

A new section to article 67-23 is created as follows:

Timelines - Exception to sixty-day timeframe for initial evaluation. The district must evaluate a referred child within 60 calendar days after obtaining parental consent for the evaluation unless:

1. An extension is necessary because of extreme weather that prevented or interfered with the evaluation and the extreme weather condition is documented; or

2. Either party establishes to the Department of Public Instruction's satisfaction that access to a qualified evaluator is so limited that the evaluation cannot occur in the initial 60 days.

The evaluation period, including an extension for the circumstances described above, may not exceed 90 calendar days.

History: Effective July 1, 2009

General Authority: N.D.C.C. §15.1-32-09

Law Implemented: N.D.C.C. ch. 15.1-32; 20 USC 1414