

**Policy 0430: Comprehensive Local Plan For Special Education**

Status: DRAFT

Original Adopted Date: 01/14/1995 | Last Revised Date: 05/10/2022 | Last Reviewed Date: 05/10/2022

The Governing Board ~~desires~~ recognizes its obligation to provide a free and appropriate public education to all individuals with disabilities, aged 3 to 21 years, who reside in the district, ~~including children who have been suspended or expelled or placed by the district in a nonpublic school or agency services.~~

~~Students shall be referred for special education instruction and services only after the resources of the regular education program have been considered, and where appropriate, utilized. (Education Code 56303)~~

~~{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 – Individualized Education Program [IEP]}~~

~~{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. 6159.4 – Behavioral Interventions for Special Education Students}~~

~~{cf. 6164.4 – Identification of Individuals for Special Education}~~

~~{cf. 6164.6 – Identification and Education Under Section 504}~~

**OPTION 1: (Single-district SELPA)**

In order to meet the needs of individuals with disabilities ~~and employ staff with adequate expertise for this purpose,~~ the district ~~participates as a member of the~~ shall serve as a Special Education Local Plan Area (SELPA) pursuant to Education Code 56195.1.

~~The Superintendent or designee shall extend the district's full cooperation to the SELPA. The policies and procedures of the SELPA shall be applied as policies and regulations of this district, with the exception of those that apply to complaints, unless the local plan specifically authorizes the district to operate under its own policies and regulations.~~

~~{cf. 1220 – Citizen Advisory Committees}~~

~~{cf. 3541.2 – Transportation for Students with Disabilities}~~

~~The special education local plan area shall administer a local plan and administer the allocation of funds. (Education Code 56195)~~

The Superintendent or designee shall develop a local plan for the education of individuals with disabilities residing in the district. The plan shall be approved by the Board and submitted to the county office of education and the Superintendent of Public Instruction (SPI). (Education Code 56195.1, 56195.3)

**OPTION 1 ENDS HERE**

**OPTION 2: (Districts that participate in a multi-district SELPA)**

In order to meet the needs of individuals with disabilities, the district shall participate as a member of a multi-district Special Education Local Plan Area (SELPA) pursuant to Education Code 56195.1.

The district shall enter into agreements with other members of the SELPA in accordance with Education Code 56195.1 and 56195.7. Consistent with these agreements, the district shall adopt policies governing the programs and services it operates. (Education Code 56195.8)

The Superintendent or designee shall work with the other members of the SELPA to develop a local plan for the education of individuals with disabilities. The plan shall be approved by the Board and the other members of the

SELPA, and shall be submitted to the county office of education and the SPI. (Education Code 56195.1, 56195.3)

**OPTION 2 ENDS HERE**

**OPTION 3: (Districts that participate in a multi-district SELPA with the county office of education)**

In order to meet the needs of individuals with disabilities, the district shall participate as a member of a Special Education Local Plan Area (SELPA) with other districts and the county office of education pursuant to Education Code 56195.1.

The district shall enter into agreements with other members of the SELPA in accordance with Education Code 56195.1 and 56195.7. Consistent with these agreements, the district shall adopt policies governing the programs and services it operates. (Education Code 56195.8)

The Superintendent or designee shall work with the other members of the SELPA to develop a local plan for the education of individuals with disabilities. The plan shall be approved by the Board and the other members of the SELPA, and shall be submitted to the SPI. (Education Code 56195.1)

**OPTION 3 ENDS HERE**

Each year, the Superintendent or designee shall provide to the Board any data and/or information regarding the special education funding generated by the district as supplied by the SPI and the SELPA in accordance with Education Code 56836.148.

The local plan shall be reviewed at least once every three years and updated as needed to ensure the information contained in the plan remains relevant and accurate. The local plan shall be updated cooperatively by a committee of representatives of special and regular education teachers and administrators selected by the groups they represent and with participation by parent/guardian members of the community advisory committee, or parents/guardians selected by the community advisory committee, to ensure adequate and effective participation and communication. (Education Code 56195.9)

Special education programs and services shall be reviewed on an ongoing basis. The results of such evaluations shall be used to identify and correct any program deficiencies.

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