

**Bend – La Pine School District NO 1
Administrative School District No. 1
Deschutes County, Oregon
ADMINISTRATIVE REGULATIONS**

**Procedural Safeguards
Section: – Instruction
Code: IGBAG-AR**

Special Education – Procedural Safeguards

The district provides written notice to the parent of a student or eligible student, within a reasonable period of time, when the district proposes to initiate or change, or refuses to initiate or change, the identification, evaluation or educational placement of the student, or the provision of a free appropriate public education.

Parents of students with disabilities may request a due process hearing if the district refuses to initiate or change the identification, evaluation or educational placement of the student or to provide a free appropriate public education to the student.

The superintendent will develop administrative regulations which detail the procedures to be used for these hearings, all of which must comply with federal and state procedural safeguards.

During the pendency of any administrative or judicial proceeding concerning the identification, evaluation or educational placement of a student or the provision of a free appropriate public education, unless the district and parents of the student agree otherwise, the student involved must remain in his/her present educational placement. In the case of an application for initial admission to school, the student, with the consent of the parents, shall be placed in a program provided or selected by the district until the completion of all proceedings.

The placement may be changed to an interim alternative education setting, for up to 45 days, due to a weapon, illegal drug or controlled substance incident or due to the substantial likelihood of injurious behavior.

END OF POLICY

Legal Reference(s):

ORS 343.155	OAR 581-015-0067
ORS 343.165	OAR 581-015-0075
ORS 343.177	OAR 581-015-0079
ORS 343.181	OAR 581-015-0081
OAR 581-015-0005	OAR 581-015-0093
OAR 581-015-0039	OAR 581-015-0094
OAR 581-015-0042	OAR 581-015-0099
OAR 581-015-0054	OAR 581-015-0101
OAR 581-015-0063	OAR 581-015-0102

Assistance to States for the Education of Children with Disabilities, 34 CFR Sections 300.500-300.505, 300.515 and 300.517 (2000)

**ADOPTED:
REVIEWED/AMENDED:
REVIEW DATE:
REVIEWED BY:**