



Huntington Union Free School District  
**Department of Special Education and Student Support Services**

Woodhull Intermediate School Annex

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Dear Parent/Guardian:

The information below is to advise you of a federal and New York State requirement regarding special education services for Parentally Placed Nonpublic School children and provision of Special Education Services to Home-Instructed students.

**VERY IMPORTANT: If you are considering or currently have a student(s) with a disability in a private school, or you are, or may be planning to, home school your child, please review a required deadline (June 1<sup>st</sup>) to submit your written request for dual enrollment services to the district where the private school is located [District of Location (DOL)].**

**1. Parents Must Request Special Education Services To Be Provided At a Private School During the 2019-2020 School Year by Filing A Written Request For Such Services with the Public School District of Location on or before June 1<sup>st</sup>, 2019**

Pursuant to Section 3602-c of the Education Law, the public school district where a nonpublic school is located (District of Location-DOL) is authorized to make special education services available pursuant to an Individualized Education Services Plan (IESP) to eligible students with disabilities who are enrolled by their parents in nonpublic elementary and secondary schools located within its boundaries provided that the parents have complied with notification requirements set forth in the statute.

For parents of students who have or may be considering placing their child with a disability in a *nonpublic elementary or secondary* school (private/parochial school) for the 2019-2020 school year and want to receive special education services from a public school district as a dual enrolled student under Section 3602-c of the Education Law, **PLEASE REVIEW THE FOLLOWING;**

**Parent Request for Special Education Services:**

- Parent must file a request for special education services **in writing** with the School District of Location (DOL) **on or before June 1 preceding the school year for which the request for services is made,** except that:
  1. When a student is first identified as a student with a disability after the first day of June preceding the school year for which the request is made and prior to the first day of April of such current year, the parent must submit the written request for services **within 30 days** after the student is first identified.
  2. For students first identified after March 1 of the current school year, any such request for education for students with disabilities in the current school year that is submitted on or after April 1 of such current school year, shall be deemed a timely request for such services in the following school year.

**Please note: The School District of Location (DOL) is the public school district where the student's private/parochial school is located.**

**FILING A WRITTEN REQUEST WITH THE HUNTINGTON UNION FREE SCHOOL DISTRICT WILL NOT PROTECT YOUR RIGHTS UNDER SECTION 3602-c OF THE EDUCATION LAW IF THE NONPUBLIC SCHOOL IS NOT LOCATED WITHIN THE BOUNDARIES OF THE HUNTINGTON UNION FREE SCHOOL DISTRICT. YOU MUST FILE YOUR WRITTEN REQUEST WITH THE PUBLIC SCHOOL DISTRICT OF LOCATION.**

The DOL is also required to evaluate students suspected of having a disability to determine special education eligibility and conduct the Committee on Special Education meetings to develop a student's Individualized Education Services Plan (IESP) if found eligible.

**Please note that the June 1<sup>st</sup> deadline for submitting your written request for special education services to the DOL (or 30 day deadline for students identified after June 1) is a statutory requirement that parents must comply with and will be strictly followed by the Huntington Union Free School District.**

If you have parentally placed your son or daughter with a disability in an elementary or secondary private or parochial school and plan to have your child return to one of the Huntington Union Free School District schools to receive a Free and Appropriate Public School Education (FAPE) and an Individual Education Plan (IEP) during the 2019-2020 school year, please contact our office in writing immediately.

**Please note:**

**FOR CHILDREN WITH DISABILITIES WHO HAVE BEEN DETERMINED BY THE CSE TO BE ELIGIBLE FOR SCHOOL-AGE SPECIAL EDUCATION SERVICES, WHO ARE NO LONGER ELIGIBLE FOR PRESCHOOL SPECIAL EDUCATION SERVICES, AND: 1) ARE NOT OF COMPULSORY SCHOOL AGE, 2) ARE NOT PARENTALLY PLACED IN A NONPUBLIC ELEMENTARY SCHOOL AND 3) ARE NOT BEING HOME SCHOOLED BY THEIR PARENTS:**

**THE CSE OF THE SCHOOL DISTRICT OF RESIDENCE IS RESPONSIBLE TO DEVELOP AN INDIVIDUALIZED EDUCATION PROGRAM (IEP) AND OFFER SERVICES TO THE STUDENT AT A SITE TO BE DETERMINED BY THE DISTRICT OF RESIDENCE.**

**2. Requirements for the Provision of Special Education Services to Home-Instructioned ("Home-Schooled") Students**

Students with disabilities that are home schooled by their parents pursuant to Part 100.10 of the Regulations of the Commissioner of Education in accordance with an Individualized Home Instruction Plan (IHIP), are considered nonpublic school students solely for the purpose of receiving special education services during the regular school year. As such:

**Parents who are residents of the Huntington Union Free School District who are homeschooling their child must request special education services in writing to the Huntington Board of Education of the School District by June 1 preceding the school year for which the request for services is made. In this instance, Huntington Union Free School District is the District of Location for all home schooled students who are residents of this District.**

If you have any questions, please do not hesitate to call one of the Special Education Chairpersons, Coordinator, or myself for more information.

Sincerely,

*Diana Rich*

Director of Special Education and Student Support Services