

TUOLUMNE COUNTY SELPA
STUDENT SERVICES
*Individualized Education Program -
Electronic Recording*

8052
Adopted: 4/28/2022
First Reading: 4/28/2022

The Special Education Local Plan Area (SELPA), the local education agency (LEA), and the parent/guardian have the right to electronically audio record the proceedings of Individualized Education Program (IEP) meetings.

The SELPA or LEA must provide a copy of the Notice of Procedural Safeguards in their native language, when possible:

- Upon initial referral or parental request for evaluation
- Once each school year (for students eligible for special education services, typically the Review (formally called Annual) IEP)
- When parents first file a complaint (either a state complaint or due process complaint)
- When the student is removed from his or her current educational placement because of a violation of a code of conduct
- Upon request by the parent.

The parent/guardian, SELPA, or LEA shall notify the members of the IEP Team of their intent to audio record a meeting at least 24 hours prior to the meeting. With sufficient notice, a parent/guardian's right to audio record an IEP team meeting is absolute. It is recommended that if a parent/guardian audio record's an IEP team meeting that the SELPA or LEA also record the meeting.

If the SELPA or LEA initiates the notice of intent to audio record a meeting and the parent/guardian objects or refuses to attend the meeting because it will be electronically audio recorded, then the meeting shall not be recorded on a recording device. The Notice of Procedural Safeguards does not permit video recording an IEP Meeting even if the IEP Team members are in agreement to video record.

References: EC 56205
EC 56195.7
EC 56321.5;
EC 56341.1

20 U.S.C. 1412
20 U.S. C. 1415

SELPA Publications: Notice of Procedural Safeguards