



ADMINISTRATIVE RULES OF MONTANA



10.16.3528 INITIATING EXPEDITED DUE PROCESS HEARING

- (1) An expedited due process hearing under 34 CFR 300.532 may be initiated by submitting a written request for a hearing to the Superintendent of Public Instruction, P.O. Box 202501, Helena, MT 59620-2501.
- (2) The written request for expedited hearing shall include:
 - (a) date of the manifestation determination and evidence of a behavioral assessment plan;
 - (b) general statement of the problem;
 - (c) name of the school district or public agency, including the name and telephone number of the contact person;
 - (d) name of the parent and contact phone number;
 - (e) student's name; and
 - (f) tentative date(s) that the parties have agreed to hold the expedited hearing.
- (3) A facsimile of the request may be submitted, but the original signed request must be received within three business days. The facsimile number may be requested by calling the Office of Public Instruction.

Authorizing statute(s): 20-7-402, MCA

Implementing statute(s): 20-7-403, MCA

History: NEW, 2000 MAR p. 1048, Eff. 7/1/00; AMD, 2007 MAR p. 678, Eff. 5/25/07.