Special Education Rules Implementation Manual

Flowchart 4: Preschool Child attending a Private School that is not within the jurisdiction of the LEA of residence

- LEA where the private school is located is obligated to conduct Child Find
  - Child resides in one LEA but attends a preschool that has grades K or higher in another LEA (meets definition of private school)
  - Parent may request LEA where child resides conduct Child Find
    - LEA where child resides conducts the evaluation and determines eligibility
      - If determined eligible, parent has three options
        - Parent consents to SPED services in LEA where the child resides, FAPE is offered and accepted and an IEP is developed
          - Child enrolls in the LEA where the child resides and SPED services are provided wherever the IEP Team determines
        - Parent refuses SPED services and services plan
          - Parent consents to SPED services in the LEA where the child resides, FAPE is offered and an IEP is developed
            - LEA where the private school is located
              - Parent refuses SPED services and services plan
                - Parent refuses SPED services and services plan
                  - Parent refuses SPED services and services plan
                    - LEA where the private school is located is only obligated to offer services it has designated under "proportionate share"
                      - Child enrolls in the LEA where the child resides and SPED services are provided wherever the IEP Team determines