

PRIVATE SCHOOLS

Policy assures that:

- A. The Southgate Academy ensures that special education and related services shall be provided to a child with a disability who has been placed in or referred to a private school or a facility by the Southgate Academy (34 CFR §§300.401-300.402).
- B. The Southgate Academy will not pay the cost of education, including special education and related services, of a child with a disability at a private school or facility if the Southgate Academy made FAPE available to the child and the parents elected to place the child in a private school or facility, unless the Southgate Academy is required to do so by a court or hearing officer (34 CFR §300.403).
- C. The Southgate Academy will exercise administrative control of all property, equipment, and supplies that the Southgate Academy acquires with federal funds for the benefit of private school children with disabilities (34 CFR §300.462).
- D. The Southgate Academy ensures that, if a placement in a public or private residential program is necessary to provide special education and related services to a child with a disability, the program, including non-medical care and room and board, shall be at no cost to the parents of the child (34 CFR §§300.302 and ARS 15-765).

Procedures include, but are not limited to:

Children placed in private schools by public agencies (34 CFR §300.349)

- 1. Before the Southgate Academy places a child with a disability, or refers a child with a disability to a private school or facility, the Southgate Academy will initiate and conduct a meeting to develop an IEP in accordance with 34 CFR §§300.346 and 300.347.
- 2. Before any student is placed in any private school or other public facility, the Southgate Academy will ensure a full continuum of alternative placements is available to meet the least restrictive environment (ARS 15-765).
- 3. After a child with disability enters a private school or facility, any IEP meeting to review or revise the child's IEP may be initiated and conducted by the private school at the discretion of the Southgate Academy.
- 4. A representative of the private school or facility will be invited to attend the IEP meeting. If the representative cannot attend, the Southgate Academy will use other methods to ensure participation by the private school or facility (34 CFR §300.349(b)).
- 5. If the private Southgate Academy or facility initiates and conducts IEP meetings, the private school will invite the parents and a Southgate Academy representative.
- 6. The Southgate Academy may use whatever State, local, Federal and private sources of support are available in Arizona to meet the requirements, such as joint agreements between the agencies involved for sharing the cost of placement of a student in a private residential facility (34 CFR §300.301)

Determination and provision of services to students enrolled by their parents in private school when FAPE is an issue (34 CFR §300.403)

7. Disagreements about whether FAPE was made available to a child with a disability and the question of financial responsibility are subject to due process procedures of 34 CFR §§300.507-300.514.
8. If a court or hearing officer finds that the Southgate Academy had not made FAPE available to the child in a timely manner prior to the parental enrollment in the private placement and orders the Southgate Academy to reimburse the parents for the cost of that enrollment, the Southgate Academy will comply.

Requirements concerning property, equipment, and supplies for the benefit of private school children with disabilities, (34 CFR §300.462)

9. The Southgate Academy may place equipment and supplies in a private school for a period of time for the program.
10. The Southgate Academy will be accountable for equipment and supplies placed in the private school and ensure that the equipment and supplies:
 - a. Are used only for Part B purposes; and
 - b. Can be removed from the private school without remodeling the private school facility.

Residential placement (34 CFR §§300.302 and ARS15-765)

11. The Southgate Academy may place a child with a disability in a public or private residential program to provide special education and related services.
12. The placement will include non-medical care; room and board and placement will be at no cost to the parents' child (34 CFR §300.302)
13. Before any placement is made in a private residential facility, the Southgate Academy will ensure that a full continuum of alternative placements is available and the placement is least restrictive environment. (34 CFR §ARS-15-765 (c).
14. The IEP team and other qualified professionals will
 - a. Review the existing data;
 - b. Determine if additional data are needed,
 - c. Determine eligibility or continued eligibility;
 - d. Review and revise the IEP; and
 - e. Includes exit criteria (ARS 15-765(G,K).
15. A residential voucher application will be initiated in accordance with ARS 15-765 and ARS 15-1181.