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## **SB 98-Emergency Conditions**

*“Offer of FAPE that will be provided under emergency conditions (e.g., fire, flood, impassable roads, epidemic, earthquake, imminence of a major safety hazard, or an order issued pursuant to Education Code 41422) in which instruction or services, or both, cannot be provided to the student either at school or in person for more than ten (10) school days:*

- 1) *Special education and related services:*
  - a) *(specify what will be provided and the means of delivery)*
- 2) *Supplementary aids and services*
  - a) *(specify what will be provided and the means of delivery)*
- 3) *Transition aids and services ( age 15 to grade 12)*
  - a) *(if appropriate, including method of delivery)*
- 4) *Extended School Year*
  - a) *(should it be determined the student qualifies for ESY, all determination steps have been taken and the services are placed in the appropriate location in the IEP), indicate how the services will be delivered (on site/in person, distance learning, or hybrid (a combination of in person and distance learning)*

*The IEP team agrees in the following ways to provide services:*

- \*Video interaction with peers, parents, or other caregivers*
- \*Video interaction one-to-one*
- \*Recorded instruction*
- \*Online classroom communication & email*
- \*Phone support*
- \*Paper based activities sent home in packets designed to target IEP Goals*

*In the event that the above offer of FAPE cannot be implemented during an emergency school closure that lasts more than ten (10) school days during which other students are receiving educational services, the IEP team will re-meet as soon as practicable to*

*determine how the IEP can be implemented under those emergency situations. Meetings will be held through a virtual platform or via phone under emergency circumstances as appropriate, supporting translation needs as necessary.*

*This offer will not be implemented if it is inconsistent with a public health order or directive, is inconsistent with the school's emergency preparedness procedures, and/or would interfere with the health and safety of students or staff during emergency conditions.*

*The educational placement and services made available during the time frame of "emergency conditions" are not stay-put, and upon termination of the emergency, your student's stay-put IEP is the most recent IEP with parental consent to implement."*