

Capistrano Unified School District  
San Juan Capistrano, California

[Date]

[Parent's Name]  
[Street]  
[City], California [Zip]

Re: Serving Children with Disabilities Enrolled by Their Parents in Private School - Annual Notice

Dear:

Capistrano Unified School District has developed a policy entitled *Policy for Serving Children with Disabilities Enrolled by Their Parents in Private School*. A copy of this policy is attached. This policy summarizes the federal law and regulations governing a school district's obligations to children with disabilities enrolled by their parents in private schools.

A school district's obligations to private school children with disabilities are limited. Under the Individuals with Disabilities Education Act ("IDEA") and its implementing regulations, *no private school child with a disability has an individual right to receive some or all of the special education and related services that the child would receive if enrolled in the public school system*. Rather, the federal law and regulations require school districts to:

- \* Identify, locate and assess these children
- \* Make a free appropriate public education available to these children
- \* Develop an individualized educational program (IEP) if their parents express an interest in enrolling (or re-enrolling) their child in a public school;
- \* Implement the IEP if and when their parents enroll their child in public school.
- \* Provide special education and related services to these children consistent with their numbers and needs using proportionate share of federal funding.

Pursuant to the CUSD's *Policy for Serving Children with Disabilities Enrolled by Their Parents in Private School*, your child is "a private school child with a disability" and  does  does not currently receive services pursuant to a Services Plan.

Please be advised that your school district of residence continues to make available a free appropriate public education available to your child. If you express an interest in enrolling (or re-enrolling) your child in a public school, the school district will develop an IEP for your child. The district will then implement that IEP if and when you enroll your child in a public school. If it is your clear intent to maintain your child's enrollment in private school, your child may be (or continue to be) eligible to receive services under a Services Plan.

Please inform us of how you intend to proceed with regard to your child by completing the enclosed *Notification of Parental Intent* form. Thank you for your prompt attention to our inquiry. If you have any questions or need further information, please do not hesitate to contact us.

Sincerely,

Encl.: *Policy for Serving Children with Disabilities Enrolled by Their Parents in Private School (SpEd 47)*  
*Notification of Parental Intent (SpEd 44)*