

State and Federal Codes - FIIIE and PWN

19 Tex. Admin. Code § 89.1011 - Full Individual and Initial Evaluation (FIIIE)

(b) If a parent submits a written request to a school district's director of special education services or to a district administrative employee, such as a campus principal, for an FIIIE of a student, the school district must, not later than the 15th school day after the date the district receives the request:

(1) **provide the parent with prior written notice (PWN) of its proposal to conduct an evaluation consistent with 34 Code of Federal Regulations** (CFR), §300.503; a copy of the procedural safeguards notice required by 34 CFR, § 300.504; a copy of the Overview of Special Education for Parents form created by the Texas Education Agency (TEA); and an opportunity to give written consent for the evaluation; or

(2) **provide the parent with prior written notice of its refusal** to conduct an evaluation consistent with 34 CFR, § 300.503; a copy of the Overview of Special Education for Parents form created by TEA; and a copy of the procedural safeguards notice required by 34 CFR, § 300.504.

Code of Federal Regulations - Title 34

34 CFR § 300.503 Prior notice by the public agency; content of notice.

(a) Notice. Written notice that meets the requirements of paragraph (b) of this section must be given to the **parents** of a child with a disability a reasonable time before the public agency—

(1) Proposes to initiate or change the identification, **evaluation**, or educational placement of the child or the provision of FAPE to the child; or

(2) Refuses to initiate or change the identification, **evaluation**, or educational placement of the child or the provision of FAPE to the child.