

**SPECIAL EDUCATION: DETERMINATION OF A SPECIFIC LEARNING DISABILITY**

It shall be the policy of the Brookline School District to evaluate for specific learning disabilities in a manner consistent with the procedures and standards included in N.H. Department of Education rule 1107 and 34 C.F.R. §§300.301 - .311, as applicable. A specific learning disability is determined through professional judgment using multiple supporting evidences. All staff, students, parents and other interested persons are directed to the New Hampshire Department of Education Special Education Procedural Safeguards Handbook.

In making determinations regarding whether a student has a specific learning disability under state and federal special education rules, the District shall use:

A. The “pattern of strengths and weaknesses” model as set forth in New Hampshire State Board of Education rule Ed 1107.02(a)(1) and in federal regulation 34 C.F.R. §§ 300.307(a)(1) and 300.309(a)(2)(ii), using multiple sources of data.

OR

B. The “response to intervention” (RTI) model as set forth in Ed rule 1107.02(a)(2) and federal regulation 34 C.F.R. §§ 300.307(a)(2) and Ed rule 1107.02(a)(2).

The District will find the child eligible if the child satisfies either model.

**Legal References:**

*200 U.S.C. 1414(b)(6) (2004)*

*RSA 186-C:16*

*NH Rules for the Children with Disabilities: Ed. 1106.01(b), (d-e), 1107.01(a), 1107.02, 1107.04(a-b), & Table 1100.1 (2008).*

*IDEA Federal Regulations 34 CFR: 300.8(a)(10), 300.307-300.311 (2006)*

*First Reading: July 26, 2011*

*Second Reading: August 23, 2011*

*Third Reading: Waived*

*Approved: August 23, 2011*

1<sup>st</sup> Reading: November 30, 2022 (as amended)