



Students with Disabilities Enrolled by their Parent in Private School Policy

Participating Humboldt – Del Norte Local Education Agencies (LEAs): Arcata, Big Lagoon Union School District, Blue Lake Union School District, Bridgeville School District, Cuddeback Union School District, Cutten School District, Del Norte Unified School Districts, Eureka City Schools, Ferndale Unified School District, Fieldbrook School District, Fortuna Elementary School District, Fortuna Union High School District, Freshwater School District, Garfield School District, Green Point School District, Hydesville School District, Jacoby Creek School District, Klamath-Trinity Joint Unified School District, Kneeland School District, Loleta Union School District, Maple Creek School District, Mattole Unified School District, McKinleyville Union School District, Northern Humboldt Union High School District, Northern United – Humboldt Charter School, Orick School District, Pacific Union School District, Pacific View Charter 2.0, Peninsula Union School District, Rio Dell School District, Scotia Union School District, South Bay Union School District, Southern Humboldt Unified School District, Trinidad Union School District

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It shall be the policy of the Humboldt-Del Norte SELPA to assure that children with disabilities voluntarily enrolled by their parents in private school shall receive special education evaluation to determine eligibility for special education and related services in accordance with local procedures.

If a child with a disability who is voluntarily enrolled in a private school is found to eligible for special education and related services, the child will be offered a free and appropriate education (FAPE) at his/her District of Special Education Accountability (DSEA). If a parent declines FAPE, the required pro rated federal funds received will be allocated for the purpose of providing an Individual Service Plan (ISP).

The ISP describes the specific special education and related services that the district will provide to the student in light of the services that the district has determined it will make available to parentally placed private school student with disabilities. The ISP must, to the extent appropriate:

1. Meet the requirements of § 300.320, or for a student ages three through five, meet the requirements of § 300.323, with respect to the services to be provided; and
2. Be developed, reviewed and revised consistent with §§ 300.321 and 300.24.

The Local Education Agency (LEA) where a private school is located will be responsible for special education child find activities (34 CFR 300.111). In addition, the LEA where the private school is located will delegate special education evaluation and consultation /special education and related services to the DOR for any identified children who are voluntarily enrolled in a private school.

When a child who is voluntarily enrolled in a private school is identified as needing a special education evaluation and services and the DSEA is different than where the private school is located, the parents of the child will sign the SELPA consent/exchange of information and evaluation form [(300.622(a)(3)]. This will enable the DSEA to conduct the evaluation and offer FAPE or an ISP if it is determined the child qualifies for special education and related services.

Legal References:

34 CFR 300.111 and 131

34 CFR 300.622(a)(3)