

Family / Parent / Community Involvement Required by Law

This information is intended as a resource for family/community/parent involvement that is required by law. Given the changing nature of statutes, this document should not be used as the only source for addressing statutory requirements for family/community/parent involvement activities. Districts are advised to consult their legal counsel.

The column labeled “Brief Requirement Summary” is intended to capture the concept of the statute or regulation. Readers are urged to use the full text which can be found in the “Legal Reference” column. * for specific parent involvement requirements for Title IA, go to these URLs:

STATE PLANS - <http://www2.ed.gov/policy/elsec/leg/esea02/pg2.html#sec1111>

SCHOOLWIDE PROGRAMS - <http://www2.ed.gov/policy/elsec/leg/esea02/pg2.html#sec1114>

TARGETED ASSISTANCE SCHOOLS - <http://www2.ed.gov/policy/elsec/leg/esea02/pg2.html#sec1115>

ACADEMIC ASSESSMENT AND LOCAL EDUCATIONAL AGENCY AND SCHOOL IMPROVEMENT - <http://www2.ed.gov/policy/elsec/leg/esea02/pg2.html#sec1116>

PARENTAL INVOLVEMENT - <http://www2.ed.gov/policy/elsec/leg/esea02/pg2.html#sec1118>

Program	Legal Reference	Brief Requirement Summary	NDE Contact for more information To contact an NDE employee via email the address is as follows: firstname.lastname@nebraska.gov
NSLP			
National School Lunch Program - Local School Wellness Policy	Section 204 of P.L. 108-265, the Child Nutrition and WIC Reauthorization Act of 2004	Parents and community members are involved in the formulation and implementation of a local school wellness policy that each school district must have established by the first day of school, for the school year beginning after June 30, 2006.	Sharon Davis.....402-471-3559
Early Childhood / Rule 11			
Rule 11 Early Childhood Education Programs	Title 92, Nebraska Administrative Code Chapter 11, Section 004.06 Title 92, Nebraska Administrative Code Chapter 11, Section 004.01B	Each early childhood program must provide family development and support Districts and ESU’s must have a planning period when developing their early childhood program that includes developing cooperative relationships with public and nonpublic providers of early childhood programs, including the development and cooperative agreements and contracts, as needed to carry out the proposed program	Melody Hobson402-471-0263 Linda Meyers.....402-471-2980

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Rule 11 Early Childhood Education Grant Programs	Title 92, Nebraska Administrative Code Chapter 11, Section 005	Early Childhood Grant Funded programs must collaborate with existing community early childhood providers	Melody Hobson402-471-0263 Linda Meyer402-471-2980
IDEA / Rule 51			
Rule 51 (003.46) Defines a parent as a natural, adoptive, or foster parent of a child; a guardian but not the State if the child is a ward of the State; a person acting in the place of a natural or adoptive parent (including a grandparent, stepparent or other relative with whom the child lives, or a person who is legally responsible for the child's welfare; or a surrogate parent who has been appointed.			Special Populations Regional Representative402-471-2471
Individuals with Disabilities Education Improvement Act of 2004 ("reauthorized IDEA") Part B (Assistance for Education of All Children with Disabilities)	20 U.S.C. § 1416(a)(3)(A)	State Performance Plan, measurement of facilitated parent involvement as a means of improving services and results for children with disabilities	Special Populations Regional Representative402-471-2471
Rule 51 (Regulations and Standards for Special Education Programs {Title 92, Nebraska Administrative Code, Chapter 51})	006.03A	The multidisciplinary team (MDT) is responsible for the individual evaluation of each child and shall include parents and professionals who work with that child.	Special Populations Regional Representative402-471-2471
Rule 51	006.04B1, 006.04B1e	The MDT shall include at least the child's parent(s).	Special Populations Regional Representative402-471-2471
Rule 51	006.04E2c 006.04E2c(i)	The (MDT), including the family as participants, shall determine if a child has a significant delay in development using multiple sources of information.	Special Populations Regional Representative402-471-2471
Rule 51	006.05A	If requested by the child's parents or teacher, a reevaluation shall be given.	Special Populations Regional Representative402-471-2471
Rule 51	007.02A1	The IFSP (Individualized Family Service Plan) may serve as the IEP for children up to age 5.	Special Populations Regional Representative402-471-2471
Rule 51	007.03 007.03A1	IEP Team Participants include the parents of a child with a disability.	Special Populations Regional Representative402-471-2471
Rule 51	007.06 007.06A 007.06C	School Districts must take steps to insure parent participation at IEP meetings.	Special Populations Regional Representative402-471-2471
Rule 51	006.07D 006.07D1 006.07D2	Parents have the right to request an independent educational evaluation at public expense.	Special Populations Regional Representative402-471-2471

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Rule 51	009.05A 009.05A1 009.05A2 009.05A3 009.05B	Informed parental consent is necessary when evaluation and placing students in Special Education.	Special Populations Regional Representative402-471-2471
IDEA / Rule 52			
Individuals with Disabilities Education Improvement Act of 2004 (“reauthorized IDEA”) Part C (Infants and Toddlers with Disabilities)	20 U.S.C. § 1416(a)(3)(A) and 1442	State Performance Plan, measurement of families participating in Part C who report that early intervention services have helped the family <ul style="list-style-type: none"> • Know their Rights; • Effectively communicate their children’s needs; and • Help their children develop and learn 	Amy Bunnell402-471-0817
NCLB			
Title I (Improving the Academic Achievement of the Disadvantaged) Part A (Improving Basic Programs Operated by Local Educational Agencies) *	Section 1118(a)(1) of PL 107-110 the No Child Left Behind Act of 2001 codified at Title 20 United States Code	Parent involvement programs, activities, and procedures are planned and implemented with meaningful consultation with and input from parents.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Section 1118(f) of PL 107-110 the No Child Left Behind Act of 2001 codified at Title 20 United States Code	Information is provided to parents in a language they can understand.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Section 1111(h)(6)(A) of PL 107-110 the No Child Left Behind Act of 2001 codified at Title 20 United States Code	Parents must be informed of the right to access, and be given access to (if requested), information regarding the professional qualifications of the student’s teacher(s).	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968

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Title I Part A *	Section 1111(h)(6)(B)(ii) of PL 107-110 the No Child Left Behind Act of 2001 codified at Title 20 United States Code	Schools shall provide timely notice to parents if their child is taught by a substitute teacher for four or more consecutive weeks.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Section 1114(a)(1) of PL 107-110 the No Child Left Behind Act of 2001 codified at Title 20 United States Code	District has informed school buildings and parents of students in school buildings at or above 40% poverty level that the school has the option of becoming a schoolwide project.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A*	Section 1111(h)(2)(A&B) of PL 107-110 the No Child Left Behind Act of 2001	School profiles with assessment results are provided to the public.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Section 1111(b)(3)(C)(xii) of PL 107-110 the No Child Left Behind Act of 2001	Parents receive individual progress reports of students performance on standards.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Policy Guidance for PL 107-110 the No Child Left Behind Act of 2001	Parents are notified of child's eligibility to participate in Title I services in a Targeted Assistance program.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Section 1114(b)(2)(B)(ii) of PL 107-110 the No Child Left Behind Act of 2001	A schoolwide program has meaningful involvement of parents and local community in planning and implementation.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968

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Title I Part A *	Section 1118(a)(1) and 1120 (a)(1) of PL 107-110 the No Child Left Behind Act of 2001	Parents of nonpublic and private school students are included in Title I parental involvement activities.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Section 1116(b)(6) of PL 107-110 the No Child Left Behind Act of 2001.	Notification of, and explanation why, their student's school being identified for school improvement.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Section 1116(b)(3)(A)(vi) of PL 107-110 the No Child Left Behind Act of 2001.	The school improvement plan (for NCLB school improvement schools) describes how parents will be informed of school improvement status.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Section 1116(b)(3)(A)(vii) of PL 107-110 the No Child Left Behind Act of 2001.	The school improvement plan (for NCLB school improvement schools) includes strategies to promote effective parental involvement in the school.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Section 1116(b)(7)(E) of PL 107-110 the No Child Left Behind Act of 2001.	District with any school(s) in school improvement corrective action (three years in school improvement) notifies the public and parents of each school's students in regards to the corrective action the district is taking.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Section 1116(b)(8)(B) of PL 107-110 the No Child Left Behind Act of 2001.	District with any school(s) in school improvement restructuring (four years in school improvement) notifies the public and parents of each school's students in regards to the restructuring the district is implementing.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968

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Title I Part A *	Section 1114(b)(2)(B)(ii) of PL 107-110 the No Child Left Behind Act of 2001.	Schools planning to become school-wide projects; parents and, to receive highest rating, community members are on the schoolwide planning core committee.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Section 1114(b)(1)(A) of PL 107-110 the No Child Left Behind Act of 2001.	Schools planning to become school-wide identified the needs of parents and community.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Section 1114(b)(1)(F) of PL 107-110 the No Child Left Behind Act of 2001.	Parents and community members are involved in developing and implementing schoolwide plans for schools planning to and operating as schoolwide projects.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Section 1114(b)(1)(F) of PL 107-110 the No Child Left Behind Act of 2001.	Parents, as well as students and teachers, sign the Student-Parent-Teacher Learning Compact for all students in schoolwide projects.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I Part A *	Section 1114(b)(1)(G) of PL 107-110 the No Child Left Behind Act of 2001.	Schoolwide projects have transition activities planned and implemented for all children, and parents of children, entering kindergarten. Head Start and other community preschool programs as well as new students and families are included in the transition plan that must be culturally sensitive.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968

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Title I Part A *	Section 1114(b)(1)(J) of PL 107-110 the No Child Left Behind Act of 2001.	Schoolwide projects include, at a minimum, considering use of community resources in developing the schoolwide plan.	Diane Stuehmer402-471-1740 Beth Wooster402-471-2452 Pat Frost.....402-471-2478 Brad Conner.....402-471-2968 Randy McIntyre402-471-1749 Cathy Mohnike402-471-1419 Karen Hardin402-471-2968
Title I (Improving the Academic Achievement of the Disadvantaged) Part B (Student Reading Skills Improvement Grants) Subpart 3 (William F. Gooding Even Start Family Literacy Programs)	Section 1231 (1)	Parenting education as part of the total program. (NOTE: Funding for this program is no longer available due to Congressional budget cuts in 2006. Schools that choose to implement family literacy programs may be modeled after the former Even Start Family Literacy Program.)	Eleanor J. Shirley402-471-3501
Title I (Improving the Academic Achievement of the Disadvantaged) Part D (Prevention and Intervention Programs for Children and Youth who are Neglected , Delinquent, or At-risk) Subpart 1 (State Agency Programs)	Section 1414(c)(14) of PL 107-110 the No Child Left Behind Act of 2001	Parents of participating children and youth are involved in the educational program as appropriate.	Pat Frost.....402-471-2478
The School Improvement Grants (SIG) program is authorized by section 1003(g) of the Elementary and Secondary Education Act of 1965 (ESEA).	Section 1003(g)(1) of the Elementary and Secondary Education Act of 1065	Award grants to States to enable the States to provide subgrants to local educational agencies for the purpose of providing assistance for school improvement.	Randy McIntyre402-471-1749 Karen Hardin402-471-2968
Title III (Language Instruction for Limited English Proficient and Immigrant Students)	Section 3302 of the No Child Left Behind Act of 2001 codified at Title 20 United States Code, Section 7012	Within the first 30 days after the beginning of the school year, or within 2 weeks during the school year, parents are informed of a limited English proficient child's identification for participation in a language instruction educational program.	Terri Shuster402-471-4964

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Title IV (21 st Century Schools) Part B (21 st Century Community Learning Centers [CCLC])	Section 4205(a)(10)	Programs that promote parental involvement and family literacy are noted as allowable activities. In Nebraska, 21 st CCLC grantees must have a project objective to increase family and community engagement in schools.	Jan Handa402-471-0876
Title X (Repeals, Redesignations, and Amendments to other Statutes) Part C (Homeless Education)	Section 722(g)(3)(E)(i-iv) of PL 100-77 the McKinney – Vento Homeless Education Assistance Act	Parental rights (including right to appeal) when dealing with students in Homeless situations and the dispute resolution process.	Cathy Mohnike402-471-1419
Title X Part C	Section 722(g)(5)(A-C) of PL 100-77 the McKinney – Vento Homeless Education Assistance Act	Coordination activities with area shelters and other homeless service providers have been established.	Cathy Mohnike402-471-1419