

# New Jersey Department of Education



## Chapter 14, Special Education September 8, 2021



Please note that this presentation has been modified from its original version to be more accessible.

# Purpose of the Chapter



- Chapter 14 ensures the right of students with disabilities to receive a free appropriate public education in the least restrictive environment as required by the Individuals with Disabilities Education Act (IDEA).
- Chapter 14 also ensures that all decisions regarding students with disabilities are made on an individualized basis.



# Temporary Rule Modification

## Adopted April 1, 2020



- Permitted special education instruction provided to students with disabilities through electronic communications, virtual or other online platforms.

*N.J.A.C. 6A:14-1.1(d)5*

- Permitted related services to be provided to students with disabilities through telehealth or other virtual or online platforms.

*N.J.A.C. 6A:14-3.9(a)*

- Permitted NJDOE-approved clinics/agencies to deliver related services virtually or through online platforms.

*N.J.A.C. 6A:14-5.2(f)*



# Termination of Modified Rule



- **6A:14-1.1(d)5** will be terminated effective upon filing with the Office of Administrative Law.
- IEP teams, which include the student's parents/guardians, retain the flexibility to make individualized determinations to meet the unique needs of the student.



# Temporary Rule Modifications to Remain in Effect



- **6A:14-3.9(a) & 6A:14-5.2(f)** will remain in effect until January 11, 2022 at which time they will expire.
- Maintains flexibility to deliver related services, such as speech-language, and counseling, through telehealth or other virtual or online platforms.
- Allows NJDOE-approved clinics/agencies to continue to deliver related services virtually or through online platforms.

