

The Law Dawg Common Sense Guide To Special Education Law

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IDEA: The Individuals with Disabilities Education Act

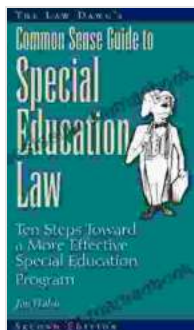
IDEA is the federal law that governs the education of children with disabilities. It was enacted in 1975, and it has been amended several times since then. IDEA requires that children with disabilities be provided with a free and appropriate public education (FAPE) that is tailored to their individual needs.

IDEA also includes a number of due process protections for parents and children with disabilities. These protections include the right to:

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Section 504 of the Rehabilitation Act

Section 504 of the Rehabilitation Act is a federal law that prohibits discrimination against people with disabilities. It applies to all public schools, as well as to any other entity that receives federal funding.



The Law Dawg's Common Sense Guide to Special Education Law: Ten Steps Toward a More Effective Special Education Program

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Section 504 requires that schools provide children with disabilities with equal access to education. This means that schools must make reasonable accommodations for children with disabilities, such as providing assistive technology or modifying curriculum.

ADA: The Americans with Disabilities Act

The ADA is a federal law that prohibits discrimination against people with disabilities in employment, housing, transportation, and public accommodations. It applies to all public schools, as well as to any other entity that is open to the public.

The ADA requires that schools provide children with disabilities with equal access to education. This means that schools must make reasonable accommodations for children with disabilities, such as providing assistive technology or modifying curriculum.

Due Process Rights

Due process rights are the rights that protect individuals from being deprived of life, liberty, or property without fair legal procedures. These rights include the right to:

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Discipline

Children with disabilities have the same right to discipline as other children. However, schools must take into account the child's disability when disciplining them. For example, a school cannot suspend or expel a child with a disability for behavior that is related to their disability.

Schools must also provide children with disabilities with appropriate behavioral supports. These supports may include things like counseling, behavior plans, and positive behavior interventions.

Assessments

Schools must conduct assessments to determine if a child has a disability and to develop an IEP for the child. Assessments must be conducted by qualified professionals, and they must be fair and impartial.

Parents have the right to participate in the assessment process. They can review the assessment results and request a second opinion.

IEPs

An IEP is a written plan that describes the educational services that a child with a disability will receive. IEPs must be developed by a team that includes the child's parents, teachers, and other relevant professionals.

IEPs must include:

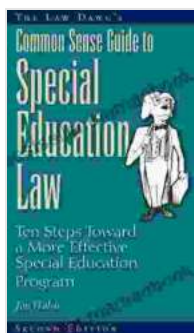
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Resolution of Disputes

Disputes between parents and schools can be resolved through a variety of mechanisms, including:

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The Law Dawg Common Sense Guide To Special Education Law is an essential resource for anyone who is involved in the education of a child with a disability. It provides clear and concise information about the legal rights of children with disabilities, and it offers practical advice on how to ensure that those rights are protected.



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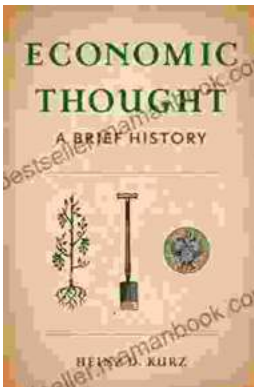
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