

DETAILED COMPLIANCE OUTLINE OF A
MULTI-AGENCY CHILD-SPECIFIC REVIEW
OF THE PROVISION OF SERVICES IN THE
LEAST RESTRICTIVE ENVIRONMENT

Obligations of the State Educational Agency:

- I. Legal Obligation; The State educational agency shall carry out monitoring activities to insure that each public agency establishes and implements procedures for the provision of a free, appropriate public education in the least restrictive environment to handicapped children. (121a.556(a)).
- II. Legal Obligation; The SEA must determine whether there is evidence that a public agency makes placements which provide education to a handicapped child that are not in the least restrictive environment. (121a.556(b)(1))
- III. Legal Obligation; In the event the SEA determines that such evidence exists, the SEA must review the justification for each such placement submitted by the public agency making the placement.
- IV. Legal Obligation; The SEA, after reviewing such justification(s), must determine whether or not the placement (about which the justification is made) is in the least restrictive environment.
- V. Legal Obligation; The SEA must notify the public agency of such determination and describe the necessary corrective action to eliminate the identified violation.
- VI. Legal Obligation; The SEA must assist a public agency in planning any necessary corrective action if the SEA has made a determination that such public agency has made placements which provide education to handicapped children that, are not in the least restrictive environment. (121a.556(b)(2))
- VII. Legal Obligation; The SEA must determine that the public agency has adopted a corrective action plan which corrects the identified violation(s).

- VIII. Legal Obligation; The SEA must assist a public agency in implementing such an approved corrective action plan.
- IX. Legal Obligation; The SEA must carry out activities to insure that teachers and administrators in all public agencies are fully informed about their responsibilities for implementing a free, appropriate public education in the least restrictive environment.
- X. Legal Obligation; The SEA must carry out activities to insure that teachers and administrators in all public agencies are provided with technical assistance in this effort (LRE).
- XI. Legal Obligation; The SEA must carry out activities to insure that teachers and administrators in all public agencies are provided training necessary to assist them in this effort (LRE).
- XII. Legal Obligation; The SEA must make arrangements with public and private institutions as may be necessary to insure that special education is provided in the least restrictive environment.

Obligations of Public Agencies (LEAs)

- XIII. Legal Obligation; Each public agency shall insure that to the maximum extent appropriate, handicapped children are educated with children who are not handicapped.
- XIV. Legal Obligation; Each public agency must insure that, in the provision of non-academic and extra-curricular services and activities, each handicapped child participate with non-handicapped children in those services and activities to the maximum extent appropriate to the need of that child.
- XV. Legal Obligation; Each public agency shall insure that the removal of a handicapped child from the regular educational environment occurs only when the nature or severity of the child's handicap is such that education in regular classes with the use of supplementary aids and services cannot be achieved satisfactorily.

- XVI. Legal Obligation; The public education agency must insure that in selecting the least restrictive environment, consideration is given to any potential harmful effect on the child and on the quality of services needed. (121a .552(d))
- XVII. Legal Obligation: Each public agency shall insure that a continuum of alternative placements is available to meet the needs of handicapped children for special education and related services. (121a .551(a))
- XVIII. Legal Obligation: The continuum for the provision of special education must include instruction in regular classes , special classes, special schools, home instruction, and instruction in hospitals and institutions. (121a .551(b)(1))
- XIX. Legal Obligation; The continuum must make provision for supplementary services (such as resource room or itinerant instruction) to be provided in conjunction with regular class placement. (121a .551(b)(2))
- XX. Legal Obligation: The public agency must insure that the continuum of alternative placements is actually available to to the extent necessary to implement the individualized education program for each handicapped child. (121a .552(b))
- XXI. Legal Obligation: The public agency must insure that each handicapped child's educational placement is as close as possible to the child's home. (121a.552(a)(3))
- XXII. Legal Obligation: The public agency must insure that the child is educated in the school which he or she would attend if not handicapped unless the IEP requires some other arrangement. (121a.552(c))
- XXIII. Legal Obligation: The public agency must insure that each handicapped child's educational placement is based on his or her individualized education program. (121a .552(a)(2))

XXIV. Legal Obligation; The public agency must insure that each handicapped child's educational placement is determined at least annually. (121a.552(a)(1))