

The Board of Education approved the USBE Special Education Rules on August 12, 2016. The USBE SER become effective on October 7, 2016.

The WCSD Special Education Department proposes that we update our local special education rules to align with the USBE SER (2016) by October 7, 2017. USBE has provided a template with changes embedded.

I. Major Rule Changes

- A. Added clarification to evaluation procedures and evaluator qualifications (USBE SER II.F.).
- B. Revised eligibility criteria by disability:
 - 1. Example: Specific Learning Disabilities (SLD) (USBE SER II.J.10.).
 - i. Discrepancy Method.
 - ii. Pattern of Strengths and Weakness.
- C. Added/clarified requirements for students in state custody, observation and assessment (O & A), nursing homes, adult education, and online environments (i.e., revised Students with Disabilities in Other Settings section, USBE SER VI.).
- D. State complaint procedure changed from two-tier (30-day LEA investigation, with option to request an appeal and 30-day State investigation) process to one-tier (60-day State investigation with no appeal option) process (USBE SER IV.G.).**
- E. School to Post-school transition plans required at age 14 (USBE SER III.J.2.i.).**
- F. Graduation language modified in alignment with R277-700 (USBE SER VII.C.2.).

II. Minor Rule Changes

- A. Added existing applicable statute and USBE Rules; clarified that all USBE Rules apply to students with disabilities (USBE SER Introduction).
- B. Added definitions and clarification.
- C. Records retention (USBE SER III.C.3.c.).