

# Oakland School District 1

Code: **IGBA**  
Adopted: 5/23/89  
Revised/Readopted: 12/16/97; 3/12/08  
Orig. Code(s): 7140

## Students with Disabilities\*\*

Students kindergarten age through 21, living in the 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 district will determine whether a student is both eligible for and in need of special education services.

Related services and educational programs will be provided to meet each student's needs as specified in that student's individualized education program (IEP).

The district uses an ongoing system to locate, identify and evaluate all resident students with disabilities under the age of 21 and to evaluate and identify qualified preschoolers with disabilities and for subsequent payment of transportation costs under ORS 343.533.

To the maximum extent appropriate, students with disabilities will be educated with students without disabilities. Special placements or separate schooling will be provided only when the nature of the student's disability prevents some educational benefit in the regular classroom or affects the health or safety of the student or others.

Resident students with disabilities and their parents will be provided the procedural safeguards and provisions of all district student policies, Oregon special education laws (ORS Chapter 343), Administrative Rules (OAR Chapter 581, Division 15) and federal law (IDEA, P.L. 101-476 105-17) and regulations (34 CFR 300, 303).

The district shall annually submit data to the Oregon Department of Education regarding the number of students with disabilities receiving special education and related services in each disability category.

END OF POLICY

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### Legal Reference(s):

<a href="#">ORS 332.075</a>	<a href="#">ORS 343.221</a>	<a href="#">OAR 581-015-2085</a>
<a href="#">ORS 338.165</a>	<a href="#">ORS 343.517</a>	<a href="#">OAR 581-015-2190</a>
<a href="#">ORS 339.115 to-137</a>	<a href="#">ORS 343.533</a>	<a href="#">OAR 581-015-2195</a>
<a href="#">ORS 343.151</a>		<a href="#">OAR 581-015-2315</a>
<a href="#">ORS 343.157</a>	<a href="#">OAR 581-015-2040</a>	<a href="#">OAR 581-015-2480</a>
<a href="#">ORS 343.193</a>	<a href="#">OAR 581-015-2045</a>	<a href="#">OAR 581-021-0029</a>
	<a href="#">OAR 581-015-2080</a>	<a href="#">OAR 581-022-1340</a>

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).