

Notice of Public Hearing

LSA Document #23-504

Notice of Public Hearing

Under [IC 4-22-2-24](#), notice is hereby given that on October 26, 2023, at 2:00 p.m., at the Indiana Government Center South, 302 West Washington Street, Wabash Hall, Conference Room 1, Indianapolis, Indiana, the Indiana State Board of Education will hold a public hearing on proposed changes to [511 IAC 4](#), [511 IAC 6](#), and [511 IAC 7](#). The proposed rule adds [511 IAC 4-1.5-9](#) concerning instruction for students with injuries and temporary or chronic illnesses; adds [511 IAC 4-1.5-10](#) concerning medication administration; adds [511 IAC 6-7.1-12](#) concerning authority to award locally developed certificates; amends [511 IAC 7-32-32](#) to update the definition of "educational surrogate parent"; amends [511 IAC 7-32-40](#) to update the definition of "free appropriate public education"; amends [511 IAC 7-32-52](#) to update the definition of "institution of higher education"; adds [511 IAC 7-32-103.5](#) to add a definition for "virtual instruction"; amends [511 IAC 7-34-1](#) concerning special education and related services for parentally-placed students in nonpublic schools; amends [511 IAC 7-34-3](#) concerning educational evaluations for parentally-placed nonpublic school students attending nonpublic schools outside the school corporation of legal settlement; amends [511 IAC 7-34-4](#) concerning consultation with nonpublic school representatives and representatives of parents; amends [511 IAC 7-34-5](#) concerning decisions regarding services provided by the public agency and service plans; amends [511 IAC 7-34-6](#) concerning due process hearings and complaints; amends [511 IAC 7-34-7](#) concerning requirements pertaining to Part B funds; amends [511 IAC 7-35-2](#) concerning supports for public agency personnel; amends [511 IAC 7-36-10](#) concerning state and local assessments; amends [511 IAC 7-40-2](#) concerning comprehensive and coordinated early intervening services; amends [511 IAC 7-40-3](#) concerning educational evaluations in general; amends [511 IAC 7-40-5](#) concerning conducting an initial educational evaluation; amends [511 IAC 7-40-7](#) concerning independent educational evaluations; amends [511 IAC 7-40-8](#) concerning reevaluations; adds [511 IAC 7-40-9](#) concerning notice by electronic mail; amends [511 IAC 7-41-9](#) concerning multiple disabilities; amends [511 IAC 7-42-3](#) concerning case conference committee participants; amends [511 IAC 7-42-6](#) concerning developing an individualized education program; amends [511 IAC 7-42-8](#) concerning implementation and termination of individualized education programs; amends [511 IAC 7-42-9](#) concerning review and revision of the individualized education program; amends [511 IAC 7-42-10](#) concerning least restrictive environments and delivery of special education and related services; amends [511 IAC 7-42-11](#) concerning instruction for a student at the student's home or alternative setting; adds [511 IAC 7-42-16](#) concerning notice by electronic mail; amends [511 IAC 7-43-1](#) concerning related services; amends [511 IAC 7-43-4](#) concerning the transition individualized education program; amends [511 IAC 7-43-7](#) concerning summary of performance; amends [511 IAC 7-44-1](#) concerning removals and services in general; amends [511 IAC 7-44-2](#) concerning disciplinary change of placement; amends [511 IAC 7-44-3](#) concerning removals of more than 10 cumulative days that do not result in a change of placement; amends [511 IAC 7-44-4](#) concerning removals of more than 10 consecutive days or 10 cumulative days that results in a change of placement; amends [511 IAC 7-44-6](#) concerning interim alternative educational settings; weapons, drugs, and serious bodily injury; adds [511 IAC 7-45-0.5](#) concerning dispute resolution; amends [511 IAC 7-45-2](#) concerning mediation; amends [511 IAC 7-45-3](#) concerning due process hearing requests; amends [511 IAC 7-45-4](#) concerning sufficiency of the request for a due process hearing; amends [511 IAC 7-45-5](#) concerning responding to the request for a due process hearing; amends [511 IAC 7-45-6](#) concerning the resolution process; adds [511 IAC 7-45-6.5](#) concerning prehearing procedures; amends [511 IAC 7-45-7](#) concerning conducting a hearing; amends [511 IAC 7-45-8](#) concerning independent hearing officer qualifications; amends [511 IAC 7-45-10](#) concerning expedited due process hearings and petition for judicial review; amends [511 IAC 7-46-1](#) concerning federal child count procedures; amends [511 IAC 7-47-1](#) concerning application from a school corporation of legal settlement or charter school; amends [511 IAC 7-47-2](#) concerning appeal from denial of application; amends [511 IAC 7-49-2](#) to add a definition of "local school corporation"; amends [511 IAC 7-49-4](#) concerning the choice special education plan; amends [511 IAC 7-49-10](#) concerning proportionate share; and adds [511 IAC 7-50](#) concerning the Indiana education scholarship account education service plan. The proposed rule also repeals [511 IAC 7-32-67](#), [511 IAC 7-32-103](#), and [511 IAC 7-42-12](#).

The proposed rule amendments would not impose requirements or costs under [IC 4-22-2.1-5](#).

Copies of these rules are now on file at the Indiana Government Center North, 100 North Senate Avenue, 9th Floor, Indianapolis, Indiana and are open for public inspection and copying.

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