

FALL RIVER JOINT UNIFIED SCHOOL DISTRICT

Policy 3541.2

BUSINESS AND NONINSTRUCTIONAL OPERATIONS

Transportation for students with disabilities

The Governing Board shall ensure that appropriate transportation services are provided for students with disabilities as specified in their individualized education program (IEP) or accommodation plan. The district shall make home-to-school transportation available for students at no cost to parents/guardians as specified in the student's IEP.

The Superintendent or designee shall establish criteria and procedures for determining the most appropriate mode of transportation for an individual student based on identified needs as determined in the IEP or accommodation plan.

IEP teams shall authorize the provision of transportation in accordance with criteria set forth in administrative regulations. In selecting the most appropriate mode of transportation for an individual student, the IEP team, including a representative of the transportation department, shall consider the student's unique safety and health needs and the extent to which transportation arrangements may help the student develop independent mobility skills.

The Superintendent or designee shall arrange transportation schedules so that students with disabilities do not spend an excessive amount of time on buses compared to other students. Arrivals and departures shall not reduce the length of the school day for these students except as may be prescribed on an individual basis.

The Superintendent or designee shall establish procedures to ensure compatibility between mobile seating devices and bus securement systems. School bus drivers shall be trained in the proper installation of mobile seating devices in the securement systems required by Federal Motor Vehicle Safety Standard No. 222 (49 CFR 571.222)

Legal Reference:

EDUCATION CODE

38028 Payment of transportation cost

38057 Guide dogs, signal dogs and service dogs on bus

41850-41854 Allowances for transportation

48209-48209.16 Alternative interdistrict attendance program

48915.5 Expulsion of students with exceptional needs

56221 Adoption of policies

56327 Assessment for special education and related services

56345 Individualized education program

56366 Nonpublic nonsectarian schools or agencies

56366.1 Waiver of requirements under section 56365 and 56366

CODE OF REGULATIONS, TITLE 5

15050 Transfer of funds to child development fund and development center for handicapped pupils fund

15243 Physically handicapped minors

15271 Exclusion from report

UNITED STATES CODE, TITLE 20

1400 - 1491o Individuals with Disabilities Education Act

UNITED STATES CODE, TITLE 29

794 Section 504 of the Rehabilitation Act of 1973
CODE OF FEDERAL REGULATIONS, TITLE 34
104.4 Equal opportunity under the Rehabilitation Act of 1973, Section 504
CODE OF FEDERAL REGULATIONS, TITLE 49
571.222 Federal requirements for bus securement systems
Management Resources:
CDE MANAGEMENT ADVISORIES
0500.92 Implementation of Special Education Transportation Apportionment (#92-02)
CDE PROGRAM ADVISORIES
0609.95 School transportation fee exemption for handicapped children and pupils whose parents or guardians are indigent (LO: 2-95)

Policy adopted: 6/2/93
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Regulation 3541.2

BUSINESS AND NONINSTRUCTIONAL OPERATIONS

Transportation for students with disabilities

IEP teams shall authorize appropriate special education transportation to and from school for special education students who have:

1. An orthopedic or other physical impairment that significantly impairs mobility.
2. A severe sensory impairment such as full or partial blindness or deafness which puts their safety and well-being at risk.
3. A significant delay in social, emotional, or cognitive development, as documented by appropriate assessment data, which puts their safety and well-being at risk.

Students eligible for special education transportation for one of the above reasons may receive such transportation to and/or from a child-care provider located within the District.

The District shall provide special education transportation to and from alternative sites or clinics where the student is scheduled to receive a related service included in the student's IEP.

When authorizing special transportation for students with disabilities, the individualized education program (IEP) team or Section 504 committee shall consider, at a minimum, all of the following:

1. The student's safety and health needs
2. The extent to which transportation arrangements may help the student develop independent mobility skills
3. The student's difficulty in using regular transportation services

4. The coordination of regular and special transportation

Disabled students who do not meet any of the above criteria may use regular home-to-school transportation. A student who would otherwise not be eligible for special education transportation may receive such transportation if assigned to a site other than his/her neighborhood school for the purpose of receiving special education.

When a disabled student is excluded from school bus transportation due to expulsion, the district shall provide alternative transportation at no cost to the student or parent/guardian. (Education Code 48915.5)

When contracting with a nonpublic, nonsectarian school or agency to provide special education services, the Superintendent or designee shall ensure that the contract includes general administrative and financial agreements related to the provision of transportation services specified in the student's IEP. (Education Code 56366)

Students admitted to a special education program in the District on an interdistrict transfer agreement must, as a condition of attendance, arrange for the district or SELPA of residence to provide any necessary transportation.

Guide dogs, signal dogs and service dogs trained to provide assistance to disabled persons may be transported in a school bus when accompanied by disabled students, disabled teachers or persons training the dogs. (Education Code 38057)

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