Draft Rule

8/26/24 Board Meeting

Legend: Changes to the current rule are in **red**.

**Current Rule: A.A.C. R7-2-401.G.4**

Each IEP of a student with a disability shall be developed in accordance with IDEA and its regulations, state statutes and State Board of Education rules. If appropriate to meet the needs of a student and to ensure access to the general curriculum, an IEP team may include specially designed instruction in the IEP that may be delivered in a variety of educational settings by a general education teacher or other certificated personnel provided that certificated special education personnel are involved in the planning, progress monitoring and when appropriate, the delivery of the specially designed instruction.

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1. **Transition services: Beginning not later than the first IEP to be in effect when the child completes 9th grade** **or reaches age 16, whichever is first,** **or younger if determined appropriate by the IEP Team, and updated annually, thereafter, the IEP must include—**
	1. **Appropriate measurable postsecondary goals based upon age-appropriate transition assessments related to training, education, employment, and, where appropriate, independent living skills; and**
	2. **The transition services (including courses of study) needed to assist the child in reaching those goals; and**
	3. **The estimated date of graduation for the student, including the course of study that specifically aligns to the student’s individual transition plan.**
		1. **At least one year before the anticipated high school graduation date of the child with a disability, written notice shall be provided to the child’s parent or guardian or to the child with a disability who is at least eighteen years of age.**
	4. **Transfer of rights at age of majority. Beginning not later than one year before the child reaches the age of majority under State law, the IEP must include a statement that the child has been informed of the child's rights under Part B of the Act, if any, that will transfer to the child on reaching the age of majority under § 300.520.**