Fresno Unified Board Policy (BP) 6164.41
Children With Disabilities Enrolled By Their Parents In Private School

The Governing Board recognizes its obligations under federal and state law to identify and provide equitable services to children voluntarily enrolled by their parents/guardians in private schools located within the district.

(cf. 0430 - Comprehensive Local Plan for Special Education)

The Superintendent or designee shall ensure that activities to locate, identify, and evaluate children with disabilities enrolled by their parents/guardians in private schools within the district are comparable to activities undertaken for individuals with disabilities aged three to 22 in public schools within the district. (34 CFR 300.131; Education Code 56171)

(cf. 6164.4 - Identification and Evaluation of Individuals for Special Education)

The Superintendent or designee shall develop a budget for the provision of services to children with disabilities enrolled by their parents in private school based on the proportionate share of federal funds received and the number of eligible children, including the possibility of mid-year enrollees, and the types of services to be provided.

Fresno Unified School District prohibits discrimination, harassment, intimidation, and bullying based on actual or perceived race, color, ethnicity, national origin, immigration status, ancestry, age, creed, religion, political affiliation, gender, gender identity, gender expression, genetic information, mental or physical disability, sex, sexual orientation, marital status, pregnancy or parental status, medical information, military veteran status, or association with a person or a group with one or more of these actual or perceived characteristics or any other basis protected by law or regulation, in its educational program(s) or employment.

Legal Reference:
EDUCATION CODE
56000  Education for individuals with exceptional needs
56020-56035  Definitions
56170-56177  Children in private schools
56195.8  Adoption of policies for programs and services
56300-56385  Identification and referral, assessment
56500-56509  Procedural safeguards, including due process rights
56600-56606  Evaluation, audits and information
UNITED STATES CODE, TITLE 20
1232g  Family Educational Rights and Privacy Act
1400-1482  Individuals with Disabilities Education Act
UNITED STATES CODE, TITLE 29
794 Section 504 of the Rehabilitation Act
CODE OF FEDERAL REGULATIONS, TITLE 34
300.1-300.818  Assistance to states for the education of students with disabilities, especially:
300.130-300.140  Children with disabilities enrolled by their parents in private schools
COURT DECISIONS

Management Resources:
UNITED STATES DEPARTMENT OF EDUCATION PUBLICATIONS
Questions and Answers on Serving Children with Disabilities Placed by Their Parents at Private Schools, March 2006
FEDERAL REGISTER
Policy FRESNO UNIFIED SCHOOL DISTRICT
adopted: December 18, 2019 Fresno, California

Policy Section: 6000 Instruction