



Common Questions and Answers for Leaders of Special Education Resource Companion

This document provides users with quick access to sections of the regulations, publications, and other resources that provide regulatory guidance pursuant to the topics listed in the Common Questions and Answers for Leaders of Special Education.

Please note that this document will be populated with additional resources as they become available.

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Aligned to the Table of Contents in the Special Education Question and Answer Compendium

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Color Code Key:

Chapter 14 (light blue)
Chapter 711 (tan)
Basic Education Circular (light purple)
PaTTAN Publication/Webinar (light green)
State Special Education Form/Annotated Form (orange)
Other Resource (no color)

Section 1: PA Federal and State Regulations

Title 34 Code of Federal Regulations Part 300 and Title 22 PA Code Chapter 14 and Chapter 711 State Regulations

This *Common Questions and Answers for Leaders of Special Education* is a collection of frequently asked questions received by the Bureau of Special Education (BSE) regarding the implementation of Title 34 Code of Federal Regulations Part 300 and Title 22 PA Code Chapter 14 and 711 State Regulations. Questions related to this resource should be directed to the Bureau of Special Education.

Topic	Resource
Federal Regulations: Individuals with Disabilities Education Act (IDEA)	US Department of Education Individuals with Disabilities Education Act (IDEA) website
State Regulations: Chapter 14 of 22 Pa. Code	PA Code website – Chapter 14 (Special Education Services and Programs)
State Regulations: Chapter 711 of 22 Pa. Code	PA Code website - Chapter 711 of the PA Code (Charter School and Cyber Charter School Services and Programs for Children with Disabilities)

Section 2: Child Find

2.1 Child Find

22 PA Code §14.121 and 22 PA Code §711.21

1. When are school districts and charter schools responsible for child find for children parentally placed in private schools?

School districts and charter schools are responsible for child find and the offer of FAPE for all children who are residents and who are seeking eligibility for FAPE in the public schools. The intermediate units (IUs) are responsible for child find for children parentally placed in private schools for equitable participation only.

Topic	Resource
State Regulations: Child Find (§14.121)	PA Code Website – Chapter 14 (14.121 Child Find)
State Regulations for Charter and Cyber Charter Schools: Child Find (§711.21)	PA Code Website - Chapter 711 (711.21 Child Find)
PA Parent Guide to Special Education for School-Age Children	Publication – PA Parent Guide to Special Education for School-Age Children
PA Special Education Evaluation Process	Publication – The Special Education Evaluation/IEP Process
PA Special Education Timelines	Publication – Special Education Timelines
Special Education Services to Nonpublic School Students	PA Department of Education Basic Education Circular (BEC) – Special Education Services to Nonpublic School Students

Section 3: Communication Plan

Topic	Resource
Communication Plan (non-annotated)	PA School Age Special Education Form – Communication Plan (non-annotated)
Communication Plan (annotated)	PA School Age Special Education Form – Communication Plan (annotated)

Section 4: Discipline

Topic	Resource
State Regulations: Positive Behavior Support (§14.133)	PA Code Website – Chapter 14 (14.133 Positive Behavior Support)
State Regulations: Disciplinary Placements (§14.143)	PA Code Website – Chapter 14 (14.143 Disciplinary Placements)
State Regulations for Charter and Cyber Charter Schools: Positive Behavior Support (§711.46)	PA Code Website - Chapter 711 (711.46 Positive Behavior Support)
State Regulations for Charter and Cyber Charter Schools: Suspension and Expulsion (§711.61)	PA Code Website - Chapter 711 (711.61 Suspension and Expulsion)
PA Special Education Timelines	Publication – Special Education Timelines
Education Services for Students Incarcerated	PA Department of Education Basic Education Circular (BEC) – Education Services for Students Incarcerated
Manifestation Determination	Publication – Manifestation Determination
Manifestation Determination Worksheet	Publication – Manifestation Determination Worksheet
Pennsylvania Compilation of School Discipline Laws and Regulations	U.S. Dept. of Education, PA Compilation of School Discipline Laws and Regulations
Discipline and Not Yet Eligible for Special Education	U.S. Dept. of Education and Office for Special Education Programs (OSEP) Response Letter – Letter to Nathan

Section 5: Dual Enrollment for Nonpublic, Private School Children

Topic	Resource
Special Education Services to Nonpublic School Students	PA Department of Education Basic Education Circular (BEC) – Special Education Services to Nonpublic School Students

Section 6: Evaluation

Topic	Resource
State Regulations: Evaluation (§14.123)	PA Code Website – Chapter 14 (14.123 Evaluation)
State Regulations for Charter and Cyber Charter Schools: Evaluation (§711.24)	PA Code Website – Chapter 711 (711.24 Evaluation)
State Regulations: Reevaluation (§14.124)	PA Code Website – Chapter 14 (14.124 Reevaluation)
State Regulations for Charter and Cyber Charter Schools: Reevaluation (§711.22)	PA Code Website – Chapter 711 (711.22 Reevaluation)
PA Special Education Reevaluation Process for Students with Disabilities	<i>Publication – Revision in Progress</i>
Prior Written Notice for Initial Evaluation and Request for Consent - Annotated	PA School Age Special Education Form – Prior Written Notice for Initial Evaluation and Request for Consent (annotated)
Evaluation Report - Annotated	PA School Age Special Education Form – Evaluation Report (annotated)
Prior Written Notice for a Reevaluation– Annotated	PA School Age Special Education Form – Prior Written Notice for a Reevaluation (annotated)
Request for Consent for a Reevaluation - Annotated	PA School Age Special Education Form – Request for Consent for a Reevaluation (annotated)
Reevaluation Report – Annotated	PA School Age Special Education Form – Reevaluation Report (annotated)
Agreement to Waive Reevaluation – Annotated	PA School Age Special Education Form – Agreement to Waive Reevaluation (annotated)
NOREP/PWN for Revocation of Consent Guidance	PA School Age Special Education Form – NOREP/PWN for Revocation of Consent Guidance (annotated)
When Parents Revoke Consent: Issues for Consideration	Publication – When Parents Revoke Consent: Issues for Consideration

Section 7: Individualized Education Program

Topic	Resource
State Regulations: IEP (§14.131)	PA Code Website: Chapter 14 (14.131 IEP)
State Regulations for Charter and Cyber Charter Schools: IEP (§711.41)	PA Code Website: Chapter 711 (711.41 IEP)
State Regulations: Extended School Year (§14.132)	PA Code Website: Chapter 14 (14.132 ESY)
State Regulations for Charter and Cyber Charter Schools: Extended School Year (§711.44)	PA Code Website: Chapter 711 (711.44 ESY)
State Regulations: Least Restrictive Environment (§14.145)	PA Code Website: Chapter 14 (14.145 Least Restrictive Environment Requirements)
Individualized Education Program (IEP) -Annotated	PA School Age Special Education Form – Individualized Education Program (annotated)
Preparing for an IEP Team Meeting	Publication – Preparing for an IEP Team Meeting
Guidelines for Calculating Educational Environment (PennData)	Publication – Guidelines for Calculating Educational Environment for Federal Special Education Reporting
Writing Effective Measurable Annual Goals	Publication – Writing Effective Individualized Education Program Goals
Monitoring the Progress of Measurable Annual Goals	Publication – Formative Assessment: Monitoring the Progress of Students Who Have IEPs
Extended School Year (ESY)	Publication – Extended School Year Services in Pennsylvania
Extended School Year (ESY) Eligibility	PA Department of Education Basic Education Circular (BEC) – Extended School Year Eligibility
Supplementary Aids and Services	Publication – Supplementary Aids and Services
The Delivery of Effective Related Services	Publication – The Delivery of Effective Related Services
Least Restrictive Environment (LRE) Calculation Overview Training Video – Part 1	https://www.pattan.net/Legal/Least-Restrictive-Environment/Inclusive-Practices-Resources-1
Least Restrictive Environment (LRE) Calculation Practice Training Video – Part 2	https://www.pattan.net/Legal/Least-Restrictive-Environment/Inclusive-Practices-Resources-1-1
Least Restrictive Environment (LRE)	PA Department of Education Basic Education Circular (BEC) - Least Restrictive Environment (LRE) and Educational Placement for Students with IEPs
Special Education FAPE and One-to-One Support Obligations for Students with Disabilities	PA Department of Education Basic Education Circular (BEC) – Special Education FAPE and One-to-One Support Obligations for Students with Disabilities

Section 8: Local Education Agency

Topic	Resource
State Regulations: Definitions (§14.101)	PA Code Website – Chapter 14 (14.101 Definitions)
State Regulations for Charter and Cyber Charter Schools: Definitions (§711.1)	PA Code Website – Chapter 711 (711.1 Definitions)
State Regulations: Purposes (§14.102)	PA Code Website – Chapter 14 (14.102 Purposes)
State Regulations for Charter and Cyber Charter Schools: Purposes and Intent (§711.2)	PA Code Website – Chapter 711 (711.2 Purposes and Intent)
State Regulations: Terminology Related to Federal Regulations (§14.103)	PA Code Website – Chapter 14 (14.103 Terminology Related to Federal Regulations)
State Regulations for Charter and Cyber Charter Schools: Incorporation of Federal Regulations (§711.3)	PA Code Website – Chapter 711 (711.3 Incorporation of Federal Regulations)
State Regulations: Special Education Plans (§14.104)	PA Code Website – Chapter 14 (14.104 Special Education Plans)
State Regulations for Charter and Cyber Charter Schools: Annual Report (§711.6)	PA Code Website – Chapter 711 (711.6 Annual Reports)
State Regulations: Personnel (§14.105)	PA Code Website – Chapter 14 (14.105 Personnel)
State Regulations for Charter and Cyber Charter Schools: Personnel (§711.5)	PA Code Website – Chapter 711 (711.5 Personnel)
State Regulations: Complaint Procedure (§14.107)	PA Code Website – Chapter 14 (14.107 Complaint Procedure)
State Regulations for Charter and Cyber Charter Schools: Complaint Procedure (§711.10)	PA Code Website – Chapter 711 (711.10 Complaint Procedure)
State Regulations: Access to Classrooms (§14.108)	PA Code Website – Chapter 14 (14.108 Access to Classrooms)
State Regulations: Facilities (§14.144)	PA Code Website – Chapter 14 (14.144 Facilities)
State Regulations: Age Range Restrictions (§14.146)	PA Code Website – Chapter 14 (14.146 Age Range Restrictions)
State Regulations for Charter and Cyber Charter Schools: Transportation (§711.42)	PA Code Website – Chapter 711 (711.42 Transportation)

Section 9: Notice of Recommended Educational Placement/Prior Written Notice

Topic	Resource
Notice of Recommended Educational Placement/Prior Written Notice – Annotated	PA School Age Special Education Form – Notice of Recommended Educational Placement/Prior Written Notice (annotated)
NOREP/PWN for Revocation of Consent Guidance	PA School Age Special Education Form – NOREP/PWN for Revocation of Consent Guidance (annotated)

Section 10: Parentally Placed Private School Children with Disabilities

Topic	Resource
Special Education Services to Nonpublic School Students	PA Department of Education Basic Education Circular (BEC) – Special Education Services to Nonpublic School Students

Section 11: Personnel

Topic	Resource
State Regulations: Personnel (§14.105)	PA Code Website – Chapter 14 (14.105 Personnel)
State Regulations for Charter and Cyber Charter Schools: Personnel (§711.5)	PA Code Website – Chapter 711 (711.5 Personnel)

Section 12: Positive Behavior Support

Topic	Resource
Functional Behavioral Assessment (FBA) Process – Information and IEP Components	Publication – Functional Behavioral Assessment (FBA) Process
Functional Behavioral Assessment (FBA) - Information	Publication – Functional Behavioral Assessment (FBA)
State Regulations: Positive Behavior Support (§14.133)	PA Code Website – Chapter 14 (14.133 Positive Behavior Support)
State Regulations for Charter and Cyber Charter Schools: Positive Behavior Support (§711.46)	PA Code Website – Chapter 711 (711.46 Positive Behavior Support)
Annotated Positive Behavior Support Plan	Publication – Positive Behavior Support Plan (annotated)
Use of Restraints for Students with Disabilities	PA Department of Education Basic Education Circular (BEC) – Use of Restraints for Students with Disabilities
Special Education Timelines	Publication – Special Education Timelines
PA Schoolwide Positive Behavior Interventions and Supports System: An Introduction	Publication - Pennsylvania's Schoolwide Positive Behavior Interventions and Supports System: An Introduction
RISC Reporting Guidance	PA Department of Education Guidelines for De-Escalation and the Use of and Reporting of Restraints in Education Entities

Section 13: Procedural Safeguards

Topic	Resource
State Regulations: Impartial Due Process Hearing and Expedited Due Process Hearing (§14.162)	PA Code Website – Chapter 14 (14.162 Impartial Due Process Hearing and Expedited Due Process Hearing)
State Regulations: Resolution Session (§14.163)	PA Code Website – Chapter 14 (14.163 Resolution Session)
State Regulations for Charter and Cyber Charter Schools: Procedural Safeguards (§711.62)	PA Code Website – Chapter 711 (711.62 Procedural Safeguards)
General Due Process Hearing Timelines for When the Parent Files a Complaint	Publication – General Due Process Hearing Timelines When the Parent Files a Complaint
Special Education Due Process Procedures – Fact Sheet	Publication - Special Education Due Process Procedures – Fact Sheet
Special Education Expedited Due Process Procedures – Fact Sheet	Publication - Special Education Expedited Due Process Procedures – Fact Sheet
Office for Dispute Resolution Training Videos	Video – Office for Dispute Resolution Training Videos
Resolution Meetings: A Guide for Parents and Educators	Publication – Resolution Meetings: A Guide for Parents and Educators
The Office for Dispute Resolution	Web Resource – The Office for Dispute Resolution Website
The Center for Appropriate Dispute Resolution in Special Education (CADRE)	Web Resource - The Center for Appropriate Dispute Resolution in Special Education (CADRE) Website

Section 14: Screening

Topic	Resource
State Regulations: Screening (§14.122)	PA Code Website – Chapter 14 (14.122 Screening)
State Regulations for Charter and Cyber Charter Schools: Screening (§711.23)	PA Code Website – Chapter 711 (711.23 Screening)

Section 15: Special Education Plans

Topic	Resource
State Regulations: Special Education Plans (§14.104)	PA Code Website – Chapter 14 (14.104 Special Education Plans)

Section 16: Access to Instructional Materials

Topic	Resource
State Regulations: Access to Instructional Materials (§14.106)	PA Code Website – Chapter 14 (14.106 Access to Instructional Materials)
State Regulations for Charter and Cyber Charter Schools: Access to Instructional Materials (§711.45)	PA Code Website – Chapter 711 (711.45 Access to Instructional Materials)