

**STATE BOARD OF EDUCATION**

March 16, 2004

**SUBJECT:** Rule 6A-6.03311, FAC, Procedural Safeguards for Students with Disabilities

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**PROPOSED BOARD ACTION**

For Approval

**AUTHORITY FOR STATE BOARD ACTION**

Sections 1001.02(1)(2)(n), 1003.01(3)(a)(b), 1003.57(5), Florida Statute

**BACKGROUND INFORMATION**

Rule 6A-6.03311, FAC, Procedural Safeguards for Students with Disabilities, was revised to incorporate new requirements of the Individuals with Disabilities Education Act (IDEA) regarding procedural safeguards. The rule clarifies procedures for administrative due process hearings, clarifies that graduation with a regular diploma constitutes a change in placement, and states the specific contents for the notice of procedural safeguards. The rule retains procedures for the request of an administrative hearing by the parent or the district.

The rule was the subject of statewide rule development workshops in January 2000, March 2000, October/November 2001, and October 2003 to solicit public comment. The rule was properly noticed in the Florida Administrative Weekly most recently on February 13, 2004.

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**Supporting Documentation Included:**

Rule 6A-6.03311, FAC, Procedural Safeguards for Students with Disabilities

**Facilitators/Presenters:**