

New Jersey Department of Education

Special Education Regulations

N.J.A.C. 6A:14

Proposed Readoption with
Amendments

March 4, 2020



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

Special Education Regulations Applicability

- Students with a *suspected* disability
- Students with disabilities transitioning from early intervention to preschool
- Students with disabilities, ages 3-21, who meet eligibility criteria for special education and related services
- Students, ages 3-21, who meet eligibility for speech-language services



Select Special Education Data (As of October 15, 2018)

- More than 241,000 students receiving services
 - More than 20,000 students ages 3-5
 - More than 220,000 students ages 6-21
- More than 162,000 students (ages 6-21) spend at least 40% of the school day inside the regular classroom
- Nearly 75,000 students have a specific learning disability
- More than 22,000 students are classified with autism



Select Special Education Data (As of October 15, 2018)

Disability Category	Number of Students	Percent of Students with Disabilities
Autism	22,251	1.63
Deaf-Blindness	25	0
Preschool Disabled	13,772	1.01
Emotional Disturbance	7,532	0.55
Hearing Impairment	1,458	0.11
Multiple Disabilities	14,462	1.06



Select Special Education Data (As of October 15, 2018)

Disability Category	Number of Students	Percent of Students with Disabilities
Intellectual Disability	5,393	0.40
Other Health Impairment	49,499	3.63
Orthopedic Impairment	331	0.02
Specific Learning Disability	75,226	5.51
Speech or Language Impairment	50,243	3.68



Select Special Education Data (As of October 15, 2018)

Disability Category	Number of Students	Percent of Students with Disabilities
Traumatic Brain Injury	469	0.03
Visual Impairment	386	0.03
<i>Total</i>	<i>241,047</i>	<i>17.66</i>



Types of Services Provided to Students with Disabilities

- Accommodations
- Assistive Technology
- Adapted Materials and Assessments
- Modified Instruction, Assessments, Alternate Assessments
- Related Services: Counseling, Speech/Language, Physical/Occupational Therapy
- Instruction by a Special Education Teacher in a Resource Room
- Instruction by a Special Education Teacher in a Self-Contained Classroom
- Instruction by Special Education Teachers in a Separate School



Purpose - Ensure Students with Disabilities

- Receive a ***Free, Appropriate Public Education (FAPE)*** beginning at age 3
- Receive special education and related services.
- Decisions considering programs and services are based on each student's unique needs
- Educated in the ***Least Restrictive Environment (LRE)***
- Rights are protected – including those guaranteed by the IDEA



Proposed Readoption with Amendments

- Ensure the Chapter 14 Rules do not expire
- Update terminology/use of consistent terms
- Readoption with amendments will allow the rules to remain in place in the event of statutory changes to the IDEA
- Following readoption with amendments, the Department plans to initiate a future rulemaking that will consider more substantive changes resulting from public comments received during readoption as well as feedback during stakeholder engagement



Proposed Changes to Eligibility Category Titles

<i>Current</i>	<i>Proposed</i>
Auditorily Impaired	Auditory Impairment
Autistic	Autism
Intellectually Disabled	Intellectual Disability
Communication Impaired	Communication Impairment
Emotionally Disturbed	Emotional Regulation Impairment



Proposed Changes to Eligibility Category Titles

<i>Current</i>	<i>Proposed</i>
Multiply Disabled	Multiple Disabilities
Orthopedically Impaired	Orthopedic Impairment
Other Health Impaired	Other Health Impairment
Visually Impaired	Visual Impairment



Proposed Changes to Rules Concerning Statewide Assessments

- Clarifies that students with disabilities will participate in each content area of the general Statewide assessment in accordance with the Standards and Assessments regulations in N.J.A.C. 6A:8 except for students who are participating in the alternate assessment for students with disabilities
- Removes references to the APA and HSPA, which are no longer administered to students
- Clarifies that students with disabilities, like all students, will not be required to participate in repeated administrations of the high school assessment components.

