

(2.40) Should my child be included in the school's regular performance assessments?

Yes. Federal law requires the participation of students with disabilities in state and district-wide assessments of student achievement with individual appropriate accommodations where necessary. Participation in these assessments and any necessary individual appropriate accommodations must be documented on the student's IEP. [34 C.F.R. Sec. 300.320(a)(6); Cal. Ed. Code Secs. 56345(a)(5) & (6).] For a full discussion of your child's rights with regard to these assessments, see [Chapter 11, Information on District-Wide Assessments/Graduation Requirements](#).

In addition, the IEP team may exempt students from these assessments. If the IEP team determines that your child will not participate in state or district-wide assessments (or part of an assessment), a statement of why the assessment is not appropriate for your child and how he will be assessed must be included in the IEP. [20 U.S.C. Secs. 1412(a)(16) & 1414(d)(1)(A)(i)(VI)(bb); 34 C.F.R. Sec. 300.320(a)(6)(ii); Cal. Ed. Code Sec. 56345(a)(6)(B).]