

SUBJECT: LEAST RESTRICTIVE ENVIRONMENT

Least restrictive environment means that placement of students with disabilities in special classes, separate schools or other removal from the regular educational environment occurs only when the nature or severity of the disability is such that even with use of supplementary aids and services, education in regular classes cannot be satisfactorily achieved. The placement of an individual student with a disability in the least restrictive environment shall:

- a) Provide the special education and related services, as well as supplementary aids and services, needed by the student. The term “related services” does not include a medical device that is surgically implanted, the optimization of the device’s functioning (e.g., mapping), maintenance of, or the replacement of such device.
- b) Provide for education of the student to the maximum extent appropriate to the needs of the student with other students who do not have disabilities; and
- c) Be as close as possible to the student’s home.

The District has an obligation, pursuant to law and regulation, to educate students with disabilities in the least restrictive environment. The School District shall ensure that:

- a) A student with a disability will not be removed from education in age-appropriate regular classrooms solely because of needed modifications in the general education curriculum;
- b) Each student with a disability shall be educated with nondisabled students to the maximum extent appropriate;
- c) Each student with a disability shall be removed from the regular educational environment only when the nature or severity of the student’s disability is such that education in general education classes with the use of supplementary aids and services cannot be achieved satisfactorily; and
- d) To the maximum extent appropriate to the student’s needs, each student with a disability shall participate with nondisabled student in nonacademic and extracurricular services and activities.

The District shall ensure that a continuum of alternative placements, in accordance with law and/or regulation, will be available to meet the needs of students with disabilities. To enable students with disabilities to be educated with nondisabled students to the maximum extent appropriate, specially designed instruction and supplementary services must be provided in the regular class, including, as appropriate, related services, consultant teacher services, paraprofessional support, resource room services, integrated co-teaching, and special class programs within the general education classroom.

(Continued)

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Individuals with Disabilities Education Act (IDEA) 20 USC Section 1400 et
seq. 34 CFR Part 300
Education Law Sections 4401-4410-a
8 NYCRR Sections 100.5, 100.9, 200.1(cc), 200.1(qq), 200.2(b), 200.4 and 200.6

Reviewed: 4/21/15

First Read: 5/26/15

Second Read/Adoption: 6/8/15