

Instruction

Identification and Evaluation of Individuals for Special Education

The Governing Board recognizes the need to actively seek out and evaluate district residents from birth through age 21 who have disabilities in order to provide them with appropriate educational opportunities in accordance with state and federal law.

The Superintendent or designee shall develop processes to determine when an individual is eligible for special education services and shall establish systematic procedures for special education program identification, screening, referral, assessment, planning, implementation, review, and triennial assessment. (Education Code [56301](#))

The Superintendent or designee shall establish a method whereby parents/guardians, teachers, appropriate professionals, and others may refer an individual for assessment for special education services. Identification procedures shall be coordinated with school site procedures for referral of students with needs that cannot be met with modifications to the regular instructional program. (Education Code [56302](#))

The Superintendent or designee shall notify parents/guardians in writing of their rights related to identification, referral, assessment, instructional planning, implementation, and review, including the district's procedures for initiating a referral for assessment to identify individuals who need special education services. (Education Code [56301](#))

Legal Reference:

EDUCATION CODE

[44265.5](#) Professional preparation for teachers of impaired students

[56000-56885](#) Special education programs, especially:

[56195.8](#) Adoption of policies

[56300-56304](#) Identification of individuals with disabilities

[56320-56331](#) Assessment

[56333-56338](#) Eligibility criteria for specific learning disabilities

[56340-56347](#) Instructional planning and individualized education program

[56381](#) Reassessment of students

[56425-56432](#) Early education for individuals with disabilities

[56441.11](#) Eligibility criteria, children 3 to 5 years old

[56445](#) Transition to grade school; reassessment

[56500-56509](#) Procedural safeguards

GOVERNMENT CODE

[95000-95029.5](#) California Early Intervention Services Act

CODE OF REGULATIONS, TITLE 5

[3021-3029](#) Identification, referral and assessment

[3030-3031](#) Eligibility criteria

UNITED STATES CODE, TITLE 20

[1232g](#) Family Educational Rights and Privacy Act of 1974

[1412](#) State eligibility

[1415](#) Procedural safeguards

CODE OF FEDERAL REGULATIONS, TITLE 34

[104.35](#) Evaluation and placement

[104.36](#) Procedural safeguards

[300.1-300.818](#) Individuals with Disabilities Education Act, especially:

[300.301-300.306](#) Evaluations and reevaluations

