

Eligibility

Eligibility

This page (and related pages) provides information that will enable you to:

- Understand the differences between initial eligibility and continued eligibility
- Learn about a school team's obligation to identify and service students with special education needs
- Master the steps in the eligibility process dependent on a student's individual needs
- Review required documents related to eligibility decisions

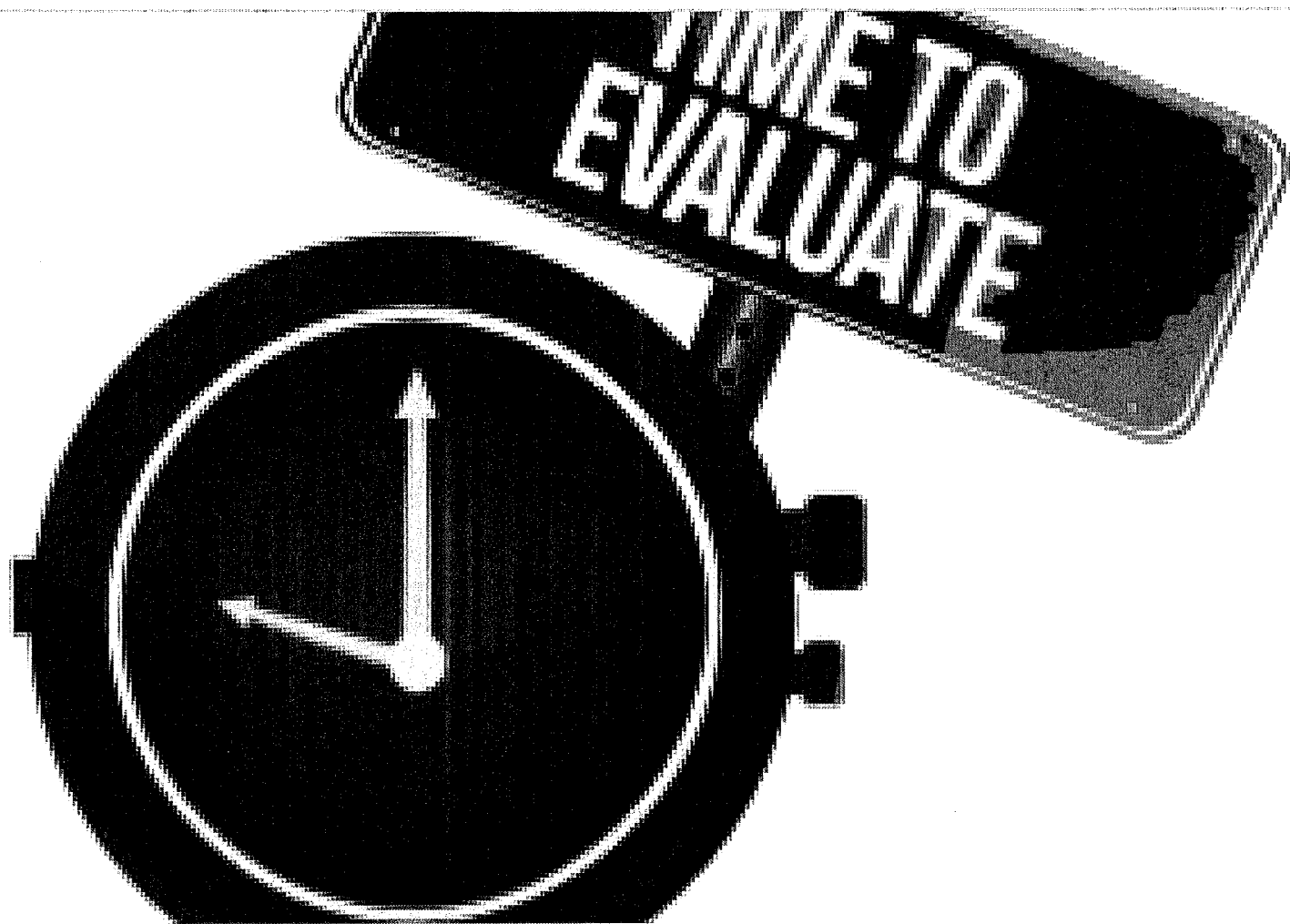


Initial Eligibility

(1) An IEP team shall complete an initial evaluation of a student, consistent with 34 CFR §300.301(c) (1), within:

(a) 60 days of parental consent for assessments in accordance with Regulation.13A of this chapter; and

(b) 90 days of the public agency receiving a written referral in accordance with Regulation .04A of this chapter.



Continued Eligibility (Reevaluation)

(1) A public agency shall ensure that a reevaluation of each student with a disability is conducted in accordance with 34 CFR §§300.303 and 300.305 and Regulation .05 of this chapter:

- (a) If the public agency determines that the educational and related services needs, including improved academic achievement and functional performance of the student, warrant reevaluation;
- (b) If the student's parent or teacher requests a reevaluation; or
- (c) Before determining a student is no longer a student with a disability.

(2) In accordance with 34 CFR §300.303(b), a reevaluation shall occur:

- (a) Not more frequently than once a year, unless the parent and public agency agree otherwise;
- and

(b) ⁽ⁱ⁾ least once every 3 years, unless the parent and public agency agree that a reevaluation is not necessary



Initial Eligibility

Continued Eligibility (Reevaluation)

Learn More About Eligibility and the Related Requirements!

