



Facts About Special Education in Michigan – April 2005

Office of Special Education and Early Intervention Services

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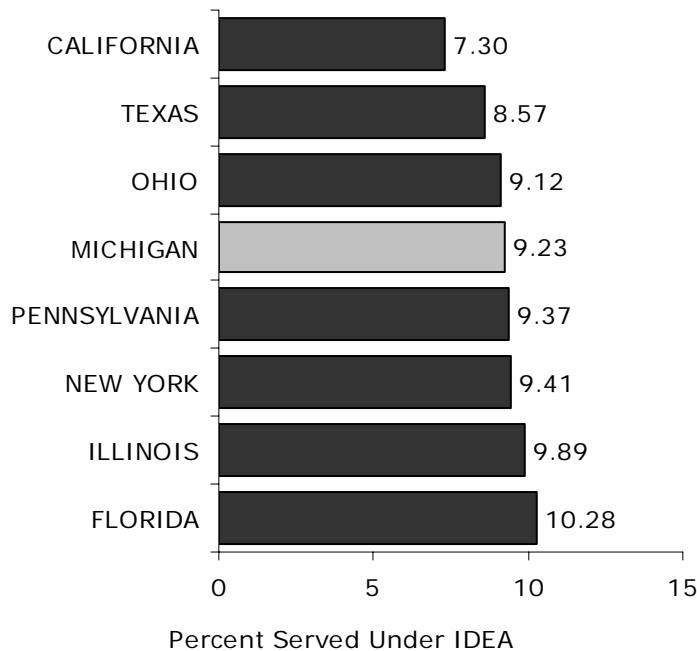
Population Served:

Children Birth-2	4,163
Students 3-5	24,045
Students 6-21	217,885
Students 22+	2,737
Total	248,830

Source: December 1, 2004 IDEA Child Count

Rate of Identification for Students with IEPs Ages 6-21:

A Comparison with the 7 Largest States, percentage based on 2003 population estimates



Source: 2003 Annual Report to Congress

How is the Impact of Special Education Measured?

- Participation and performance in statewide assessment (MEAP, MI-Access)
- Placement in general education settings (least restrictive environment)
- Graduation and Completion Rates
- Post-secondary outcomes
- Parent Involvement

What is the IDEA?

The Individuals with Disabilities Education Act (IDEA) is our nation's special education law. The IDEA was originally enacted by Congress in 1975 to make sure that children with disabilities had the opportunity to receive a free and appropriate public education. The law has been revised many times. We are currently under the 1997 re-authorization, and as of July 1, 2005 we will be under the most recent re-authorization enacted in December 2004.

The IDEA guides how states and school districts provide special education and related services to eligible children with disabilities. The State education agency is charged with full implementation and enforcement of the federal mandate.

Eligibility for Special Education and Related Services

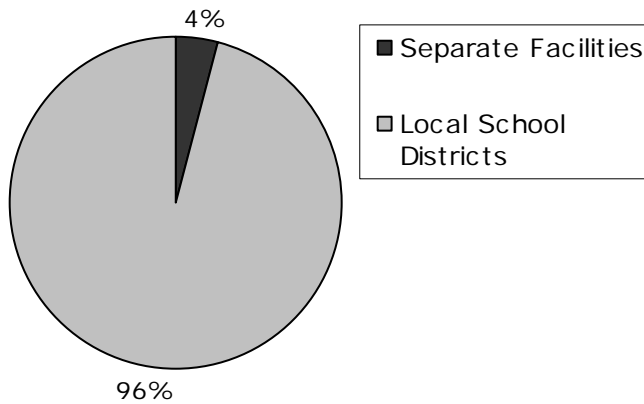
The Individuals with Disabilities Education Act (IDEA) identifies the categories of disabilities that states must serve. The statute requires that ALL eligible children and youth be identified and provided appropriate services; a multidisciplinary team (the IEP team) develops an Individualized Education Program (IEP). To be determined eligible, a child must: (1) be determined to be a child with a disability; and (2) be determined to need special education and related services to in order to make progress in the general education curriculum. The delivery of an individualized education program to an eligible student is determined to constitute a free and appropriate public education or "FAPE."

Percent of Michigan Students with IEPs Participating in the MEAP and MI-Access:

	MEAP	MI-Access
Grade 4 Math	66.1%	34.7%
Grade 8 Math	67.5%	30.8%
Grade 11 Math	54.1%	30.4%
Grade 4 ELA	61.3%	38.8%
Grade 7 ELA	64.3%	32.2%
Grade 11 ELA	51.7%	30.9%

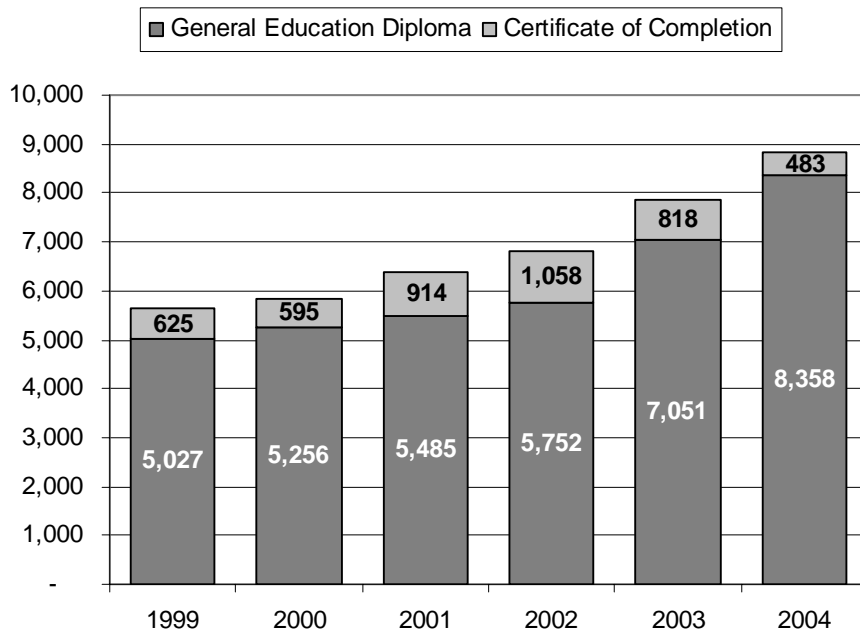
Source: OEAA / MDE

Where are the Michigan Students with IEPs Ages 6-21 Served?



Source: 2003 Annual Report to Congress

Number of Michigan Students with IEPs Completing their Education with a General Education Diploma or a Certificate of Completion:



Source: December 1, 2004 IDEA Child Count and Annual Report to Congress

Legal Basis Governing the Education of Students with IEPs

The state constitution, Article XIII, Section 8, provided the initial legal basis for special education in Michigan. P.A. 198 of 1971, later included in P.A. 451 of the Public Acts of 1976 (State School Code), mandated special education in Michigan. The law required the State Board of Education to promulgate rules, which describe how mandatory special education is implemented. Rules to implement the law took effect in 1973 and were revised in 1977, 1982, 1987, 1989, 1990, 1994, 1996, 1997, and 2002.

P.L. 94-192, the Education of the Handicapped Act, was the original mandate. It was amended by the Individuals with Disabilities Education Act in 1991, 1997 and 2004. Section 1296 of the School Code, two U.S. Supreme Court Decisions, P.A. 151 of 1976, and State Board of Education policy fix both general and specific supervisory and enforcement responsibilities on the State Education Agency for related services and public agency placement of qualifying students in private schools.

Federal laws that currently regulate the use of federal funds and provision of services to children and youth with disabilities, include:

- Individuals with Disabilities Education Improvement Act, Amendments of 2004;
- The Rehabilitation Act of 1973, Section 504, as amended in 1992; and,
- Title VI of P.L. 90-247, General Education Provision Act of 1973 as amended, established the requirements to be met by an educational agency or institution to protect the privacy of parents and students.

Funding Sources for Special Education in Michigan:

- Federal funds under the IDEA
- State Aid / Categoricals
- ISD Millage