

Browning Public Schools
Board Agenda Request
Meeting To Be Held: 4/9/19



Recognition: ☐ Students ☐ Staff ☐ Parents
Information: ☐ Building Report ☐ Old Business ☐ Superintendent's Report
Action: ☐ Resignation ☐ Hiring ☐ Contract Service Agreements
 ☐ Travel Out-of-State ☐ Travel In State ☒ Approvals
 ☐ Termination ☐ Legal Matters ☐ Other:
This action request pertains to ☐ Elementary (only) ☒ High School/District Wide

Date: 4/2/19

To: **Board of Trustees**
 Superintendent

From: Corrina Guardipee-Hall
Title: Superintendent

Subject: **Special Education Graduate 2018-2019**

Description: Request the Board to waive course requirements and allow Michael Lamere a special education student to graduate from Browning High School based on goals. In accordance with ARM 10.16.3345 Board of Trustees or designee is permitted to waive course requirements for early graduation.

Financial Impact: NA

Funding Source (Budget/grant, etc.): NA

Attachment(s): Letter/ARM 10.16.3345

Approval: Superintendent's Office/Finance/Personnel as applicable (Initial) _____

Comments: _____

Board Action: ☐ N/A (Info) ☐ Approved ☐ Denied ☐ Tabled to: _____

April 2, 2019

To: The Board of Directors

From: Corrina Guardipee-Hall

RE: Michael LaMere

I am requesting from the Board of Trustees to consider approving graduation for the Michael Lamere based on IEP goals.

Based on OPI Special Education in Montana Division only the school district (Board of Trustees or designee) is permitted to waive specialized course requirements based on individual student needs and performance levels. Please see attached.

Michael LaMere – Michael needs to graduate in May, 2019 based on goals because he is age 19 and has applied to a vocational school in Darby, MT and possibly joining the armed services based on ASVAB scores.

Thank you for your consideration.

ARM [10.16.3345](#) LOCAL EDUCATIONAL AGENCY RESPONSIBILITY FOR PROMOTION OF STUDENTS WITH DISABILITIES

(1) The local educational agency shall have procedures to ensure continuation of a free appropriate public education for students with disabilities when promoting the student from preschool to elementary school and from elementary school to junior high or middle school and from junior high or middle school to high school.

(2) Whenever a student with disabilities is receiving special education and related services in a nongraded program and the student is age 14 on or before September 10th of the school year, the responsibility for ensuring a free appropriate public education changes from the elementary local educational agency to the high school local educational agency.

(3) Chronological age and physical development should be strong factors in the decision to move a student from the junior high or middle school to the high school. Consideration also must be given to the least restrictive environment principle in planning for promotion.

(4) A student with disabilities shall be promoted or retained according to local educational agency criteria unless waived in the student's IEP.

(5) A student with disabilities who has completed a prescribed course of studies shall be eligible for graduation from high school.

(a) A student who has successfully completed the goals on the IEP shall have completed a prescribed course of study.

(b) Documentation of completion of the annual goals shall be included in the periodic review of the IEP.

From the Office of Public Instruction website:

Graduation – Pg. 121 – 122

3. What documentation must the district complete prior to the student leaving high school?

The district must provide prior written notice to the parent/adult student regarding the projected graduation status of the student. This is accomplished completing the graduation section of the IEP or by providing the High School Graduation form found in the AIM system along with the Prior Written Notice form to the parent/adult student.

If the IEP team determines that the student is projected to meet the district's graduation requirements or to substantially complete the measurable annual goals and will not need new measurable annual goals, then the IEP team would not develop a new Individualized Education Program. The student would graduate with a regular diploma at the end of the current school year.

Diplomas – Pg. 122 – 123

3. May an IEP team waive graduation requirements for a specific student?

No. Only the school district (Board of Trustees or designee) is permitted to waive specific course requirements based on individual student needs and performance levels. The IEP team must follow local district policy when considering waivers for students with disabilities.

Dale Kimmet

Special Education School Improvement Unit Manager, Montana Office of Public Instruction

- Phone: 406-444-0742
- Mobile: 406-853-1967