

# NORTHERN TIER CAREER CENTER

SECTION: PROGRAMS

TITLE: SPECIAL EDUCATION

ADOPTED: June 28, 2012

REVISED:

113. SPECIAL EDUCATION	
<p>1. Purpose Title 22 Sec. 12.1, 12.4, 14.102, 14.104, 339.21, 339.22 34 CFR Sec. 300.1</p> <p>2. Definitions Title 22 Sec. 14.101 20 U.S.C. Sec. 1401 34 CFR Sec. 300.8 Pol. 103.1</p> <p>Title 22 Sec. 14.131, 339.21 34 CFR Sec. 300.320- 300.324</p> <p>20 U.S.C. Sec. 1401 34 CFR Sec. 300.30</p>	<p>The center shall offer each student with a disability education programs and services that appropriately meet the student’s needs for educational, instructional, transitional and related services. A student who requires special education shall receive programs and services according to an individualized education program (IEP). The IEP shall provide access to the center’s curriculum and participation in assessments, including supplemental aids and services that permit the student to be educated, to the maximum extent appropriate, with their nondisabled peers.</p> <p><b>Students with disabilities</b> - school-aged children who have been evaluated and found to have one or more disabilities as defined by law, and who require, because of such disabilities, special education and related services. School-aged children who have identified disabilities but do not require special education may be entitled to accommodations or services or to enroll in courses or programs which serve students with disabilities pursuant to other law or Joint Operating Committee policy.</p> <p><b>Individualized Education Program (IEP)</b> - the written educational statement for each student with a disability that is developed, reviewed and revised in accordance with federal and state law and regulations.</p> <p><b>Parent/Guardian</b> - for purposes of this policy and Joint Operating Committee policies related to special education, parent/guardian shall have the definition of parent in IDEA statute and regulations, which includes a biological or adoptive parent of a child; a foster parent, unless prohibited by state law or regulations; a guardian authorized to act as the child’s parent, in accordance with law or regulations; an individual acting in the place of a parent, including a grandparent or</p>

<p>3. Authority  Title 22  Sec. 4.28, 12.1,  12.41,  14.101 et seq  20 U.S.C.  Sec. 1400 et seq  29 U.S.C.  Sec. 794  42 U.S.C.  Sec. 12101 et seq  34 CFR  Part 300  45 CFR  Part 80 App B</p>	<p>other relative, with whom the child lives or an individual legally responsible for the child's welfare; or an appointed surrogate parent, in accordance with law and regulations.</p> <p>The Joint Operating Committee directs that all students with disabilities shall be provided with appropriate educational programs and services, in accordance with federal and state law and regulations. The center shall implement procedural safeguards and parent/guardian notifications in accordance with federal and state law and regulations, and in coordination with the student's school district of residence.</p> <p>The Joint Operating Committee shall determine the facilities, programs, services and staff that shall be provided by the center for the instruction of students with disabilities, based upon the identified needs of the center's special education population.</p>
<p>4. Delegation of Responsibility</p>	<p>The Administrative Director or designee is directed to annually recommend to the Joint Operating Committee the employment and retention of necessary, qualified staff and provision of required facilities, programs and services to provide for the needs of students with disabilities.</p>
<p>5. Guidelines  Title 22  Sec. 4.28, 14.145,  339.21,  339.23  20 U.S.C.  Sec. 1414  34 CFR  Sec. 300.320-  300.327</p>	<p>Each student with a disability shall be educated pursuant to an IEP which shall provide an appropriate education in the least restrictive environment, in accordance with federal and state law and regulations. A representative from the center shall participate on the IEP team to provide input regarding placement decisions and development of the IEP. The IEP shall address safety education and training in accordance with state regulations, as applicable to each student with a disability enrolled in career and technical programs.</p> <p>The center shall annually notify sending school districts that a representative from the center should be invited to participate in IEP meetings when it is likely that the student's placement will be at the center the following year.</p>

<p>Title 22 Sec. 339.21 45 CFR Part 80 App B Pol. 103, 103.1</p>	<p>The center prohibits discrimination in admission and provision of programs and services based on disability. Students with disabilities are entitled to receive services and accommodations which will permit them to participate in center programs, services and activities as required by law.</p> <p>Center administrators and staff shall notify the school district of residence if they have reason to believe that a student should be identified as a student with a disability, or if a parent/guardian has requested an evaluation of their child.</p>
<p>Title 22 Sec. 339.41 34 CFR Sec. 300.156, 300.207 Pol. 304</p>	<p>Staff members participating on IEP teams and providing educational programs and services to students with disabilities shall be highly qualified and appropriately certified, in accordance with applicable law and regulations.</p> <p><u>Confidentiality</u></p>
<p>Title 22 Sec. 15.9 34 CFR Sec. 300.611- 300.627 Pol. 113.3</p>	<p>The center shall implement procedures designed to protect the confidentiality of students' educational records and personally identifiable information when collecting, storing, disclosing and destroying student records.</p> <p>Center staff shall maintain the confidentiality of student records and personally identifiable information, as required by law, regulations and Joint Operating Committee policy.</p> <p><u>Recording Of Meetings</u></p> <p>Except as specifically provided for within this policy, the center prohibits audio, video and electronic recording of meetings between parents/guardians and teachers, paraprofessionals, program specialists, consultants or administrators.</p> <p>An attempt to record a meeting by a parent/guardian after a verbal prohibition by center staff shall result in immediate termination of the meeting and may result in ejection from center property and possible prosecution.</p> <p>The center shall permit audio recording of a meeting when a participant submits, at least five (5) days prior to the meeting, documentation that substantiates:</p> <ol style="list-style-type: none"> <li>Participant has a disability or limited English proficiency that significantly limits his/her ability to meaningfully understand or participate in the meeting's intended decision-making and recording is the only feasible means of accommodating the limitation.</li> </ol>

2. Individual has a legitimate interest in attending the meeting but for good cause is unable to do so, and recording is the only feasible means by which s/he can meaningfully understand and participate in the decision-making.

When permission to record a meeting is granted, the center employee responsible for the meeting shall arrange to record the meeting by similar means. Such recording shall be considered part of the student's educational record and be subject to relevant law and regulations.

The center may permit video taping of a meeting when written consent is given by all participants at the meeting.

References:

School Code – 24 P.S. Sec. 1371, 1850.1

State Board of Education Regulations – 22 PA Code Sec. 4.28, 12.1, 12.4, 12.41, 14.101 et seq., 15.9, 339.21, 339.22, 339.23, 339.41

Individuals With Disabilities Education Act – 20 U.S.C. Sec. 1400 et seq.

Section 504 of the Rehabilitation Act – 29 U.S.C. Sec. 794

Americans With Disabilities Act – 42 U.S.C. Sec. 12101 et seq.

Individuals With Disabilities Education, Title 34, Code of Federal Regulations – 34 CFR Part 300

Access and Admission of Students to Vocational Education Programs, Title 45, Code of Federal Regulations – 45 CFR Part 80, Appendix B

Pennsylvania Training and Technical Assistance Network – [www.pattan.net](http://www.pattan.net)

Joint Operating Committee Policy – 100, 103, 103.1, 113.1, 113.2, 113.3, 216