



Book	Policy Manual
Section	100 Programs
Title	Special Education
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### **Purpose**

~~Each student with a disability who is a resident of the district shall be provided quality education programs and services that meet the student's needs for educational, instructional, transitional and related services. The special education program shall be designed to comply with law; conform to district goals; and integrate programs of special education with the regular instructional program of the schools, consistent with the interests of the student with a disability and other students.[1][2]~~

**To incorporate by reference and adopt as the policy of the District the requirements of the Individuals with Disabilities Education Act and its implementing regulation, Section 504 of the Rehabilitation Act of 1973 and its implementing regulation, the Americans with Disabilities Act and its implementing regulation, and Chapter 14 of the regulations of the Pennsylvania State Board of Education as they pertain to school districts or local educational agencies.**

### **Definition**

#### Incorporation and adoption of laws and regulations

~~Students with disabilities who are provided special education programs by the district shall include all resident children who meet the criteria defined by law.[3][15]~~

The policy of the Wilson School District is to adhere to and implement faithfully for all resident children with disabilities and their families all of the requirements of the Individuals with Disabilities Education Act and its implementing regulations, Section 504 of the Rehabilitation Act of 1973 and its implementing regulation, the Americans with Disabilities Act and its implementing regulations, and Chapter 14 of the regulations of the Pennsylvania State Board of Education as they pertain to school districts or local educational agencies. The applicable requirements of these laws and regulations are incorporated by reference herein. The Superintendent shall ensure that training of sufficient scope and regularity is provided to all staff to ensure that staff are familiar with the requirements of these laws and regulations to the extent pertinent to their positions and understand that faithful adherence to and implementation of these requirements is an essential function of their respective positions. [1].[2].[3].[4].[5].[6].[7]

## **Authority**

### Discrimination prohibited

~~The Board directs that all resident students with disabilities shall be identified, evaluated, and provided with appropriate educational services, in accordance with federal and state laws and regulations. The district shall establish and implement a system of procedural safeguards and parental notification.[5][6][7][8][9]~~

~~The district's special education plan shall include procedures for identifying and educating students with disabilities and shall be aligned with the Strategic Plan adopted by the Board.[10]~~

~~The Board shall determine the facilities, programs, services and staff that will be provided by the district for the instruction of students with disabilities.~~

~~In order to maintain an effective special education plan, the Board may participate in special education programs of Berks County Intermediate Unit No. 14.[10]~~

The Wilson School District shall not discriminate against any otherwise qualified individual on the basis of disability in the implementation or operation of any of its programs, activities, or facilities. The Superintendent shall designate an administrator who shall hear and investigate complaints concerning incidents of disability-based discrimination and shall cause the annual publication of the title and contact information for such administrator on the District Website and in at least one other medium in general circulation within the community. The Superintendent shall also ensure that such administrator adopts and implements a grievance procedure **that affords complainants appropriate due process and a prompt resolution of complaints alleging discrimination.** [8]

## **Delegation of Responsibility**

~~The Superintendent or designee is directed to annually recommend to the Board the employment and retention of necessary staff and provision of required facilities, programs and services to provide for the needs of students with disabilities.~~

~~The Superintendent or designee shall develop procedures for evaluating the effectiveness of the district's special education plan and shall periodically report to the Board the criteria and results of such evaluation.~~

## **Guidelines**

~~The program to which each student with a disability is assigned shall be one that provides an appropriate education, seeks to assure success in learning, and offers the least restrictive environment, in accordance with federal and state regulations.[11]~~

~~The Board directs that all procedures for implementing an individualized education program be designed to guard the privacy of the student and family.~~

~~No student with a disability shall be denied, because of handicap/disability, participation in activities, programs or services offered or recognitions rendered to district students, unless participation is not possible because of the handicap/ disability.[6][6][7]~~

~~The district shall maintain procedures and processes that implement special education programs and services, in accordance with federal and state laws and regulations, in the following areas:[8][16]~~

1. ~~Educational plans.~~
2. ~~Child find.~~
3. ~~Assessments.~~
4. ~~Screening.~~
5. ~~Evaluation.~~
6. ~~Reevaluation.~~
7. ~~Individualized Education Program (IEP).~~
8. ~~Extended School Year services (ESY).~~
9. ~~Behavior support.~~
10. ~~Educational placement.~~
11. ~~Disciplinary placements.[6]~~
12. ~~Facilities.~~
13. ~~Early intervention.~~
14. ~~Procedural safeguards.~~
15. ~~Confidentiality of information.~~

Legal	1. 22 PA Code 14
	2. 20 U.S.C. 1400 et seq
	3. 29 U.S.C. 794
	4. 42 U.S.C. 12101 et seq
	5. 24 P.S. 1372
	6. 34 CFR 104 et seq

Cross References	8. CFR Part 300
	7. 28 U.S.C. Part 36

Last Modified by Mrs Regina Urso on April 19, 2018