

SCOTTSBLUFF PUBLIC SCHOOLS
Scottsbluff, Nebraska

PROCEDURAL SAFEGUARDS, POLICIES, AND PROGRAMS - PROCEDURAL SAFEGUARDS NOTICE

A copy of the procedural safeguards will be made available by the school district to the parents of a child with a disability at all times required by law in Rule 51.

92 NAC 51-009.04

Procedural Safeguards Notice

92 NAC 51-009.04A

A copy of the procedural safeguards available to the parents of a child with a disability shall be given by the school district to the parents, at a minimum:

92 NAC 51-009.04A1

Upon initial referral for evaluation;

92 NAC 51-009.04A2

Upon each notification of an individualized education program meeting;

92 NAC 51-009.04A3

Upon reevaluation; and

92 NAC 51-009.04A4

Upon receipt by the school district of a petition in a special education due process case under 92 NAC 55.

92 NAC 51-009.04B

The procedural safeguards notice shall include a full explanation of all of the procedural safeguards, relating to:

92 NAC 51-009.04B1

independent educational evaluation;

92 NAC 51-009.04B2

prior written notice;

92 NAC 51-009.04B3

parental consent;

92 NAC 51-009.04B4

access to educational records;

92 NAC 51-009.04B5

opportunity to file due process hearings;

92 NAC 51-009.04B6

the child's placement during pendency of due process proceedings;

92 NAC 51-009.04B7

procedures for students subject to placement in an interim alternative educational setting;

92 NAC 51-009.04B8

requirements for unilateral placement by parents of children in nonpublic schools at public expense;

92 NAC 51-009.04B9

mediation;

92 NAC 51-009.04B10

due process hearings, including requirements for disclosure of evaluation results and recommendations;

92 NAC 51-009.04B11

civil actions;

92 NAC 51-009.04B12

attorney's fees; and

92 NAC 51-009.04B13

the State complaint procedures including a description of how to file a complaint under Subsection 009.08 and the timelines under those procedures.

92 NAC 51-009.04C

The notice of the procedural safeguards provided to the parent must be in writing in language understandable to the general public and provided in the native language of the parent as required by Subsections 009.03D and 009.03E.

PERSON(S) RESPONSIBLE: Special Education Director, IEP (Individualized Education Plan) Case Manager

TIMELINE: Refer to method

MATERIALS: Parent Rights Pamphlet

METHODS: A copy of the Parent Rights Pamphlet will be provided with the prior written notice before an evaluation or reevaluation, IEP meeting, or filing a due process hearing.

Approved: 12/09/02

Reviewed:

Revised: