

4 AAC 52.115 is repealed and readopted to read:

**4 AAC 52.115. Timelines.** (a) No later than 90 calendar days after obtaining parental consent for an initial evaluation or reevaluation of eligibility the district shall evaluate the referred child, develop an IEP if the child is determined to be eligible and parental consent for services is obtained, and provide the child with special education and related services.

(b) A district remains obligated under AS 14.30.278 to develop an IEP not later than 30 days after the determination of the child's eligibility. (Eff. 7/16/89, Register 111; am 9/7/2012, Register 203)

**Authority:** AS 14.07.060 AS 14.30.278 [AS 14.30.180-AS14.30.350]  
AS 14.30.180 AS 14.30.350

4 AAC 52.180(a) is amended to read:

(a) A district shall reevaluate each child with a disability, in the manner set out in 4 AAC 52.120 and 4 AAC 52.125, to determine whether the child remains eligible for services under 4 AAC 52.130 and to determine the educational needs of the child. The reevaluation may not occur more than once per year, unless the parent and the district agree otherwise, and must occur at least [SHALL BE CONDUCTED AS CONDITIONS WARRANT REGARDING THE CHILD'S PROGRESS, BUT NOT LESS THAN] once every three years. [THE DISTRICT SHALL PROVIDE A MORE FREQUENT REEVALUATION IF A PARENT OR TEACHER OF THE CHILD REQUESTS A REEVALUATION.]

Register 203, October 2012 EDUCATION AND EARLY DEV.

(Eff. 7/1/83, Register 86; am 7/16/89, Register 111; am 11/26/93, Register 128; am 8/22/2001, Register 159; am 9/7/2012, Register 203)

**Authority:** AS 14.07.060 AS 14.30.274 AS 14.30.335  
AS 14.30.191 AS 14.30.278