

## **Instruction**

### **INDIVIDUALIZED EDUCATION PROGRAM**

**BP 6159**

The Governing Board desires to provide educational alternatives that afford students with disabilities full educational opportunities. 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 - California Assessment of Student Performance and Progress*

##### FAMILY CODE

*6500-6502 - Age of majority*

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#### 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 - State assessments, 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

#### ATTORNEY GENERAL OPINIONS

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

#### COURT DECISIONS

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

*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

#### 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/osers/osep>

## Policy

## PASADENA UNIFIED SCHOOL DISTRICT

**Adopted:** January 23, 1996

Pasadena, California

**Revised:** November 8, 2011; July 30, 2015; April 23, 2020