

Special Education - Evaluation Procedures

A full and individual evaluation of a student's educational needs that meets the criteria established in the Oregon Administrative Rules will be conducted before determining eligibility and before the initial provision of special education and related services to a student with a disability. No single procedure is used as the sole criterion for determining whether a child is a child with a disability for determining an appropriate educational program for the child. The evaluation is sufficiently comprehensive to assess all areas related to the suspected disability or disabilities and to identify all of the child's special education and related services needs, whether or not commonly linked to the disability category (or categories) in which the child has been classified. Tests and other evaluation materials used to assess a child:

1. Are selected and administered so as not to be racially or culturally discriminatory;
2. Are provided and administered in the language and form most likely to yield accurate information on what the child knows and can do academically, developmentally, and functionally; and
3. Are used for purposes for which assessments or measures are valid and reliable; are administered by trained and knowledgeable personnel; and are administered in accordance with any instructions provided by the producer of such assessments.

Materials and procedures used to assess a child with limited English proficiency are selected and administered to ensure that they measure the extent to which the child has a disability and needs special education, rather than measuring the child's English language skills.

A student must meet the eligibility criteria established in the Oregon Administrative Rules to qualify for special education.

A reevaluation will be conducted not more frequently than once a year, unless the parent and district agree otherwise and at least once every three years, unless the parent and district agree that a reevaluation is unnecessary.

END OF POLICY

Legal Reference(s):

ORS 343.155
ORS 343.157
ORS 343.164

OAR 581-015-0005
OAR 581-015-0042
OAR 581-015-0051
OAR 581-015-0053
OAR 581-015-0063
OAR 581-015-0071

OAR 581-015-0072
OAR 581-015-0073
OAR 581-015-0074
OAR 581-015-0700
OAR 581-015-0701
OAR 581-015-0702

Assistance to States for the Education of Children with Disabilities, 34 CFR Sections 300.7, 300.530 - 300.534 and 300.540 - 300.543 (2000). Education of the Handicapped Act of 1975, as amended, 20 U.S.C. Sections 1400-1427, as amended and renamed Individuals with Disabilities Education Act (IDEA), P.L. 101-476, 104 Stat 1103 (1990), as amended P.L. 105-17 (1997), as amended 108-446 (2004). P.L. 94-142 is a well-known “short” reference to this federal legislation.