

# Lewis County Board of Education

Monitoring: <b>Review: Annually, in November</b>	Descriptor Term: <b>Special Education</b>	Descriptor Code: <b>4.202</b>	Issued Date: <b>11/13/97</b>
		Rescinds:	Issued:

1 The Board shall provide access to a free appropriate public education to all disabled children ages 3-21,  
2 inclusive, residing within the jurisdiction of the school system. The plan for implementation of appropri-  
3 ate instruction and special education services shall be in accordance with the current Rules, Regulations,  
4 and Minimum Standards of the State Board of Education,<sup>1</sup> and state<sup>2</sup> and federal<sup>3</sup> law.

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6 The Board shall develop and periodically update a local plan for providing special education services  
7 for disabled students. Specifically, the Board assures that:

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- 9 1. All disabled children living within the school system have available to them a free, appropriate  
10 public education which emphasizes special education and related services to meet their unique  
11 needs; and
- 12 2. The rights of disabled children and their parents are protected.

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14 The plan shall aim toward meeting the following objectives:

- 15 1. To carry out a comprehensive screening and assessment plan emphasizing the early identification  
16 and evaluation of disabled students.
- 17 2. To use the Individual Education Program Team (IEP-Team) for reviewing assessment, formulat-  
18 ing programming, and determining placement for every disabled student, including review of  
19 proposed suspensions when appropriate, in accordance with the State Board of Education Rules,  
20 Regulations, and Minimum Standards;
- 21 3. To ensure that placements are made which educate disabled children with non-disabled to the  
22 maximum extent appropriate in the schools these children would normally attend if not disabled  
23 and with age-appropriate peers;
- 24 4. To provide each disabled child with an individual educational program (IEP) specifically designed  
25 to meet his unique needs;
- 26 5. To provide continuing evaluation of each disabled child's progress, including at least annual  
27 review of his IEP and complete re-evaluation at least every three (3) years;
- 28 6. To ensure that procedural safeguards required by state and federal laws are adhered to; and
- 29 7. To involve parents of disabled children in a meaningful dialogue with school personnel which  
30 will begin with initial referral and continue throughout the student's educational career.

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36 Legal References:

- 37 1. TRR/MS 0520-1-3-.09(3)(b)
- 38 2. TCA 49-10-101 et. seq.
- 39 3. Education of Individuals with Disabilities 20 U.S. C. Sections 1400-1485. Section 504 of the Rehabilitation Act of 1973. (Note:  
40 504 of the Rehabilitation Act of 1973 has been interpreted by the courts to include individuals with contagious diseases to be handi-  
41 capped.)

Cross Reference:

Special Education Students 6.500