

Missoula County Public Schools

Instruction 2161

Special Education and Accommodations

The District shall provide a free appropriate public education and necessary related services to all children with disabilities residing within the District, as required under the Individuals with Disabilities Education Act (hereinafter "IDEA") and implementing provisions in Montana law, and the Americans with Disabilities Act.

For students eligible for services under IDEA, the District shall follow procedures for identification, evaluation, placement, and delivery of service to children with disabilities as provided in the "Montana Special Education Reference Manual." For those students who are not eligible for services under IDEA, but, because of a disability as defined by Section 504 of the Rehabilitation Act of 1973, need or are believed to need special instruction or related services, the District shall establish and implement a system of procedural safeguards. The safeguards shall cover students' identification, evaluation, and educational placement. This system shall include: notice, an opportunity for the student's parent or legal guardian to examine relevant records, an impartial hearing with opportunity for participation by the student's parent or legal guardian, and a review procedure.

Legal Reference:

42 U.S.C. § 12101, et seq.

Americans With Disabilities Act

20 U.S.C. § 1400, et seq.

Individuals With Disabilities Education Act

29 U.S.C. § 794

Rehabilitation Act of 1973

Title 20, Chap. 7, MCA

Special Education

Title 10, Chap. 16, ARM

Special Education

Policy History:

Adopted on: January 14, 2003

Revision to PNP: August 26, 2009

Revision adopted on: October 13, 2009