

Policy 646 DUE PROCESS HEARING PROCEDURAL SAFEGUARDS FOR PARENTS/GUARDIANS OF CHILDREN WITH DISABILITIES

I. PURPOSE

This policy outlines the due process hearing procedural safeguards for Northfield Public School parents/guardians of children with disabilities.

II. GENERAL STATEMENT OF POLICY

Parent/Guardian Due Process

The district will comply with due process procedures as stated in state and federal laws, rules, and regulations. Parent/guardian due process refers to the parental rights and responsibilities, according to state and federal laws, rules, and regulations, in all aspects of developing, planning, acquiring, and implementing special education and related services for students with disabilities.

Surrogate Parents

- A. The duty of the district under Mn Rule. 3525.2440 includes the appointment of an individual to act as a surrogate for the parent/guardian when the parent/guardian is unknown, the student is a ward of the state or the parent/guardian requests a surrogate in writing.
- B. The district must have a procedure that includes a method for determining when a child needs a surrogate parent and for assigning a surrogate parent to the child.

III. DISPUTE RESOLUTION

In resolving due process disputes with parents/guardians, the district will follow the procedures stated in Minnesota Statute 125A.09 subdivision 4.

Policy 646 Due Process Hearing Procedural Safeguards for Parents/Guardians of Children with Disabilities

Adopted: 04.28.2008; Updated: 10.24.2022

Board of Education
INDEPENDENT SCHOOL DISTRICT NO. 659
Northfield, Minnesota

Legal References: Parent Involvement - 34 C.F.R. § 300.500(a); M.S. § 125A.08(a)(3); Mn Rule 3525.0700
Surrogate Parents - Mn Rule 3525.2440
Notice to Parents - 34 C.F.R. § 300.503(c)
Contents of Notice - Mn Rule 3525.3300; 34 C.F.R. § 300.503(b) (1,2,3,5,6,7)
When Notice is Required- 34 C.F.R. § 300.503(a)
Dispute Resolution - M.S. § 125A.09, subd. 4