Special Education Rules Implementation Manual

Flowchart 3: Preschool Child attending a Private School that is within the jurisdiction of the LEA of residence

Student resides in one LEA and attends a preschool that has grades K or higher in the same LEA (meets definition of private school)

LEA where the child resides has the obligation to conduct Child Find

LEA conducts the evaluation and determines eligibility

If determined eligible, parent has three options

Parent consents to SPED services in the LEA, FAPE is offered and an IEP is developed

Child enrolls in the LEA and SPED services are provided wherever the IEP Team determines

Parent refuses SPED services and consents to services plan by the LEA

LEA is only obligated to offer services it has designated under "proportionate share"

Parent refuses SPED services and services plan