

IHBDA

EVALUATION REQUIREMENTS FOR CHILDREN WITH DEVELOPMENTAL DELAY

Pursuant to 20 U.S.C. 1401(3)(B), the Rochester School Department adopts “development delay” as one of the disabilities that may qualify a child as disabled under the federal Individuals with Disabilities Education Act (IDEA) and New Hampshire’s special education statute.

In order to qualify for special education based on developmental delay, the student must:

1. Be at least three (3) of age and less than ten (10) of age;
2. Be experiencing developmental delays in one or more of the following areas:
 - a. physical development
 - b. cognitive development
 - c. social or emotional development; or
 - d. adaptive development
3. By reason, thereof, need special education and related services, as measured by appropriate diagnostic instruments and procedures consistent with Ed1107 and identified in compliance with 34 CFR 300.111(b).

Legal References:

NH Code of Administrative Rules Ed 1102.01(s) as amended March 23, 2017

Statutory/Regulatory/Policy/Handbook Cross Reference:

Ed 1107

Federal Regulations 20 U.S.C 1401(3)(B)

RSA 186-C:2 I and Ia

Adopted: January 13, 2022