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Policy 608

608 INSTRUCTIONAL SERVICES – SPECIAL EDUCATION

I. PURPOSE

The purpose of this policy is to set forth the position of the school board on the need to provide special educational services to students based on a qualifying need in the school district.

II. GENERAL STATEMENT OF POLICY

The school board recognizes that some students need special education and further recognizes the importance of providing a free appropriate public education and delivery system for students in need of special education.

III. RESPONSIBILITIES

- A. The school board accepts its responsibility to identify, evaluate, and provide special instruction and services for children with a disability who are properly the responsibility of the school district and who meet the criteria to qualify for special education and related services as set forth in Minnesota and federal law.
- B. The school district shall ensure that all qualified children with a disability are provided special education and related services which are appropriate to their educational needs.
- C. When such services require or result from interagency cooperation, the school district shall participate in such interagency activities in compliance with applicable federal and state law.

Legal References: Minn. Stat. § 120D.03 (Enrollment Options Program)
Minn. Stat. § 120B.02 (Definition of Child with a Disability)
Minn. Stat. §§ 125B.027, 125A.03, 125A.08, 125A.15, and 125A.29
(District Obligations)
29 U.S.C. § 794 *et seq.* (§ 504 of Rehabilitation Act of 1973)
20 U.S.C. 1400 *et seq.* (IDEA, Individuals with Disabilities Education Act)

Cross References: Policy 402 (Disability Nondiscrimination Policy)
Policy 508 (Extended School Year for Certain Students with Individualized Education Programs)
Policy 509 (Enrollment of Nonresident Students)
Policy 521 (Student Disability Nondiscrimination)