

Sec. 1. STUDENTS WHO TRANSFER WITH AN IEP

When a student transfers to IDEA Public Schools from another school within Texas, IDEA Public Schools shall provide a free appropriate public education (“FAPE”) to the student. IDEA Public Schools shall provide comparable services as those described in the individualized education program (“IEP”) the student transferred with until IDEA Public Schools adopts the student’s IEP from the previous school, or develops, adopts and implements a new IEP.

If the student with a disability transfers to from a school outside of Texas, IDEA Public Schools shall provide the student with FAPE, including comparable services, until IDEA Public Schools conducts an evaluation and develops, adopts, and implements a new IEP. (34 CFR §300.323)

A new IEP must be implemented within 30 school days from the date the student is verified as being a student eligible for special education services.

If a student transfers from IDEA Public Schools, IDEA Public Schools will furnish the student’s special education records to the student’s new school not later than the 10th working day after the date a request for the information is received by IDEA Public Schools. (19 TAC §89.1050(j)(3))