

# **OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY**

*Series 6000*

*Instruction*

*BP 6159.1(a)*

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## **Procedural Safeguards And Complaints For Special Education**

The Governing Board desires to protect the rights of students with disabilities in accordance with the procedural safeguards set forth in state and federal law. Parents/guardians shall receive written notice of their rights in accordance with law, Board policy, and administrative regulation.

*(cf. 5144.2 – Suspension and Expulsion/Due Process (Students with Disabilities))*

*(cf. 5145.6 - Parental Notifications)*

*(cf. 6159 - Individualized Education Program)*

*(cf. 6159.2 –Nonpublic Nonsectarian School and Agency Services for Special Education Students)*

*(cf. 6159.3 – Appointment of Surrogate Parent for Special Education Students)*

*(cf. 6159.4 – Behavioral Interventions for Special Education Students)*

*(cf. 6164.4 – Identification and Evaluation of Individuals for Special Education)*

The Superintendent or designee shall represent the district in any due process hearing conducted with regard to district students and shall inform the Governing Board about the results of the hearing.

The Superintendent or designee shall address complaint concerning compliance with state or federal law regarding special education in accordance with the district's uniform complaint procedures.

*(cf. 1312.3 - Uniform Complaint Procedures)*

Legal Reference:

**EDUCATION CODE**

56000 Education for individuals with exceptional needs

56001 Provision of the special education programs

56020-56035 Definitions

56195.7 Written agreements

56195.8 Adoption of policies for programs and services

56300-56381 Identification and referral, assessment, instructional planning, implementation, and review

56440-56447.1 Programs for individuals between the ages of three and five years

56500-56507 Procedural safeguards, including due process rights

56600-56606 Evaluation, audits and information

**CODE OF REGULATIONS, TITLE 5**

3000-3089 Regulations governing special education

4600-4671 Uniform complaint procedures

**UNITED STATES CODE, TITLE 20**

1232g Family Educational Rights and Privacy Act

1400 - 1482 Individuals with Disabilities Education Act

**UNITED STATES CODE, TITLE 29**

794 Section 504 of the Rehabilitation Act

**CODE OF FEDERAL REGULATIONS, TITLE 34**

99.10 - 99.22 Inspection, review and procedures for amending education records

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104.36 Procedural safeguards

300.500 - 300.517 Due process procedures for parents and children

Management Resources:

*WEB SITES*

CDE: <http://www.cde.ca.gov>

Adopted: 9-17-02

Amended: 3-09