



THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE OF NEW YORK / ALBANY, NY 12234


OFFICE OF VOCATIONAL AND EDUCATIONAL SERVICES FOR INDIVIDUALS WITH DISABILITIES
STATEWIDE COORDINATOR FOR SPECIAL EDUCATION
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TIMELY INFORMATION

July 2007

To: Parents of Parentally Placed Students with Disabilities in Elementary and Secondary Nonpublic Schools

From: James P. DeLorenzo 

Subject: Important New Information Affecting How Your Child Will Receive Special Education Services

I am writing to inform you of new federal and State requirements regarding special education services for parentally placed nonpublic school children. These changes are the result of changes to the federal Individuals with Disabilities Education Act (IDEA), which now requires all states to ensure that the school district where the nonpublic school is located will now be responsible for special education services for your child, including individual evaluations, Committee on Special Education (CSE) meetings and development of an individualized education services program (IESP). An IESP must be developed in the same manner and with the same contents as an Individualized Education Program (IEP). It is called an IESP to distinguish it from the IEP that would be developed if you were to reenroll your child in the public school district where you live.

The following information is important for you to know:

- If you place your child in a nonpublic school and wish your child to receive special education services while enrolled in that school, you must request those services in writing no later than June 1 before the school year in which services are to be provided. **This year you have until August 18, 2007 to provide this written request to the school district where the nonpublic school is located.** If you had requested services from the school district where you reside, with your consent, your written request to the school district will be forwarded to the school district where the nonpublic school is located.
- If you have placed your child in a nonpublic school and, while the child is enrolled in that school, you suspect that your child has a disability and you wish to have your child evaluated to determine if special education services are needed, you must contact the school district where the nonpublic school is



located to request an evaluation to determine your child's eligibility for special education services.

- The school district where you reside and the school district where the nonpublic school is located must have your written consent in order for the districts to share special education information (such as your child's IEP) with one another.
- If the nonpublic school where you place your child is located within the geographic boundaries of your public school district, that same school district will continue to provide requested special education services to your child, pursuant to an IESP.
- If your child had an IEP developed at an annual review meeting prior to June 30, 2007 by the CSE of the school district where you reside, with your written consent, the IEP will be shared with the district where the nonpublic school is located. That IEP will become the IESP, unless the school district where the nonpublic school is located develops a new IESP for your child.
- If the nonpublic school where you place your child is located within the geographic boundaries of another public school district, the public school district in which the nonpublic school is located will arrange for and provide the recommended services for your child. The school district must consult with nonpublic school representatives and parent representatives about how and where special education services will be provided.
- If you are a resident of New York State and the nonpublic school where you place your child is located in another state, your child may not be entitled to any or all of the IEP services he/she might have received if enrolled in a public school. In this case you must contact the school district in the other State where the school is located and they must determine your child's eligibility for services and develop a Service Plan which will indicate the services to which you are entitled.
- If you are a resident of another state and your child attends a non-public school in New York State, your child is not entitled to all of the IEP services he/she might have received if you were a New York State resident. Services to out-of-State students will be provided pursuant to a Services Plan developed by the school district where the school is located based on a proportionate share of available federal funds for such purpose.
- Transportation requests to and from your child's home to the nonpublic school should continue to be submitted to the school district where you legally reside by April 1 of the school year before transportation is to be provided.
- If you have a dispute regarding special education evaluations or services provided for your child, you should pursue resolution of these disputes with the school district that conducted the evaluation or developed the IESP (district where the nonpublic school is located).

If you have any questions regarding these new requirements, please contact the appropriate Special Education Quality Assurance Office at:

Eastern Regional Office

NYS Education Department
VESID Special Education Quality Assurance
Room 1619 One Commerce Plaza
Albany, New York 12234
(518) 486-6366

Yorktown Heights Site

NYS Education Department
VESID Special Education Quality Assurance
1950 Edgewater Street
Yorktown Heights, New York 10598
(914) 245-0010

Western Regional Office

NYS Education Department
VESID Special Education Quality Assurance
2A Richmond Avenue
Batavia, New York 14020
(585) 344-2002

Long Island Regional Office

NYS Education Department
VESID Special Education Quality Assurance
The Kellum Educational Center
887 Kellum Street
Lindenhurst, New York 11757
(631) 884-8530

Hudson Valley Regional Office

Albany Site

NYS Education Department
VESID Special Education Quality Assurance
Room 1619 One Commerce Plaza
Albany, New York 12234
(518) 473-1185

New York City Regional Office

NYS Education Department
VESID Special Education Quality Assurance
55 Hanson Place, Room 545
Brooklyn, New York 11217
(718) 722-4544

Central Regional Office

NYS Education Department
VESID Special Education Quality Assurance
State Office Building
333 East Washington Street, Suite 527
Syracuse, New York 13202
(315) 428-3287

c: Rebecca Cort
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