

All Principals/AP's: Procedural Changes Effecting Students with Disabilities, K-12

Category:

Audience: All Principals/APs

Due Date: n/a

Meeting Date: n/a

Attachment(s): [Effective Dec 08 Part B procedural.pdf](#)

The State Board of Education has approved changes to State Board Rules related to special education. This Briefing describes the procedural changes effective December 22, 2008.

The procedural changes that will be implemented effective the 2009-10 school year will be detailed at a later date. The following procedural changes to be implemented immediately are as follows:

State Board Rule 6A-6.03028, Provision of Free Appropriate Public Education (FAPE) and Development of Individual Educational Plans for Students with Disabilities.

- The requirement, "for all students who participate in the FCAT, include a statement of the skills that require remediation for the student to achieve a passing score on the FCAT" is deleted. **The District procedure: The student's Present Levels of Educational Performance (PLEP) statement no longer needs a statement of skills that require remediation in preparation for the FCAT.**
- The requirement, "Parent will receive progress updates toward annual goals as often as progress is reported to parents of non-disabled students" has been changed. It is no longer necessary to provide status reports concurrent with the issuance of report cards *and* progress reports. **The District procedure: Status reports on goals will be provided to parents, four times a year, concurrent only with the issuance of report cards.**

State Board Rule 6A-6.03311, Procedural Safeguards and Due Process Procedures for Parents and Students with Disabilities.

- A copy of the procedural safeguards must be given to the parents of a student with a disability at least one time a school year. **The District procedure: Provide the procedural safeguard notice at each annual IEP meeting and**
- **Additionally, a copy also must be given to the parents:**
 1. upon initial referral or parent request for evaluation;
 2. in accordance with discipline procedures when a change in placement occurs as stated on the district's Notice of Suspension forms revised 12-08;
 3. upon receipt of the first State complaint and upon receipt of the first request for a due process hearing in a school year; and
 4. upon request by a parent.

- **District procedure:**

1. When completing the Summary of Procedural Safeguards section of the IEP/WISE, it will be necessary to complete the first box only. Complete "Summary of Procedural Safeguards has been received and explained to the parents(s)/guardian(s) of the student" until further notice from the District.
 2. A parent may elect to receive their procedural safeguards by email.
 3. The procedural safeguards document that is to be utilized effective immediately is attached, posted on the Bureau of Exceptional Education and Student Services Publication page at <http://www.fldoe.org/ease/doc/procedural.doc>; and, on the ESE website at <http://ese.dadeschools.net/>.
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