

SPECIAL EDUCATION PROGRAMS/ RIGHTS OF DISABLED STUDENTS

Policy Code: **3520**

The board of education requires that all special education programs that are operated in this school district be in compliance with *Procedures Governing Programs and Services for Children with Special Needs* as adopted by the State Board of Education.

All disabled children will be accorded rights as required by federal and state law. See also board policy 7500, Nondiscrimination on the Basis of Disabilities.

The residence of a child with disabilities will be determined in accordance with G.S. 115C-366 and policy 4120, Domicile or Residence Requirements.

The board encourages parents, guardians, surrogate parents, custodians, eligible students, and school employees to work cooperatively to ensure that the special needs of students are met. Parents will be provided with information about their rights, the rights of their child, and the responsibilities of the school system toward meeting the special need of their child.

Legal References: Americans With Disabilities Act, 42 U.S.C. 12132, 28 C.F.R. Part 35; Individuals with Disabilities Education Act, 20 U.S.C. 1400 *et seq.*, 34 C.F.R. Part 300; Rehabilitation Act of 1973, 29 U.S.C. 705(20), 794, 34 C.F.R. Part 104; G.S. 115C art. 9; 115C-366, -390.5 through -390.12394; *Policies Governing Services for Children with Disabilities*, State Board of Education Policy EXCP-000

Cross References: Nondiscrimination on the Basis of Disabilities (policy 1730)

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