

Parent and Child Rights in Special Education

Procedural Safeguards Notice

An Explanation of Procedural Safeguards Available Under Provisions of the Individuals with Disabilities Education Act (IDEA) and the Colorado Rules for the Administration of the Exceptional Children's Educational Act (ECEA)

The Individuals with Disabilities Education Act (IDEA), the Federal law concerning the education of students with disabilities, requires schools to provide parents of a child with a disability with a notice containing a full explanation of the procedural safeguards available under the IDEA and U.S. Department of Education regulations. A copy of this notice must be given to parents only one time a school year, except that a copy must be given to the parents: (1) upon initial referral or parent request for evaluation; (2) upon receipt of the first State complaint and upon receipt of the first due process complaint in a school year; (3) when a decision is made to take a disciplinary action that constitutes a change of placement; and (4) upon parent request. [34 CFR §300.504(a)]

This is a **very brief summary** of your rights. In order to assure that you have a full explanation of your rights please refer to Parent and Child Rights in Special Education @ <http://www.cde.state.co.us/spedlaw/2011proceduralsafeguards>

As a parent you have the right to:

1. Be informed. You will be involved when decisions about your child's educational program are made.
2. Provide consent. Your written permission is required to evaluate for special education or place your child in special education
3. Request an evaluation of your child's needs
4. Review your child's educational records and request copies
5. Privacy. Staff within your child's school have access to special education records on a need to know basis
6. Least Restrictive Environment (LRE). The LRE means your child will spend as much time as possible in a general education setting with general education peers.
7. Membership on the IEP team. You are a part of the team that develops and monitors your child's IEP
8. Representation. If ever you feel the need to include an advocate, ie a grandparent, community based provider or friend, in meetings pertaining to your child's program, you may invite them
9. Appeal decisions made about your child's eligibility or placement