

IDEA BEHAVIOR LANGUAGE

Title 34, Code of Federal Regulations, section 300.346 provides in pertinent part:

“(a). . . (2) Consideration of Special Factors. The IEP team also shall---(i) In the case of a child whose behavior impedes his or her learning or that of others, *consider, if appropriate, strategies, including positive behavioral intervention, strategies, and supports to address that behavior...* (c) Statement in IEP. *If, in considering the special factors described in paragraphs (a)(1) and (2) of this section, the IEP team determines that a child needs a particular device or service (including an intervention, accommodation, or other program modification) in order for the child to receive [a free appropriate public education], the IEP team must include a statement to that effect in the child’s IEP. . . .*”
(Emphasis added.)

ACCOMMODATE, MODIFY, AND SUPPORT

I.D.E.A. 1997 Reauthorization specifies (300.342(b)(3))

that the public agency shall ensure... each teacher and provider is informed of his or her specific responsibilities related to implementing the child’s IEP and the specific accommodations, modifications, and supports that must be provided for the child in accordance with the IEP.