

**PROGRAMS FOR STUDENTS WITH DISABILITIES UNDER THE IDEA AND NEW YORK'S EDUCATION
LAW ARTICLE 89**

The Board of Education shall provide an appropriate program for each child residing in the district who has been identified by the CSE [Committee on Special Education] as having a disability. The district office, in cooperation with the CSE, will report annually to the Board of Education regarding the number and age span of students with disabilities served, and the full range of special education programs and services offered.

Each student with a disability shall have access to the full range of school programs and services, including extra-curricular activities. Instructional techniques and materials used in classrooms will be modified to the extent appropriate to provide the opportunity for students with disabilities to meet diploma requirements.

The Superintendent of Schools is charged with delegating to the CSE chairperson, Director of Special Education and/or other individuals identified by the Superintendent as appropriate [1] the construction of plans, protocols and procedures for district-wide approaches and pre-referral interventions to bolster a student's performance prior to referral for special education, [2] parent communications, [3] evaluations of referred students, and [4] confidentiality of personally identifiable data, information and records pertaining to a student identified by the CSE as having a disability.

CSE Member Appointments and Training

CSE members will be appointed by the Board of Educations, based on recommendations from the Superintendent of Schools. Prospective SCE members will be considered for appointment based on their working knowledge, prior experience with, and capacity to be objective, in regards to recommending special education placements and programs. CSE members will be provided with access to appropriate training, via local and regional gatherings and training sessions. The Board of Education shall also appoint CSE sub-committees, if and as necessary, to ensure the timely evaluations and placement of students.

If the Board disagrees with the CSE's recommendation, the Board will either return the recommendation to the original CSE for further consideration or establish a second CSE to develop a new recommendation for the student within the time frames contained in State law and regulations.

Special Education *practices, protocols, and programs* shall be operated in accordance with the Regulations of the Commissioner of Education.

The CSE shall review each student's IEP [Individualized Educational Program] at least annually. Such review is to include modifications, if and as appropriate, in regards to instructional techniques, materials, assignments and tests.

Adoption Date: October 14, 2008