

Stanislaus SELPA

Regina A. Hedin
SELPA Director

Stanislaus Special Education Local Plan Area

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Location:
Hatch & Stonum
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ATTACHMENT TO NOTICE OF PROCEDURAL SAFEGUARDS

Date: July 1, 2005
To: Parents/Guardians
From: Regina Hedin, Stanislaus SELPA Director
Re: **Mediation, Due Process and the Notice of Procedural Safeguards**

Beginning July 1, 2005, all requests for mediation and/or due process hearings must be submitted to the Special Education Unit of the Office of Administrative Hearings at the following address:

Special Education Division
Office of Administrative Hearings
2349 Gateway Oaks Drive, Suite 200
Sacramento, CA 95833
(916) 263.0880
Fax (916) 263.0890

You are urged to attempt to reach a negotiated settlement of the case prior to hearing thorough participation in a Resolution Meeting and/or mediation.

A Resolution Meeting is a mandatory meeting between the parties convened by the public educational agency (includes but not limited to, a school district, SELPA and LEA) within 15 days after the filing of the Request for Due Process Hearing. The meeting is an opportunity for the parties to discuss the complaint and attempt to resolve their differences without attorneys present. If the parties reach resolution, the settlement agreement shall be reduced to writing and signed by all the parties. The written agreement shall be legally binding and enforceable in any court of competent jurisdiction.

If you have questions, please contact the Special Education Division, Office of Administrative Hearings.

Additionally, the Stanislaus SELPA is in the process of updating the Notice of Procedural Safeguards. However, pursuant to the Individuals With Disabilities Education Improvement Act of 2004 (IDEA 2004), the State of California is required to notify school districts in writing regarding any Stat rule, regulation or policy that is not required by IDEA 2004. This information may change the information that is required to be included in the Notice of Procedural Safeguards. To date, the state has not issued the required written notice, nor has the state amended state law to conform with federal law.