

Multnomah Education Service District

Code: **IGBA**
Adopted: Unknown
Readopted: 9/20/94; 12/20/05; 4/15/08
Orig. Code(s): 5100-1

Students with Disabilities - Child Identification Procedures

MESD through resolution services or direct contracts with its component districts and public agencies provides services to students with disabilities. Students living in a component district, who have been evaluated by qualified educational and/or medical personnel and found eligible for services or programs for students with disabilities, shall be provided a free and appropriate public education. The component school district will determine whether a student is both eligible for and in need of special education services, which may include a program offered by MESD.

Special education and related services will be provided by MESD to meet the needs of each student with disabilities as specified in that student's individualized education program (IEP).

MESD implements an ongoing system to locate, identify and evaluate all children birth to age 21 residing within its jurisdiction who have disabilities and need early intervention, early childhood special education or special education services. For preschool children MESD is responsible for the evaluation(s) used to determine eligibility and is responsible for determining the eligibility of children for EI/ECSE services in accordance with OAR 581-015-2100. MESD identifies all children with disabilities, regardless of the severity of their disabilities, including those who are:

1. Highly mobile, such as migrant and homeless children;
2. Wards of the state;
3. Suspected of having a disability even though they have not failed, been retained in a course or a grade, and are advancing from grade to grade;
4. Home schooled;
5. Resident and nonresident students, including residents of other states, attending private (religious or secular) school located within the boundaries of the district;
7. Attending a component district charter school;
8. Below the age of compulsory school attendance; or
9. Above the age of compulsory school attendance who have not graduated from high school with a regular diploma and have not completed the school year in which they reach their 21st birthday.

MESD determines residency in accordance with ORS Chapter 339 and, for the purposes of charter school students with disabilities, in accordance with ORS Chapter 338 and ORS Chapter 339. MESD enrolls all students who are five by September 1 of the school year. Students with disabilities are eligible to enroll in MESD through the school year in which they reach the age of 21 if they have not graduated with a regular diploma.

MESD shall annually submit data to the Oregon Department of Education regarding the number of resident students with disabilities who have been identified, located and evaluated are receiving special education and related services. MESD conducts an annual count of the total number of private school children attending private schools located within the boundaries of MESD, and a count of all children with disabilities attending private schools located within the boundaries of MESD, in accordance with OAR 581-015-2465. MESD reports any additional data to ODE required by the ODE to meet the requirements of federal or state law and the applicable reporting dates.

END OF POLICY

Legal Reference(s):

[ORS 332.075](#)
[ORS 338.165](#)
[ORS 339.115 to-137](#)
[ORS 343.151](#)
[ORS 343.157](#)
[ORS 343.193](#)
[ORS 343.221](#)
[ORS 343.517](#)
[ORS 343.533](#)

[OAR 581-015-2040](#)
[OAR 581-015-2045](#)
[OAR 581-015-2080](#)
[OAR 581-015-2085](#)
[OAR 581-015-2190](#)
[OAR 581-015-2195](#)
[OAR 581-015-2315](#)
[OAR 581-015-2480](#)
[OAR 581-021-0029](#)
[OAR 581-022-1340](#)

Individuals with Disabilities Education Act (IDEA), 20 U.S.C. § 1412 (a)(3) (2006).
Early Intervention Program for Infants and Toddlers with Disabilities, 34 C.F.R. Part 303 (2006).
Assistance to States for the Education of Children with Disabilities, 34 C.F.R. § 300.111(2006).