

Contents

Introduction	xiii
From Emotions to Advocacy	xiii
Why Advocate?	xiv
What You Will Learn	xiv
Icons	xv
How This Book is Organized	xv
A Note to Parents of Section 504 Children	xvii
A Note to Special Educators	xvii
Section One. Getting Started	1
Chapter 1. Learning About Advocacy	3
Why Advocate?	4
Different Types of Advocates	4
What Advocates Do	5
The Parent’s Journey From Emotions to Advocacy	6
Supplies	7
In Summation	7
Chapter 2. Creating Your Master Plan	9
The Need to Plan	9
Elements of a Master Plan	10
Planning for the Future	12
Laura and Steve: Planning	12
Writing Your Master Plan	13
In Summation	16
Chapter 3. The Parent as Project Manager	17
Contractors and Project Managers	17
The Special Education Project Manager	17
Tips: Taking Care of Yourself	19
In Summation	20

Section Two. Advocacy 101 21

Chapter 4. Learning the Rules of the Game 23

The Rules 23
Understanding the School 24
Learning About Your School District 25
Rules of the Game 26
In Summation 27

Chapter 5. Obstacles to Success 29

Obstacles to Advocacy 29
School Obstacles 30
Parent Obstacles 33
Dealing with Difficult People 34
Warning: Common Emotional Traps 40
Your Relationship with the School 40
In Summation 40

Chapter 6. Resolving Parent-School Conflict 41

The Nature of Parent-School Conflict 41
Real Issues: Expense and Control 43
Common Parent-School Problems 44
Tips to Resolve Problems 49
In Summation 51

Chapter 7. Emergency, Crisis, Help! 53

Help! Events That Trigger Crises 53
Crisis Management, Step-by-Step 54
Short-Term Solutions 54
Long Term Planning 55
In Summation 57

Section Three. The Parent as Expert 59

Chapter 8. Evaluations and Your Child’s Disability 61

Get a Comprehensive Evaluation 61
Finding Evaluators 62

Understanding Test Results	62
Limitations of School Evaluations	64
Learn About the Disability	64
Learn About Effective Educational Practices	65
In Summation	65
Chapter 9. The File: Do It Right!	67
Document Management System	67
Gather Information About Your Child	67
Organizing the Master File	68
Create Your List of Documents	70
In Summation	72
Chapter 10. Tests and Measurements 101	73
Mike	73
Measuring Growth: Rulers, Yardsticks, and Other Tools	74
Measuring Educational Change: Test Scores	75
Learning About Evaluations	75
Statistics 101	76
The Bell Curve: A Powerful Tool	80
Learning How Test Scores Are Reported	84
In Summation	86
Chapter 11. Tests and Measurements 102	87
Katie	87
Learning About Composite Scores	88
Using Pre- and Post-Testing to Measure Progress	89
Norm-Referenced and Criterion-Referenced Tests	90
Test Categories and Descriptions	97
Charting Test Scores	100
Your Homework Assignment	102
In Summation	102
Chapter 12. SMART IEPs	103
Learning About SMART IEPs	103
Smart IEP Goals and Objectives	104
Present Levels of Performance	105
Legal Definitions: Goals, Objectives and Benchmarks	106
Measuring and Monitoring the Child's Progress	107
Learning to Write SMART Goals and Objectives	108
The SMART Weight Loss Program	108

Mike Trains for the Fitness Test	112
Kevin Learns to Type	112
Megan Learns to Read	113
Non-Goals: Attitude Statements	113
Non-Goals: States of Being	114
Homework Assignment #1: You Learn to Write Goals	115
Homework Assignment #2: You Learn to Write SMART IEP Goals and Objectives	115
In Summation	116

Section Four. Special Education Law..... 117

Chapter 13. IDEA - Overview and Legislative Intent 119

Legislative Intent	119
The Individuals with Disabilities Education Act of 1997	120
In Summation	120

Chapter 14. IDEA – Section 1400: Findings and Purposes 121

20 U.S.C. § 1400 Congressional Findings and Purpose	121
Wrightslaw Discussion of Findings and Purposes	123
In Summation	124

Chapter 15. IDEA – Section 1401: Definitions 125

20 U.S.C. § 1401 Definitions	125
Wrightslaw Discussion of Definitions	128
In Summation	130

Chapter 16. IDEA – Section 1412: LRE, ESY, Child Find, Private Placement, Assessments 131

20 U.S.C. § 1412 – State Eligibility	131
Wrightslaw Discussion of Child Find, Least Restrictive Environment, Private Placements, State and District Assessments	134
In Summation	139

Chapter 17. IDEA – Section 1414: Evaluations, Eligibility, IEPs and Placement 141

20 U.S.C. § 1414(a) Evaluations and Reevaluations	141
Additional Requirements for Evaluations and Reevaluations	143
Wrightslaw Discussion of Evaluations and Eligibility	145
20 U.S.C. § 1414(d) Individualized Education Programs	146
Wrightslaw Discussion of Individualized Education Programs (IEPs) and Placement ..	150
In Summation	152

Chapter 18. IDEA – Section 1415: Procedural Safeguards, Due Process, Discipline, etc..... 153

20 U.S.C. § 1415 – Procedural Safeguards 154
Wrightslaw Discussion of Prior Written Notice and Procedural Safeguards Notice .. 156
20 U.S.C. § 1415(e), (f), (g), (h), and (i) – Mediation, Due Process Hearings,
Appeals to Court 157
Wrightslaw Discussion of Mediation, Due Process Hearings, Appeals to Court,
Attorneys’ Fees 161
20 U.S.C. § 1415(k) Placement in Alternative Educational Setting 165
Wrightslaw Discussion of Discipline 170
20 U.S.C. § 1415 (m) Transfer of Parental Rights at Age of Majority 173
Wrightslaw Discussion of Age of Majority 173

**Chapter 19. Section 504 of The Rehabilitation Act of 1973 and the Americans with
Disabilities Act 175**

Wrightslaw Discussion of Section 504, ADA and IDEA 176
Section 504, ADA, High Stakes Testing, Statewide Assessments 178
In Summation 184

Chapter 20. Family Educational Rights and Privacy Act 185

FERPA 185
In Summation 189

Section Five. Tactics and Strategies 191

Chapter 21. The Rules of Adverse Assumptions 193

The Rules of Adverse Assumptions 194
To Avoid Conflict, Prepare for Conflict 197
Proof and Evidence 197
Simple Themes Win Cases 198
In Summation 199

Chapter 22. Creating Paper Trails 201

Why Document? 201
Logs, Journals and Calendars 202
How to Use a Problem Report 205
Handling Telephone Calls 206
In Summation 206

Chapter 23. How to Write Good Evidence Letters	207
Why You Write Letters	207
Strategies: Writing Good Letters	209
Letter Writing Pitfalls	211
Using Strategies in Letters	212
In Summation	218
Chapter 24. Writing the “Letter to the Stranger”	219
The Blame Approach	219
Impact of Angry Letters	220
The Story-Telling Approach	220
Using Persuasive Strategies in Letters	222
Writing “Letters to the Stranger”	223
In Summation	225
Chapter 25. Preparing for Meetings: Taking Control	227
You are a Negotiator	227
Five Rules for Successful Problem Solving	228
Preparing for School Meetings	230
Image and Presentation	235
In Summation	235
Chapter 26. Meeting Strategies: Maintaining Control	237
School Meeting Anxiety	237
Meeting Strategies	238
Common Meeting Problems	240
Use the Problem-Resolution Worksheet	242
Post-meeting Strategies	245
In Summation	245
Chapter 27. In Summation	247
Appendices	249
Appendix A. Appendix A to 34 C.F.R. Part 300	249
Appendix B. Your Rights and Responsibilities Under IDEA	277
Appendix C. Frequently Asked Questions About Special Education, from NICHCY	281
Appendix D. State Departments of Special Education	297
Appendix E. Parent Training Information Centers by State	303
Appendix F. Disabilities Organizations and Information Groups	313

Appendix G. Legal and Advocacy Resources	323
Appendix H. Free Publications	327
Appendix I. Sample Letters to the School.....	331
Appendix J. Glossary of Special Education and Legal Terms.....	351
Appendix K. Glossary of Assessment Terms.....	361
Bibliography	367
Index	369