



SCHOOL BOARD ACTION REPORT

DATE: September 15, 2017
FROM: Dr. Larry Nyland, Superintendent
LEAD STAFF: Beth Mills, Director of Special Education, eamills@seattleschools.org;
Michael Tolley, Associate Superintendent for Teaching & Learning, mftolley@seattleschools.org

For Introduction: October 18, 2017
For Action: November 1, 2017

1. TITLE

Amending Policy No. 2161, Special Education, and Repealing Policies C62.00, Graduation for Special Education Students, and C69.00, Procedural Safeguards for Parents

2. PURPOSE

This Board Action Report incorporates Policies C62.00 and C69.00 into Board Policy No. 2161. It is important to note that these changes do not represent any shift in District policy or practice.

3. RECOMMENDED MOTION

I move that the School Board amend Board Policy No. 2161, Special Education, as attached to this Board Action Report and repeal Policies C62.00, Graduation for Special Education Students, and C69.00, Procedural Safeguards for Parents.

4. BACKGROUND INFORMATION

- a. **Background** The Board is updating older lettered policies and staff recommend condensing information about special education under one policy. It is important to note that these changes do not represent any shift in District policy or practice.
- b. **Alternatives** The Board could choose to not condense the policies, but this would not align with the Board's direction for Phase II work. If the Board wanted to make substantive changes to the policy, staff would request that it get added to a committee work plan for the coming year, as staff in this area currently do not have the capacity to do initiate a new body of work.

5. FISCAL IMPACT/REVENUE SOURCE

Fiscal impact to this action will be none.

The revenue source for this motion is not applicable.

Expenditure: One-time Annual Multi-Year N/A

Revenue: One-time Annual Multi-Year N/A

6. COMMUNITY ENGAGEMENT

With guidance from the District’s Community Engagement tool, this action was determined to merit the following tier of community engagement:

Not applicable

Tier 1: Inform

Tier 2: Consult/Involve

Tier 3: Collaborate

As these changes are more clerical in nature, staff determined that community engagement was not appropriate for this action. The revised policies will be posted to the website once approved.

7. EQUITY ANALYSIS

As these changes are more clerical in nature, this motion was not put through the racial equity analysis toolkit. The revised policy does include a reference to Policy No. 0030, Ensuring Educational and Racial Equity.

8. STUDENT BENEFIT

Special education students benefit from a free, appropriate public education (FAPE) as Policy No. 2161 states. The district is unwavering in its commitment to provide FAPE to all eligible students.

9. WHY BOARD ACTION IS NECESSARY

Amount of contract initial value or contract amendment exceeds \$250,000 (Policy No. 6220)

Amount of grant exceeds \$250,000 in a single fiscal year (Policy No. 6114)

Adopting, amending, or repealing a Board policy

Formally accepting the completion of a public works project and closing out the contract

Legal requirement for the School Board to take action on this matter

Board Policy No. _____, [TITLE], provides the Board shall approve this item

Other: _____

10. POLICY IMPLICATION

In addition to the policies directly affected by this motion, Policy No. 2415 is implicated because it details the high school graduation requirements for a regular high school diploma.

11. BOARD COMMITTEE RECOMMENDATION


This motion was discussed at the Curriculum & Instruction Policy Committee meeting on October 10, 2017. The Committee reviewed the motion and will move it forward for approval by the School Board.

12. TIMELINE FOR IMPLEMENTATION

Upon approval of this motion, the policy changes will take immediate effect.

13. ATTACHMENTS

- Board Policy No. 2161, Special Education – clean (for approval)
- Board Policy No. 2161, Special Education – redline (for reference)
- Board Policy C62.00, Graduation for Special Education Students (for repeal)
- Board Policy C69.00, Procedural Safeguards for Parents (for repeal)

	<p>SPECIAL EDUCATION</p>	<p>Policy No. 2161</p> <p>Date</p> <p>Page 1 of 2</p>
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It is the policy of the Seattle School Board to provide a free, appropriate public education to all eligible students with disabilities from ages 3 until graduation from high school with a regular high school diploma, or through the age of 21, in a manner that comports with federal and state law and regulations and that is in accordance with the student’s Individualized Education Program (IEP) and Transition Plan.

Seattle Public Schools is committed to providing programs and services to eligible students that support their full participation in learning experiences in their least restrictive environment and which result in student development of skills and understandings needed to access postsecondary education, vocational training, employment, and independent living. Programs and services are identified in students’ s IEP and are based upon evaluative data. Parents/guardians and staff work collaboratively through the IEP team process to develop and deliver educational programs as well as to monitor student progress.


Seattle Public Schools will conduct Child Find activities in accordance with all applicable state and federal regulations that are calculated to reach all students with a suspected disability and in need of receiving special education and related services. As stated in Policy No. 0030, the District is committed to eliminating racial disproportionality in all aspects of education, and to raising the achievement of all students, while narrowing the gaps between the lowest and highest performing students. This includes students with disabilities.

Further, it is the policy of the Seattle School Board to ensure that the parent/guardian of a special education student will be informed of actions proposed in regard to identification, evaluation and placement of the student. Such information will be provided in accordance with state and federal regulations.

Adopted: Oct. 5, 2007
 Revised: July 21, 2013 (reformatted & renumbered only); Date
 Cross Reference: Policy No. 2415; Policy No. 0030
 Related Superintendent Procedure: 2161SP

Previous Policies: C51.00; C60.00; C62.00; C62.01; C63.00; C64.00; C65.00; C66.00; C67.00; C68.00; C69.00

Legal References: RCW Chapter 28A.155: Special Education; WAC 392-172A: WAC 392-172A-05240 Student Rights to Educational Records; WAC 392-172A-05005 Independent Education Evaluation; WAC 392-172A-03000 Prior Notice - Parent Consent; WAC 392-172A-05010 Prior Notice and Content; WAC 392-172A-03020, 03025 Protection In Evaluation Procedures; WAC 392-172A-05080 through 05125 Impartial Due Process Hearing; WAC 392-172A-05130 Surrogate Parents; WAC 392-172A-02050 Least Restrictive Environment; WAC 392-172A-05245 Confidentiality Of Personally Identifiable Information; WAC 392-172A-05025 through 05045 Citizen Complaint Process; WAC 392-172A-04000 through 04110 Participation Of Private School Students; WAC 392-172A-05120 Attorneys' Fees; Rules for the Provision of Special Education; Individuals with Disabilities Education Improvement Act of 2004, 20 USC Chapter 33 Subchapter II and II; 34 CFR 300: Regulations of the Offices of the Department of Education
Management Resources:

	<p>SPECIAL EDUCATION</p>	<p>Policy No. 2161</p> <p>July 21, 2013</p> <p><u>Date</u></p> <p>Page 1 of 2</p>
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Management Resources:

 <p>SEATTLE PUBLIC SCHOOLS</p>	<p>GRADUATION FOR SPECIAL EDUCATION STUDENTS</p>	<p>Policy C62.00 December 1995 Page 1 of 1</p>
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Policy

It is the policy of the Seattle School Board to provide Special Education and related services to students until graduation from high school which will occur in accordance with the student's IEP and Transition Plan.

Adopted: December 1995
Revised:
Cross Reference:
Related Superintendent Procedure:
Previous Policies:
Legal References: WAC 392-172
Management Resources:

	<p>PROCEDURAL SAFEGUARDS FOR PARENT(S) OF SPECIAL EDUCATION STUDENTS</p>	<p>Policy C69.00 December 1995 Page 1 of 1</p>
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Policy

It is the policy of the Seattle School Board to insure that the parent or guardian of a special education student will be informed of actions proposed in regard to identification, evaluation and placement of the student. Such information will be provided in accordance with state and federal regulations related to the following provisions:

1. Access To Records (WAC 392-172-408)
2. Independent Education Evaluation (WAC 392-172-150)
3. Prior Notice - Parent Consent (WAC 392-172-302,304)
4. Content Of Notice (WAC 392-172-306)
5. Protection In Evaluation Procedures (WAC 392-172-108)
6. Impartial Due Process Hearing (WAC 392-172-350 through 364)
7. Surrogate Parents (WAC 392-172-308)
8. Least Restrictive Environment (WAC 392-172-172)
9. Confidentiality Of Personally Identifiable Information (WAC 392-172-424)
10. Citizen Complaint Process (WAC 392-172-320 through 346)
11. Participation Of Private School Students (WAC 392-172-230 through 232)
12. Attorney's Fees (WAC 392~172-362)

Adopted: December 1995

Revised:

Cross Reference:

Related Superintendent Procedure:

Previous Policies:

Legal References: 34 CFR 300.221; 300.347; 300.501, 502; 300.504; 300.506; 300.514; 300.530; 300.550; 300.554; and 300.560-574; WAC 392-172

Management Resources: