

**ADVISORY REGARDING STUDENTS PLACED
IN A PRIVATE ACADEMIC SCHOOL BY A
PUBLIC SCHOOL DISTRICT (Publicly Placed Students)**

April 18, 2008

The State Board of Private Academic Schools licenses schools that meet the requirements of its regulations. These regulations can be found at 22 PA Code, Chapters 51, 53, 55, 57, 59, 61, and 63.

Students with disabilities who are *publicly placed* in licensed private academic schools by a school district are entitled to a Free Appropriate Public Education (FAPE) as set forth in the Individuals with Disabilities Education Improvement Act (IDEA); and applicable Pennsylvania State Board of Education Regulations found at 22 PA Code Chapter 14. For such students, it is the responsibility of the school district to provide FAPE, as per the IDEA and Chapter 14. See the Department of Education's Basic Education Circular (BEC) "Placement Options for Special Education", which can be found at: www.pde.state.pa.us/k12/cwp/view.asp?A=11&Q=54176.

Licensing procedures for Private Academic Schools do not include a review of compliance with IDEA and Chapter 14. Thus, the license granted by this Board for a private academic school does not insure compliance with IDEA and Chapter 14.

Questions regarding the private academic school license application requirements may be directed to Dr. Parker Martin, Chief, Division of Non-Public, Private and Charter School Services, at (717) 783-5146 or by email at: pamartin@state.pa.us.

Questions regarding FAPE, IDEA, Chapter 14, and the specific requirements that must be met by school districts that place students in private schools for purposes of providing FAPE should be directed to Richard Moss, Chief, Central Division of Compliance Monitoring and Planning, Bureau of Special Education, at (717) 783-6135 or by email at: [rimoss@state.pa.us](mailto:rिमoss@state.pa.us).