



Vincent Hernandez, II
Interim Director
Special Education Department
Stockton, CA 95206
(209) 933-7120
FAX (209) 943-7716

BOARD OF EDUCATION
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Child's Name
Parents' Address

Date

This letter is prior written notice by the Stockton Unified School District ("District"), pursuant to 34 CFR § 300.503, regarding your student's upcoming transition from Part C to Part B services upon his/her third birthday on _____, 2020.

The District determined it was necessary to close its school(s) on March 13, 2020 to prevent/contain the spread of COVID-19, in consultation with the Center for Disease Control ("CDC"), California Department of Education ("CDE"), and Department of Public Health ("DPH"). Since the closure started, the District has received ongoing guidance from the Governor, California Department of Education ("CDE") federal Office for Civil Rights ("OCR") and the District's Governing Board of Education. The District will continue to provide updates regarding its closure-related activities as more information becomes available.

Pursuant to 34 C.F.R. § 303.211 and California Education Code § 56426.9 the District must ensure that each child who participated in early childhood special education services and who is determined by an Individual Education Program ("IEP") team to qualify as an individual with exceptional needs as defined by California Education Code § 56026 has in place on or before his or her third birthday, an IEP or an Individual Family Service Plan ("IFSP") that has been developed and is being implemented for the child. Generally, the District would propose an assessment plan to conduct a complete assessment of the child before developing an IEP to transition the child from Part C to Part B services. However, as a result of school closures to prevent/contain the spread of COVID-19, and state and federal stay-at-home orders, the District is not currently able to conduct assessment necessitating face-to-face contact and observations in appropriate settings. Moreover, on March 16, 2020, the California Legislature passed SB 117, effectively waiving the timeline for providing assessment plans for purposes of conducting initial assessments during school closures due to COVID-19. Without assessing your child and/or observing him/her in an appropriate setting, the District is unable to develop an appropriate IEP at this time. In light of this unique situation, the District proposes to meet with you for planning purposes regarding those services in your child's most recent IFSP and supporting your child as appropriate and feasible until we are able to complete the initial assessment. When we have a better understanding of when District-wide closure will end and assessments can continue as usual, the District will provide updates with respect to your child's initial assessment and transition from Part C to Part B under the IDEA as appropriate based on the results of the assessments and your child's needs. Your case manager will be in touch with you to set up this meeting and to answer any questions you may have about your child's program.

Please be aware that the educational placement and services made available during the period of the COVID-19 closure shall not constitute "stay-put" as that term is understood under the IDEA

and supporting regulations, and upon termination of the school closure, or in some circumstances limited lifting of the shelter-in-place orders, the District agrees to conduct an initial assessment as required under special education laws and regulations and to hold an IEP team meeting to develop an appropriate IEP for your child.

In making its determination regarding educational opportunities available during the school closure, including to children transitioning from Part C to Part B services, the District reviewed and considered the following:

- Recommendations from the OCR,
- Recommendations from the CDC,
- Recommendations from the CDE,
- Recommendations from the DPH ,
- Executive Orders from the Governor,
- Recommendations from local governmental agencies, and
- All other relevant information available to the District.

Finally, please be advised that the parents of a child with a disability have protection under the federal parental rights and procedural safeguards set forth in 34 C.F.R. Part 300. Enclosed you will find a copy of those parental rights and procedural safeguards. The sources which you may contact to obtain assistance in understanding the provisions of the enclosed procedural safeguards are:

Stockton USD SELPA
1541 E March Lane, Suite A
Stockton, CA 95210

and

California Department of Education
P.O. Box 944272
Sacramento, CA 94244-2720

If you have any questions, please do not hesitate to call me at (209) 933 - 7120 between 9:00 a.m. and 3:00 p.m. or call the District Helpline at (209) 933-7111.

Sincerely,

Vincent Hernandez, II

Vincent Hernandez II
Interim Director of Special Education
Stockton Unified School District

Enclosure: Parental Rights and Procedural Safeguards