

Notice of Rights for Students with Disabilities

At Promesa Academy Charter School, we are committed to ensuring that all students receive the supports and services they need to succeed. In accordance with the Individuals with Disabilities Education Act (IDEA), Section 504 of the Rehabilitation Act, and guidance from the Texas Education Agency, parents and guardians of students with disabilities are entitled to certain rights and protections.

Prior Written Notice (PWN)

*Promesa Academy will provide written notice to a parent or guardian within a reasonable time **before** the school proposes or refuses to:*

- *Initiate or change the **identification** of a student as a student with a disability;*
- *Conduct or change an **evaluation** to determine the student's eligibility for special education or related services;*
- *Initiate or change the **educational placement** of the student; or*
- *Propose or refuse the **provision of a Free Appropriate Public Education (FAPE)**.*

This written notice will include:

- *A description of the proposed or refused action;*
- *An explanation of why the school is taking or refusing the action;*
- *A description of any options considered and why those were rejected;*
- *A description of each evaluation procedure, test, record, or report used as a basis for the decision;*
- *A statement that parents have protections under the procedural safeguards;*
- *Sources where parents can obtain assistance in understanding their rights;*
- *A description of other relevant factors.*

Procedural Safeguards

*Parents are entitled to receive a copy of the **Notice of Procedural Safeguards**, which outlines their legal rights in the special education process. This document must be provided:*

- *At least once per school year;*
- *Upon initial referral or request for evaluation;*
- *Upon the first occurrence of a due process hearing or complaint;*
- *Upon parental request;*
- *If a decision is made to remove a student from their placement for more than 10 school days due to disciplinary action.*

A copy of the current Notice of Procedural Safeguards can be accessed through the Texas Education Agency at:

[*TEA Special Education Procedural Safeguards*](#)

Parent Participation

Parents have the right to participate in meetings related to the identification, evaluation, educational placement, and provision of FAPE for their child. The school will make every effort to ensure meaningful parent involvement and provide notices in the parent's native language whenever possible.