504 of the Rehabilitation Act of 1973, as amended by the Rehabilitation Act Amendments of 1974, Pub. L. 93-516, 29 U.S.C 794.
20 USC 1400 et seq.	Individuals with Disabilities Education Improvement Act of 2004
42 USC 12131-12133	Americans with Disabilities Act of 1990
28 CFR Part 35	Nondiscrimination on the Basis of Disability in State and Local Government Services
34 CFR Part 99	Family Education Rights and Privacy Act (FERPA)
34 CFR Part 104	Nondiscrimination on the basis of handicap in programs and activities receiving federal financial assistance
34 CFR Part 300	Assistance to States for the Education of Children with Disabilities
34 CFR Part 303	Early Intervention Program for Infants and Toddlers with Disabilities

Management Resources:

Policy News, December 2021	
<i>Policy News, March 2016</i>	
<i>Policy News, June 2014</i>	
<i>Policy News, October 2009</i>	
<i>Policy News, December 2007</i>	Updated Special Education Policy and Procedure
<i>Policy News, June 2007</i>	Graduation Ceremonies for Special Education Students
<i>Policy News, December 1999</i>	Rule Adoption Leads to Special Education Policy

Adopted: 5/9/00

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