

Jewell School District 8

Code: **JECB-AR(2)**
Adopted: 9/21/99
Readopted: 9/15/08
Orig. Code(s): JECB-AR(2)

Mutual Agreement - Admission of Nonresident Students Attending Special Education Consortium Classes in Clatsop County

Under the authority of ORS 339.125 and the policies adopted by the Board of each participating school district of Clatsop County, the districts agree as follows:

1. The attending district agrees to admit students to Clatsop County Consortium classes who are residents of a Clatsop County resident district and provide them instruction and services according to state and federal mandates.
2. It is understood that the district shall claim State School Fund monies for students attending County Consortium classes.
3. Costs associated with the operation of the County Consortium classes shall be shared by the participating school districts based upon each district's pro-rata share of students identified on the December census of special education students from the prior year as determined by the Oregon Department of Education.
4. The attending district agrees to notify the district of any change in status of an identified student's attendance.
5. The district shall retain all responsibility for ensuring that the parents and the student are afforded all special education rights and procedural safeguards under state and federal law, including, but not limited to:
 - a. Childfind, the evaluation for eligibility, for special education if the resident district suspects that a student has a disability and needs special education services;
 - b. Individualized education program (IEP). The attending district may initiate and conduct IEP meetings for the review of an IEP if requested to do so in writing by the attending district. A representative of the attending district shall attend all IEP meetings;
 - c. Educational placements of the student;
 - d. Provision of a free appropriate public education;
 - e. Prior written notice to the parents when the attending district proposes or refuses to initiate the identification, evaluation or educational placement of the student or the provision of a free appropriate public education, including a change in placement if the contract is rescinded;
 - f. Stay-put which allows the student to remain in his or her present educational placement at the attending district during the pendency of any special education due process hearing or judicial proceeding unless the attending district and the parents of the student agree otherwise;
 - g. The attending district shall be the school district of record for any special education due process hearing or judicial proceeding arising out of the student's placement or program.

6. The Attending District shall:
 - a. Allow the student to remain in his/her present education placement at the attending district during the pendency of any special education due process hearing or judicial proceeding unless the attending district and the parents of the student agree otherwise;
 - b. Immediately notify the attending district if the attending district suspects that the student may have a disability and may need special education services;
 - c. Immediately notify the attending district if the student, whether he or she is a special education student or not, has engaged in conduct that may lead to a suspension or an expulsion;
 - d. Immediately notify the attending district of any complaint made by the parents of the student regarding the student's regular or special education program at the attending district.