



POLICY 5.72 (REPEAL)

5-B I recommend that the Board approve development of the repeal of Policy 5.72, entitled "Special Education Procedures for Due Process."

[Contact: Russell Feldman, PX 48626.]

Repeal Development

CONSENT ITEM

- This Policy was adopted in 1979.
- Repeal of this Policy is recommended because it will be superseded by a more up-to-date Policy on a similar subject, to be numbered 5.725.

POLICY 5.72 (REPEAL)

SPECIAL EDUCATION PROCEDURES FOR DUE PROCESS

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3 ~~1. The parent or guardian of an exceptional student evaluated, placed, or denied~~
4 ~~placement in a special education program shall be notified of each such evaluation,~~
5 ~~placement or denial. Such notice shall contain a statement informing the parent or~~
6 ~~guardian that he/she is entitled to a due process hearing on the identification,~~
7 ~~evaluation, placement, or lack thereof.~~

8 ~~2. Due process hearings shall be conducted in accordance with the Board approved~~
9 ~~District Procedures for Providing Special Education for Exceptional Students and~~
10 ~~shall provide for:~~

11 ~~a. a written notice to the parent~~

12 ~~b. informing the parent of free or low cost legal or other relevant services when~~
13 ~~requested~~

14 ~~c. identification and selection of an impartial hearing officer~~

15 ~~d. rights of any party to a hearing~~

16 ~~e. arrangements for conducting the hearing~~

17 ~~f. timelines.~~

18 AUTHORITY: 230.33(4)(m)4, FS

19 HISTORY: 2/21/79 To Be Repealed: ___/___/2007

Legal Signoff:

The Legal Department has reviewed the proposed repeal of Policy 5.72 and finds it legally sufficient for repeal-development by the Board.

Attorney

Date