

Students

SUBJECT: INDEPENDENT EDUCATIONAL EVALUATIONS

Parents of children with disabilities have the right under Federal and State regulations to obtain an independent evaluation at public expense under certain conditions, Regulatory standards are outlined in New York State Regulations of the Commissioner of Education Part 200.5(g). Additionally, the Federal Regulations (34 Code of Federal Regulations [CFR] 300.503) specify requirements for an independent evaluation.

Administrative regulations on independent evaluations will be developed in order to explain the rights of parents and the responsibilities of school districts with regard to independent evaluations, and also to avoid any misunderstandings.

The cost to the district will not exceed \$3,000 for a comprehensive IEE that would meet the requirements under the Commissioner's Regulations. The district will permit parents to select any independent evaluator who is in the public phone book within 150 miles radius at the time the parent makes the request of the district, as long as the qualified professional selected by the parent is a New York State certified and/or licensed evaluator.

34 Code of Federal Regulations (CFR)

Sections 300.12 and 300.503

8 New York Code of Rules and Regulations NYCRR)

Sections 200.1(z) and 200.5(g)

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