

IEP Timelines and Information on SLD Rule

<http://www.specialed.us/pl-07/pl07-ieppro.html>

Initial IEP evaluation requests **MUST** be put in writing. If it is not in writing, it does not exist. Once the local education agency receives a written request to evaluate a child for special education services, a timeline begins.

Within 15 business days of receiving written referral, the school must send the parent a Consent to Evaluate and Notice of Evaluation. This must be signed and sent back right away.

The school must determine eligibility within 60 calendar days of receiving the Consent to Evaluate.

If the child qualifies, the IEP must be written within 30 calendar days of the Eligibility Determination.

SLD RULE

<http://sped.dpi.wi.gov/files/sped/pdf/sld-faq.pdf> Pages 4 &5

Is an evaluation timeline extension allowable when conducting an initial SLD evaluation?

Yes. In addition to the two timeline extensions that apply to all evaluations (transfer before evaluation completed and student repeatedly not made available), a timeline extension specific to SLD evaluations may be granted to allow for the collection of necessary data. The decision to extend the timeline for this reason must be made by written agreement of the IEP team, including the parent.

Can an LEA delay accepting a referral for a special education evaluation to consider SLD, if the school has started, but not finished, implementing an intensive intervention with the student when the referral is made?

No. A special education referral cannot be denied or delayed to allow a school to implement, or finish implementing an intervention. The LEA must process all special education referrals. Once a referral is made, the LEA notifies the parent and assigns an IEP team to review existing data. Following the review of existing data, if the IEP team finds additional information is needed, such as data from intensive intervention, the LEA must request consent to collect the additional data. If the IEP team, including the parent, agrees that additional time is needed to implement the intervention and collect the necessary data, they may agree to an extension of the 60-day timeline.