

BOARD OF EDUCATION

Cherry Hill, New Jersey

POLICY 6164

INTERVENTION AND REFERRAL SERVICES FOR GENERAL AND SPECIAL EDUCATION PUPILS

The Board of Education shall provide a pupil assistance committee in each school to assist students who are experiencing personal, interpersonal or academic difficulties to help them function productively and develop positively in the classroom environment.

The Board of Education shall ensure the provisions of a free and appropriate public education to all resident students exhibiting a physical or mental impairment which substantially limits a major life activity in the areas of physical, sensory, emotional, communication, cognitive and/or social abilities sufficient to warrant services as required/mandated by the Individual with Disabilities Act, Vocational Rehabilitation Act – Section 504 and the American Disabilities Act of 1990.

The Superintendent shall prepare and implement intervention and referral procedures to include the following:

- a. Building level Pupil Assistance/504 Committees which shall be responsible for the development of two types of “plans”; an assistance plan for those students identified as having difficulty in the regular education environment; and/or, a Section 504 plan for those students “Evaluated” by the Pupil Assistance Committee and identified “handicapped under ADA/Section 504.”
- b. In order to be eligible under Section 504 of the Vocational Rehabilitation Act of 1973 and the Americans with Disabilities Act of 1990, a student must be identified in accordance with the statutory guidelines of the Individuals with Disabilities Education Act as having one or more specified physical or mental impairments; however, not sufficient to warrant classification for special education, but sufficient for eligibility for indirect related services within regular education.
- c. In order to be eligible under Part B., Individuals with Disability Education Act, a student must be evaluated in accordance with statutory guidelines by a Child Study Team and classified as having one or more specified physical or mental impairments which substantially limits a major life activity (i.e., educational disability), and must be found to require special education and/or direct related services by reason of one of more of the impairments.

(over)

Definitions of intervention services are:

- a. **Indirect related services** are the services that are provided on a consultative basis through a written plan developed by the Pupil Assistance Committee for the purpose of recommending interventions, strategies, modifications in the regular education environment necessary for a student to remain at school during the course of a school day and/or services necessary for a student to benefit from his/her educational program due too a physical or mental impairment not sufficient to warrant classification under Individuals with Disabilities Education Act or identified as “handicapped” under ADA/504.
- b. **Direct related services** are the services speech, occupational and physical therapy) that are provided on a one to one, or small group basis through a student’s individualized education plan (IEP) as prepared by the Child Study Team. These services shall be necessary for the student to remain at school during the course of a school day or services necessary for the student to benefit from his/her educational program due to physical or mental impairment(s) sufficient to warrant classification under N.J.A.C. 6:28. Students identified as in need of assistance by the Pupil Assistance Committee and monitored by an assistance plan may not receive direct related services.

Legal References:

<i>N.J.S.A. 18A; 1-1</i>	<i>Definitions and general provisions</i>
<i>N.J.S.A. 10:5</i>	<i>Law against discrimination</i>
<i>N.J.S.A. 18A: 46 et seq.</i>	<i>Classes and facilities for handicapped children</i>
<i>N.J.A.C. 6:28 et seq.</i>	<i>Special Education</i>
<i>N.J.A.C. 6:26-2.1</i>	<i>Intervention &Referral Services for General Education Pupils</i>
<i>Section 504</i>	<i>Vocational Rehabilitation Act</i>
<i>94-142</i>	<i>Individuals with Disabilities Act</i>
<i>ADA</i>	<i>Americans with Disabilities Act</i>
<i>N.J.A.C. 6:8-6.1</i>	<i>Assessment of Pupil Needs</i>

Adopted: December 16, 1996