

District of Columbia

OMB NO. 1820-0030

Expires: 01/31/2026

**ANNUAL STATE APPLICATION UNDER PART B OF THE
INDIVIDUALS WITH DISABILITIES EDUCATION ACT AS AMENDED IN 2004
FOR FEDERAL FISCAL YEAR 2025**

CFDA No. 84.027A and 84.173A

ED FORM No. 9055

**UNITED STATES DEPARTMENT OF EDUCATION
OFFICE OF SPECIAL EDUCATION PROGRAMS**

Washington, DC 20202-2600

Public Burden Statement

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless such collection displays a currently valid OMB control number. The valid OMB control number for this collection is 1820-0030. Public reporting burden for this collection of information is estimated to average 14 hours per responses, and an average of 25 additional hours for responses reporting data related to significant disproportionality in a given year, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. The obligation to respond to this collection is required to obtain or retain a benefit under 20 U.S.C. 1411 and 1419. If you have comments or concerns regarding the status of your individual submission of this form, please contact Jennifer Simpson at Jennifer.Simpson@ed.gov or at the Office of Special Education and Rehabilitative Services US Department of Education, 400 Maryland Avenue SW, Washington, DC 20202.

Respondents are required to submit information for Sections I-IV of the Annual State Application in order to receive a grant under Section(s) 611 and/or 619 of the Individuals with Disabilities Education Act. Respondents are required to provide the data in Section V pursuant to IDEA section 618(a)(3), which provides the Secretary authority to collect annual data on any information that may be required by the Secretary and 34 CFR §300.647(b)(7), which requires States to report all risk ratio thresholds, minimum cell sizes, minimum n-sizes, standards for measuring reasonable progress if the State uses the “reasonable progress” flexibility in 34 CFR §300.647(d)(2), and the rationales for each, to the Department.

Section I

A. Submission Statement for Part B of IDEA

Please select 1 or 2 below. Check 3 if appropriate.

1. The State provides assurances that it has in effect policies and procedures to meet all eligibility requirements of Part B of the Act as found in PL 108-446, the Individuals with Disabilities Education Act and applicable regulations (IDEA). The State is able to meet all assurances found in Section II.A. of this Application.
2. The State cannot provide assurances for all eligibility requirements of Part B of the Act as found in PL 108-446. The State has determined that it is unable to make the assurances that are checked as 'No' in Section II.A. However, the State assures that throughout the period of this grant award the State will operate consistent with all requirements of IDEA in PL 108-446 and applicable regulations. The State will make such changes to existing policies and procedures as are necessary to bring those policies and procedures into compliance with the requirements of the IDEA, as amended, as soon as possible, and not later than June 30, 2026. The State has included the date by which it expects to complete necessary changes associated with assurances marked 'No'. (Refer to Assurances found in Section II.A.)

Optional:

3. The State is submitting modifications to State policies and procedures previously submitted to the Department. These modifications are: (1) deemed necessary by the State, for example when the State revises applicable State law or regulations; (2) required by the Secretary because there is a new interpretation of the Act or regulations by a Federal court or the State's highest court; and/or (3) because of an official finding of noncompliance with Federal law or regulations.

B. Conditional Approval for Current Grant Year

If the State received conditional approval for the current grant year, check the appropriate statement(s) below:

1. Conditional Approval Related to Assurances in Section II.A.:

- a. Section II.A. provides documentation of completion of all issues identified in the FFY 2024 conditional approval letter.
- b. As noted in Section II.A., the State has not completed all issues identified in the FFY 2024 conditional approval letter.

2. Conditional Approval Related to Other Issues:

- a. The State previously submitted documentation of completion of all issues identified in the FFY 2024 conditional approval letter.
- b. The State is attaching documentation of completion of all issues identified in the FFY 2024 conditional approval letter. *(Attach documentation showing completion of all issues.)*
- c. The State has not completed all issues identified in the FFY 2024 conditional approval letter. *(Attach documentation showing completion of any issues and a list of items not yet completed.)*

Section II

A. Assurances Related to Policies and Procedures

The State makes the following assurances that it has policies and procedures in place as required by Part B of the Individuals with Disabilities Education Act. (20 U.S.C. 1411-1419; 34 CFR §§300.100-300.174)

<p>Yes <i>(Assurance is given Place a check as applicable.)</i></p>	<p>No <i>(Assurance cannot be given. Provide date on which State will complete changes in order to provide assurance.)</i> <i>Enter date(s) as applicable</i></p>	<p>Assurances Related to Policies and Procedures</p>
<p>X</p>		<p>1. A free appropriate public education is available to all children with disabilities residing in the State between the ages of 3 and 21, inclusive, including children with disabilities who have been suspended or expelled, in accordance with 20 U.S.C. 1412(a)(1); 34 CFR §§300.101-300.108.</p>
<p>X</p>		<p>2. The State has established a goal of providing a full educational opportunity to all children with disabilities and a detailed timetable for accomplishing that goal. (20 U.S.C. 1412(a)(2); 34 CFR §§300.109-300.110)</p>
<p>X</p>		<p>3. All children with disabilities residing in the State, including children with disabilities who are homeless or are wards of the State and children with disabilities attending private schools, regardless of the severity of their disabilities, and who are in need of special education and related services, are identified, located, and evaluated and a practical method is developed and implemented to determine which children with disabilities are currently receiving needed special education and related services in accordance with 20 U.S.C. 1412(a)(3); 34 CFR §300.111.</p>
<p>X</p>		<p>4. An individualized education program, or an individualized family service plan that meets the requirements of section 636(d), is developed, reviewed, and revised for each child with a disability in accordance with 34 CFR §§300.320 through 300.324, except as provided in §§300.300(b)(3) and 300.300(b)(4). (20 U.S.C. 1412(a)(4); 34 CFR §300.112)</p>
<p>X</p>		<p>5. To the maximum extent appropriate, children with disabilities, including children in public or private institutions or other care facilities, are educated with children who are not disabled, and special classes, separate schooling, or other removal of children with disabilities from the regular educational environment occurs only when the nature or severity of the disability of a child is such that education in regular classes with the use of supplementary aids and services cannot be achieved satisfactorily in accordance with 20 U.S.C. 1412(a)(5)(A)-(B); 34 CFR §§300.114-300.120.</p>

District of Columbia

<p>Yes (Assurance is given Place a check as applicable.)</p>	<p>No (Assurance cannot be given. Provide date on which State will complete changes in order to provide assurance.) Enter date(s) as applicable</p>	<p>Assurances Related to Policies and Procedures</p>
<p>X</p>		<p>6. Children with disabilities and their parents are afforded the procedural safeguards required by 34 CFR §§300.500 through 300.536 and in accordance with 20 U.S.C. 1412(a)(6); 34 CFR §300.121.</p>
<p>X</p>		<p>7. Children with disabilities are evaluated in accordance with 34 CFR §§300.300 through 300.311. (20 U.S.C. 1412(a)(7); 34 CFR §300.122)</p>
<p>X</p>		<p>8. Agencies in the State comply with 34 CFR §§300.610 through 300.626 (relating to the confidentiality of records and information). (20 U.S.C. 1412(a)(8); 34 CFR §300.123)</p>
<p>X</p>		<p>9. Children participating in early intervention programs assisted under Part C, and who will participate in preschool programs assisted under this part, experience a smooth and effective transition to those preschool programs in a manner consistent with section 637(a)(9). By the third birthday of such a child, an individualized education program or, if consistent with 34 CFR §300.323(b) and section 636(d), an individualized family service plan, has been developed and is being implemented for the child. The local educational agency will participate in transition planning conferences arranged by the designated lead agency under section 635(a)(10). (20 U.S.C. 1412(a)(9); 34 CFR §300.124)</p>
<p>X</p>		<p>10. Agencies in the State, and the SEA if applicable, comply with the requirements of 34 CFR §§300.130 through 300.148 (relating to responsibilities for children in private schools), including that to the extent consistent with the number and location of children with disabilities in the State who are enrolled by their parents in private elementary schools and secondary schools in the school district served by a local educational agency, provision is made for the participation of those children in the program assisted or carried out under this part by providing for such children special education and related services in accordance with the requirements found in 34 CFR §§300.130 through 300.148 unless the Secretary has arranged for services to those children under subsection (f) [By pass]. (20 U.S.C. 1412(a)(10); 34 CFR §§300.129-300.148)</p>
<p>X</p>		<p>11. The State educational agency is responsible for ensuring that the requirements of Part B are met including the requirements of 34 CFR §§300.113, 300.149, 300.150 through 300.153, and 300.175 and 300.176 and that the State monitors and enforces the requirements of Part B in accordance with 34 CFR §§300.600-300.602 and 300.606-300.608. (20 U.S.C. 1412(a)(11); 34 CFR §300.149)</p>

District of Columbia

<p>Yes (Assurance is given Place a check as applicable.)</p>	<p>No (Assurance cannot be given. Provide date on which State will complete changes in order to provide assurance.) Enter date(s) as applicable</p>	<p>Assurances Related to Policies and Procedures</p>
<p>X</p>		<p>12. The Chief Executive Officer of a State or designee of the officer shall ensure that an interagency agreement or other mechanism for interagency coordination is in effect between each public agency described in subparagraph (b) of 34 CFR §300.154 and the State educational agency, in order to ensure that all services described in paragraph (b)(1)(i) that are needed to ensure a free appropriate public education are provided, including the provision of such services during the pendency of any dispute under §300.154(a)(3). Such agreement or mechanism shall meet the requirements found in 20 U.S.C. 1412(a)(12)(A)-(C); 34 CFR §300.154.</p>
<p>X</p>		<p>13. The State educational agency will not make a final determination that a local educational agency is not eligible for assistance under this part without first affording that agency reasonable notice and an opportunity for a hearing. (20 U.S.C. 1412(a)(13); 34 CFR §300.155)</p>
<p>X</p>		<p>14. The State educational agency has established and maintains qualifications to ensure that personnel necessary to carry out this part are appropriately and adequately prepared and trained, including that those personnel have the content knowledge and skills to serve children with disabilities as noted in 20 U.S.C. 1412(a)(14)(A)-(E), as amended by the Every Student Succeeds Act; 34 CFR §300.156.</p>
<p>X</p>		<p>15. The State has established goals for the performance of children with disabilities in the State that meet the requirements found in 20 U.S.C. 1412(a)(15)(A)-(C), as amended by the Every Student Succeeds Act; 34 CFR §300.157.</p>
<p>X</p>		<p>16. All children with disabilities are included in all general State and districtwide assessment programs, including assessments described under section 1111 of the Elementary and Secondary Education Act of 1965, with appropriate accommodations and alternate assessments where necessary and as indicated in their respective individualized education programs as noted in 20 U.S.C. 1412(a)(16)(A)-(E); as amended by the Every Student Succeeds Act; 34 CFR §300.160.</p>
<p>X</p>		<p>17. Funds paid to a State under this part will be expended in accordance with all the provisions of Part B including 20 U.S.C. 1412(a)(17)(A)-(C); 34 CFR §300.162.</p>
<p>X</p>		<p>18. The State will not reduce the amount of State financial support for special education and related services for children with disabilities, or otherwise made available because of the excess costs of educating those children, below the amount of that support for the preceding fiscal</p>

District of Columbia

<p>Yes (Assurance is given Place a check as applicable.)</p>	<p>No (Assurance cannot be given. Provide date on which State will complete changes in order to provide assurance.) Enter date(s) as applicable</p>	<p>Assurances Related to Policies and Procedures</p>
		<p>year, unless a waiver is granted, in accordance with 20 U.S.C. 1412(a)(18)(A)-(D); 34 CFR §§300.163 through 300.164.</p>
<p>X</p>		<p>19. Prior to the adoption of any policies and procedures needed to comply with this section (including any amendments to such policies and procedures), the State ensures that there are public hearings, adequate notice of the hearings, and an opportunity for comment available to the general public, including individuals with disabilities and parents of children with disabilities. (20 U.S.C. 1412(a)(19); 34 CFR §300.165)</p>
<p>X</p>		<p>20. In complying with 34 CFR §§300.162 and 300.163, a State may not use funds paid to it under this part to satisfy State-law mandated funding obligations to local educational agencies, including funding based on student attendance or enrollment, or inflation. (20 U.S.C. 1412(a)(20); 34 CFR §300.166)</p>
<p>X</p>		<p>21. The State has established and maintains an advisory panel for the purpose of providing policy guidance with respect to special education and related services for children with disabilities in the State as found in 20 U.S.C. 1412(a)(21)(A)-(D); 34 CFR §§300.167-300.169.</p>
<p>X</p>		<p>22. The State educational agency examines data, including data disaggregated by race and ethnicity, to determine if significant discrepancies are occurring in the rate of long-term suspensions and expulsions of children with disabilities in accordance with 20 U.S.C. 1412(a)(22)(A)-(B); 34 CFR §300.170.</p>
<p>X</p>		<p>23a. The State adopts the National Instructional Materials Accessibility Standard for the purposes of providing instructional materials to blind persons or other persons with print disabilities, in a timely manner after the publication of the National Instructional Materials Accessibility Standard in the Federal Register in accordance with 20 U.S.C. 1412(a)(23)(A) and (D); 34 CFR §300.172.</p>
		<p>23b. (Note: Check either "23b.1" or "23b.2" whichever applies.</p>
<p>X</p>		<p>23b.1 The State educational agency coordinates with the National Instructional Materials Access Center and not later than 12/03/06 the SEA as part of any print instructional materials adoption process, procurement contract, or other practice or instrument used for purchase of print instructional materials enters into a written contract with the publisher of the print instructional materials to:</p> <ul style="list-style-type: none"> • require the publisher to prepare and, on or before delivery of the print instructional materials, provide to the National Instructional

District of Columbia

<p>Yes (Assurance is given Place a check as applicable.)</p>	<p>No (Assurance cannot be given. Provide date on which State will complete changes in order to provide assurance.) Enter date(s) as applicable</p>	<p>Assurances Related to Policies and Procedures</p>
		<p>Materials Access Center, electronic files containing the contents of the print instructional materials using the National Instructional Materials Accessibility Standard; or</p> <ul style="list-style-type: none"> purchase instructional materials from the publisher that are produced in, or may be rendered in, specialized formats. (20 U.S.C. 1412(a)(23)(C); 34 CFR §300.172)
		<p>23b.2 The State educational agency has chosen not to coordinate with the National Instructional Materials Access Center but assures that it will provide instructional materials to blind persons or other persons with print disabilities in a timely manner. (20 U.S.C. 1412(a)(23)(B); 34 CFR §300.172)</p>
<p>X</p>		<p>24. The State has in effect, consistent with the purposes of the IDEA and with section 618(d) of the Act, policies and procedures designed to prevent the inappropriate overidentification or disproportionate representation by race and ethnicity of children as children with disabilities, including children with disabilities with a particular impairment described in 34 CFR §300.8. (20 U.S.C 1412(a)(24); 34 CFR §300.173)</p>
<p>X</p>		<p>25. The State educational agency shall prohibit State and local educational agency personnel from requiring a child to obtain a prescription for a substance covered by the Controlled Substances Act (21 U.S.C. 812(c)) as a condition of attending school, receiving an evaluation under 34 CFR §§300.300 through 300.311, or receiving services under the IDEA as described in 20 U.S.C. 1412(a)(25)(A)-(B); 34 CFR §300.174.</p>

B. Other Assurances

The State also makes the following assurances:

Yes	Other Assurances
X	1. The State shall distribute any funds the State does not reserve under 20 U.S.C. 1411(e) to local educational agencies (including public charter schools that operate as local educational agencies) in the State that have established their eligibility under section 613 for use in accordance with this part as provided for in 20 U.S.C. 1411(f)(1)-(3); 34 CFR §300.705.
X	2. The State shall provide data to the Secretary on any information that may be required by the Secretary. (20 U.S.C. 1418(a)(3); 34 CFR §§300.640-300.645.)
X	3. The State, local educational agencies, and educational service agencies shall use fiscal control and fund accounting procedures that insure proper disbursement of and accounting for Federal funds. (34 CFR §76.702)
X	4. As applicable, the assurance in OMB Standard Form 424B (Assurances for Non-Construction Programs), relating to legal authority to apply for assistance; access to records; conflict of interest; merit systems; nondiscrimination; Hatch Act provisions; labor standards; flood insurance; environmental standards; wild and scenic river systems; historic preservation; protection of human subjects; animal welfare; lead-based paint; Single Audit Act; and general agreement to comply with all Federal laws, executive orders and regulations.

C. Certifications

The State is providing the following certifications:

Yes	Certifications
X	<p>1. The State certifies that ED Form 80-0013, <i>Certification Regarding Lobbying</i>, is on file with the Secretary of Education.</p> <p>With respect to the <i>Certification Regarding Lobbying</i>, the State recertifies that no Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making or renewal of Federal grants under this program; that the State shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," when required (34 CFR Part 82, Appendix B); and that the State Agency shall require the full certification, as set forth in 34 CFR Part 82, Appendix A, in the award documents for all sub awards at all tiers.</p>
X	2. The State certifies that the arrangements to establish responsibility for services pursuant to 20 U.S.C. 1412(a)(12)(A)-(C); 34 CFR §300.154 (or 20 U.S.C. 1412(a)(12)(A)); 34 CFR §300.154(a) are current. This certification must be received prior to the expenditure of any funds reserved by the State under 20 U.S.C. 1411(e)(1); 34 CFR §300.171.

D. Statement

I certify that the State of the **District of Columbia** can make the assurances checked as 'yes' in Section II.A. and II.B. and the certifications required in Section II.C. of this application. These provisions meet the requirements of Part B of the Individuals with Disabilities Education Act (IDEA) as found in PL 108-446 and the implementing regulations. The State will operate its IDEA Part B program in accordance with all of the required assurances and certifications.

If any assurances have been checked 'no', I certify that the State will operate throughout the period of this grant award consistent with the requirements of the IDEA ,as found in PL 108-446 and any applicable regulations, and will make such changes to existing policies and procedures as are necessary to bring those policies and procedures into compliance with the requirements of the IDEA, as amended, as soon as possible, and not later than June 30, 2026. (34 CFR § 76.104)

I, the undersigned authorized official of the

District of Columbia, Office of the State Superintendent of Education
(Name of State and official name of State agency)

am designated by the Governor of this State to submit this application for FFY 2025 funds under Part B of the IDEA.

Printed/Typed Name of Authorized Representative of the State:
Title of Authorized Representative of the State:
Signature:
Date:

Section III

Description of Use of Funds Under Part B of the Individuals with Disabilities Education Act—20 U.S.C. 1411(e)(5); 34 CFR § 300.171

States must provide the Description of Use of Funds by completing and submitting the Excel Interactive Spreadsheet with the FFY 2025 Application.

Describe how the amount retained by the State educational agency under 20 U.S.C. 1411(e)(1) will be used to meet the following activities under Part B. (20 U.S.C. 1411(e)(1)-(3), (6) and (7).) The Department annually identifies for States the maximum amounts that a State may retain under Section 1411(e)(1) and (2).¹ The dollar amounts **listed in the Excel Interactive Spreadsheet** by the State for administration and for other State activities should add up to less or equal to the dollar amount provided to the State by the Department for each of these activities.

Enter whole dollar amounts (do not enter cents) in appropriate cells on the State's Excel Interactive Worksheet. The Excel Interactive Spreadsheet must be submitted as part of the State's application.

Describe the process used to get input from LEAs regarding the distribution of amounts among activities described in the Excel Interactive Spreadsheet to meet State priorities. (20 U.S.C. 1411(e)(5)(B); 34 CFR § 300.704)

1. OSSE made the FFY2025 IDEA Part B State Application, which includes an interactive Excel spreadsheet, available for public review and input.
2. OSSE informed LEAs through electronic communications via LEA-focused newsletters, the LEA Look Forward and the K12 Grants Newsletter.
3. OSSE reached out the State Advisory Panel on Special Education (SAPSE) via email, inviting members to provide their input on the IDEA Part B State Application.

¹Each State may reserve for each fiscal year not more than the maximum amount the State was eligible to reserve for State administration under this section for fiscal year 2004 or \$800,000 (adjusted in accordance with 20 U.S.C. 1411(e)(1)(B)), whichever is greater; and each outlying area may reserve for each fiscal year not more than 5 percent of the amount the outlying area receives under 20 U.S.C. 1411(b)(1) for the fiscal year or \$35,000, whichever is greater.

For each fiscal year beginning with fiscal year 2005, the Secretary shall cumulatively adjust: 1) the maximum amount the State was eligible to reserve for State administration under this part for fiscal year 2004; and 2) \$800,000, by the rate of inflation as measured by the percentage increase, if any, from the preceding fiscal year in the Consumer Price Index For All Urban Consumers, published by the Bureau of Labor Statistics of the Department of Labor.

Section IV

State Administration

Section 608(a) of the IDEA requires each State that receives funds under this title to:

- (1) ensure that any State rules, regulations, and policies relating to this title conform to the purposes of this title;
- (2) identify in writing to local educational agencies located in the State and the Secretary any such rule, regulation, or policy as a State-imposed requirement that is not required by this title and Federal regulations; and
- (3) minimize the number of rules, regulations, and policies to which the local educational agencies and schools located in the State are subject under this title.

States must attach to this application a list identifying any rule, regulation, or policy that is State-imposed (not required by IDEA or Federal regulations). If there are no such State-imposed rules, regulations, or policies, please so indicate. In addition, the State is required to inform local educational agencies in writing of such State-imposed rules, regulations or policies. (20 U.S.C. 1407(a); 34 CFR § 300.199)

Laws

- Placement of Students with Disabilities in Nonpublic Schools Amendment Act of 2006 (D.C. Law 16-269), as amended
- Special Education Student Rights Act of 2014 (D.C. Law 20-194)
- Enhanced Special Education Services Amendment Act of 2014 (D.C. Law 20-195)
- Special Education Quality Improvement Amendment Act of 2014 (D.C. Law 20-196)
- Student Fair Access to School Amendment Act of 2017 (D.C. Law 22-157)

Regulations

* All available in Title 5 of the DC Municipal Regulations at <http://www.dcregs.dc.gov/>

The following provision from Chapter E-22: Grades, Promotion, and Graduation:

- Section 2203.8: Completion/exit documents for students with disabilities

The following provisions from Chapter A-30: Special Education

3001 Obligations for Provision of FAPE

3001.2 (DCPS obligations)

3001.3 (Charter obligations)

3001.4, 3001.5 (eligibility through the school year in which the student turns age 22)

3001.6 (DYRS obligations)

3001.9 (charter admission preference)

3001.11 (transition from early intervention services)

3001.12 (transfers between school years)

3001.13 (duplicative enrollment)

3001.14 (charter school closure)

3002 Continuum of Alternative Placements

3002.2 (obligation to provide full continuum)

3002.3 (educational environments)

3003 Child Find

3003.2 (DCPS child find obligations)

3003.3 (public awareness activities)

3003.4 (DCPS child find obligations for children who are homeschooled or parentally-placed in private schools)

3004 Request for Initial Evaluation

3004.2 (referrals for children under the age of 6)

District of Columbia

3004.3 (pre-referral interventions)
3004.4 (parent notification of referral)
3004.6 (obligation to document an oral referral)

3005 Initial Evaluation Process
3005.4 (initial evaluation timeline)
3005.8 (consent for evaluation is not consent for services)

3006 Evaluation Procedures
3006.2(b) (evaluations for children under the age of 6)
3006.8 (medical evaluations)
3006.9 (evaluations for English learners)
3006.13, 3006.14 (screenings are not evaluations)

3007 Reevaluations
3007.4 (responding to parent request for reevaluation)
3007.5 (reevaluation timeline)

3009 Parent Participation
3009.1 (timeline for notifying parents of a meeting)
3009.2 (reasonable efforts to schedule a meeting)
3009.3(b) (alternative means of participating to include online telecommunication applications)
3009.3(e) (secondary transition planning at age 14)
3009.4 (providing parents copies of documents to be discussed)
3009.5 (alternative means of participating to include online telecommunication applications)
3009.6 (holding meetings without parents)
3009.8 (providing parents with copies of new or amended IEPs)

3010 Eligibility Determination
3010.4 (designating secondary disabilities)
3010.8 (providing parents documentation of the eligibility determination)

3011 Eligibility Categories
3011.4 (developmental delay)

3015 Extended School Year
3015.2 (eligibility for extended school year services)
3015.3 (definition of critical skill)
3015.6 (ESY services for transfer students)
3015.7 (ESY-related transportation)

3016 Parental Consent for the Initial Provision of Services
3016.2 (parent cannot decline consent for a particular service)

3017 Individualized Education Program Development
3017.2 (timeline for providing the IEP to school staff and related service providers)
3017.7 (incorporating Endrew F.)
3017.4 (timeline for providing the IEP to parents)
3017.6 (IEP must be individualized to the student's needs and not based upon the disability category)

3019 Individualized Education Program Amendment
3019.1 (limitations on IEP amendment)
3019.2 (parent notice of reasoning for proposed IEP amendment)
3019.4, 3019.5 (providing documentation of IEP amendment)

3020 Individualized Education Program In Effect
3020.2 (timeline to request documents from prior LEA)
3020.3 (timeline for response to documents requests)

District of Columbia

- 3020.4 (timeline for documenting IEP from prior LEA)
- 3020.5 (comparable services)
- 3020.6 (exception to comparable services obligation)
- 3020.7 (obligation to collect data related to transfer students)
- 3020.8 (out of state transfers)
- 3020.9 (in-state transfers)
- 3020.10, 3020.11 (expired or expiring IEPs for transfer students)

3022 Least Restrictive Environment

- 3022.2 (placement decisions shall not be based on existing placement options, services, staff, or space limitations)
- 3022.3 (additional costs or administrative inconvenience shall not be considered)

3025 Placement Outside of the LEA

- 3025.1 (notifying SEA of need for placement outside of the LEA)
- 3025.2 (pre-placement considerations)
- 3025.3 (required documentation for placement outside of the LEA)
- 3025.4 (timeline of SEA review)
- 3025.5 (SEA recommendation)
- 3025.6 (timeline for issuance of service location)
- 3025.7 (notification of extenuating circumstances)
- 3025.8 (limitations on service locations)
- 3025.9 (service location cannot use aversive interventions and must have state approval)
- 3025.10 (service location priorities)
- 3025.12 (change in service location)
- 3025.13 (change to more restrictive placement outside of the LEA)
- 3025.14 (residential treatment facility priorities)
- 3025.15 (location of psychiatric residential treatment facilities)
- 3025.16 (parent consent for Medicaid processes)
- 3025.17 (location of residential treatment facilities)
- 3025.18 (SEA funding of placements outside of the LEA)
- 3025.19 (LEA enrollment for students placed outside of the LEA)
- 3025.20 (LEA obligations for students placed outside of the LEA)
- 3025.21 (notification when a student placed outside of the LEA will exceed the maximum age or grade served by the LEA)

3026 Secondary Transition

- 3026.1 (transition planning at age 14)
- 3026.5 (annual review of course of study)
- 3026.6 (LEA obligation to provide a course of study resulting in a regular high school diploma)
- 3026.8 (requirement to identify adult services and necessary)

3027 IEP Certificate of Completion

- 3027.1 (LEA policy requirements)
- 3027.2 (default state-level requirements)
- 3027.3 (policy in effect)
- 3027.4 (timing of decision to pursue an IEP Certificate of Completion)
- 3027.5 (student eligibility exclusions)
- 3027.6 (entitlement to participate in graduation exercises)
- 3027.7 (LEA FAPE obligations)
- 3027.8 (notification to student of LEA FAPE obligations)

3028 Exit from Special Education

- 3028.1 (eligibility through the school year in which the student turns age 22)
- 3028.3 (parent and student notice prior to exit from special education)
- 3028.4 (eligibility through the school year in which the student turns age 22)
- 3028.5 (timeline for provision of summary of performance)

District of Columbia

3029 System of Record

3029.1 (requirement to use state-level special education data system)

3029.2 (timeline for updating student records)

3032 Prior Written Notice

3032.1 (prior written notice required for change in service location)

3032.2 (prior written notice content)

3032.3 (procedural safeguards notice content)

3034 Educational Surrogate Parent

3034.1 – 3034.9 (state procedures for educational surrogate parent program)

3035 Transfer of Rights: General Provisions and Supported Decision-Making

3035.1 – 3035.3 (transfer of rights at age of majority and supported decision-making)

3036 Transfer of Rights: Exceptions

3036.1 – 3036.16 (exceptions to the transfer of rights at age of majority and local procedures)

3037 Transfer of Rights: Notice

3037.1 (notice to parent and student of transfer of rights at age of majority)

3038 Independent Educational Evaluations

3038.6 (rates for independent educational evaluations)

3039 Private Placement of Children by Parents When FAPE Is At Issue

3039.1 (SEA is not required to pay special education and related services costs when FAPE was made available and the parent elected to place the child in a private placement)

3040 Parentally-Placed Private School Children When FAPE Is Not At Issue

3040.1 (DCPS responsibility for parentally-placed private school children)

3040.5 (DCPS obligations for evaluations, reevaluations, and eligibility determinations)

3040.6 (DCPS obligations following an initial determination of eligibility)

3040.14 (DCPS obligations for transportation when the parent declines such services)

3040.17 (DCPS obligations for child count of parentally-placed private school children)

3041 Parent Observation

3041.1- 3041.4 (procedures for parent observation of classrooms consistent with DC law)

3042 Child Count

3042.3 (child count for dependent LEAs)

3043 Disciplinary Removal

3043.4 (documentation of manifestation determination)

3043.5 (limitation on removal to interim alternative educational settings)

3044 Restraint

3044.1- 3044.9 (requirements related to physical restraint of students with disabilities)

3045 Seclusion

3045.1 – 3045.6 (requirements related to the seclusion of students with disabilities)

3046 Restraint and Seclusion: Reporting

3046.1 – 3046.7 (LEA documentation, notice, and reporting requirements related to the restraint and seclusion of students with disabilities)

3047 Mediation

3047.3 (mediation request must be in writing)

District of Columbia

3048 State Complaints

3048.1 – 3048.6 (state procedures for state complaints consistent with IDEA)

3049 Impartial Due Process

3049.2 (content of parent-initiated due process complaint)

3049.3 (content of public agency or LEA due process complaint)

3049.4 (SEA provision of information to the parent and timeline)

3039.5 (meaning of financial interest)

3052 Resolution Meetings

3052.7 (notice of voiding resolution agreement)

5053 Due Process Hearings and Hearing Officer Determinations

3053.6 (burdens of production and persuasion)

3053.9 (student transfer to new LEA during implementation of hearing officer determination)

3054 Expert Witness Fees

3054.1 – 3054.3 (expert witness fees consistent with DC law)

- Section 3099: Definitions of “assessment”, “behavior intervention plan”, “child”, “child find”, “course of study”, “District”, “DCPS”, “developmental delay”, “educational representative”, “educational surrogate parent”, “emergency circumstances”, “enrollment”, “functional behavioral assessment”, “general education curriculum”, “incapacitated individual”, “least restrictive environment”, “local education agency”, “mechanical restraint”, “meeting”, “nonpublic special education school or program”, “Office of the State Superintendent of Education”, “paraprofessional”, “physical restraint”, “placement”, “prone restraint”, “public charter school”, “reasonable efforts”, “seclusion”, “service location”, “student information system”, and “supported decision-making”.

Chapter A-28: Nonpublic Special Education Schools and Programs Serving Students with Disabilities Funded by the District of Columbia and Special Education Rates

Chapter A-29: Invoice Processing for Special Education Providers Serving District of Columbia Children with Disabilities Funded by the District of Columbia

The following provision of Chapter A-31: Early Intervention Program for Infants and Toddlers with Disabilities:

- Section 5-A3110: State Option to Make Services Under Part C of IDEA Available to Children Ages Three (3) and Older

Policies

* All available at <https://osse.dc.gov/service/specialized-education-local-policies>, unless noted.

Comprehensive Child Find Policy

Confidentiality of Student Information Policy

Early Childhood Transition Policy

Extended IFSP Option for Children Age 3 to Age 4 Policies and Procedures

Extended School Year (ESY) Services Policy and Certification

Individualized Education Program (IEP) Amendment Policy

Individualized Education Program (IEP) Implementation for Transfer Students Policy

Individualized Education Program (IEP) Process Policy

IDEA Part B Grant Eligibility and Administration Hearing Process Policy

Least Restrictive Environment and Inclusion Policy

Part B Initial Evaluation / Reevaluation Policy

Policies and Procedures for Placement Review, Revised

Related Services Policy

Secondary Transition Policy

Special Education Transportation Services Policy

District of Columbia

Specialized Education State Complaints Policy and Procedures, *available at:*
<http://osse.dc.gov/service/specialized-education-state-complaints>

Section V

A. Maintenance of State Financial Support

Pursuant to the authority established in IDEA section 618(a)(3), each applicant for funds under section 611 must provide the following State fiscal data with a certification of its accuracy by the State budget office or an authorized representative thereof. Amounts should be shown in whole dollars and are for the State fiscal year (SFY). States may meet the maintenance of State financial support (MFS) requirement in IDEA section 612(a)(18) and 34 CFR § 300.163 on either a total or per capita basis. In order to complete Section V.A. of the Application, States must provide in whole dollars the total amount of State financial support made available for special education and related services for children with disabilities during SFYs 2023 and 2024. However, if a State met the MFS requirement on a per capita basis, it **must** complete the first chart and then may also complete the second chart by providing, in whole dollars, the amount of State financial support made available for special education and related services per child with a disability during SFYs 2023 and 2024.

Total Amount of State Financial Support Made Available for Special Education and Related Services for Children with Disabilities

SFY 2023	\$546,819,350.19
SFY 2024	\$553,185,300.15

Per capita amount of State Financial Support Made Available for Special Education and Related Services for Children with Disabilities

SFY 2023	
SFY 2024	

State Budget Officer or Authorized Representative (Printed Name)

Signature of State Budget Officer or Authorized Representative

Date

B. Significant Disproportionality

In accordance with 34 CFR § 300.647(b)(7), each State must report all risk ratio thresholds, minimum cell sizes, minimum n-sizes, standards for measuring reasonable progress if the State uses the “reasonable progress” flexibility in 34 CFR § 300.647(d)(2), and the rationales for each, to the Department. Under § 300.647(b)(7), rationales for minimum cell sizes that exceed 10 and minimum n-sizes that exceed 30 must include a detailed explanation of why the numbers chosen are reasonable and how they ensure that the State is appropriately analyzing and identifying LEAs with significant disproportionality based on race and ethnicity, in the identification, placement, or discipline of children with disabilities. Additionally, pursuant to the authority established in IDEA section 618(a)(3), each applicant must also provide the number of years of data it uses in making annual determinations of significant disproportionality. Each applicant must provide this information by completing and submitting the Significant Disproportionality Reporting Form.

All States completed and submitted the **Significant Disproportionality Reporting** Form with their FFY 2020 IDEA Part B application. After the initial submission of the Form, a State will only be required to submit the Form with any future annual IDEA Part B State applications if the State modifies its risk ratio thresholds, minimum cell sizes, minimum n-sizes, standards for measuring reasonable progress, and rationales for each, or the number of years of data used in making annual determinations of significant disproportionality.

If your State has revised its Significant Disproportionality procedures or has any questions regarding Section V.B. of the grant application, please contact your OSEP State Lead before the Application due date.