

**SHERBURNE ELEMENTARY SCHOOL**

**Independent Educational Evaluation Policy**

The Sherburne Elementary School recognizes that the Individuals with Disabilities Act (the "Act") provides a right to parents to obtain an independent evaluation of their child under the terms of the Act and regulations promulgated thereunder. The Sherburne Elementary School also recognizes that, under the Act, the parent has a right to obtain such independent evaluation at public expense, if the parent disagrees with an evaluation obtained or performed by the School, and if other criteria provided for by statute and regulation and local policy and procedures hereunder are met, and unless the School initiates a due process hearing to show that its evaluation is appropriate.

The Superintendent or his/her designee shall develop and revise procedures as needed to implement this policy, in compliance with state and federal law.

Legal References: Individuals with Disabilities Act (20 U.S.C. 1415(b) (1); 34 C.F.R. 300.502; Section 504 of the Rehabilitation Act of 1973, (34 C.F.R. Section 104.35 (c)); VDE Rule(s) 2362.1(1), 2364.3.1(2)(b); 2364.3.5.

Adopted: June 19, 2000

Clerk: Ray Cannata