

Service of students with disabilities through Home and Hospital Instruction  
(Reference: California Code of Regulations - Title 5)

CCR 3042 Placement.

- (a) Specific educational placement means that unique combination for facilities, personnel, location or equipment necessary to provide instructional services to an individual with exceptional needs, as specified in the individualized education program, in any one or a combination of public, private, home and hospital, or residential setting.
- (b) The individualized education program team shall document its rationale for placement in other than the pupil's school and classroom in which the pupil would otherwise attend if the pupil were not handicapped. The documentation shall indicate why the pupil's handicap prevents his or her needs from being met in a less restrictive environment even with the use supplementary aids and services.

CCR 3051.4 Instruction in the Home or Hospital

- (a) Special education and related services provided in the home or hospital for school age pupils is limited to those pupils who have been identified as individuals with exceptional needs in accordance with Section 3030 and for whom the individualized education program team recommends such instruction or services.
- (b) Instruction may be delivered individual, in small groups or by teleclass.
- (c) For those individuals with exceptional needs with a medical condition such as those related to surgery, accidents, short – term illness or medical treatment for a chronic illness, the individualized education program team shall review, and revise, if appropriate, the individualized education program whenever there is a significant change in the pupils' current medical condition.
- (d) When recommending placement for home instruction, the individualized education program team shall have in the assessment information a medical report from the attending physician and surgeon or the report of the psychologist, as appropriate, stating the diagnosed condition and certifying the severity of the condition prevents the pupil from attending a less restrictive placement. The report shall include a projected calendar date for the pupil's return to school. The individualized education program team shall meet to reconsider the individualized education program prior to the projected calendar date for the pupil's return to school.
- (e) Instruction in the home or hospital shall be provided by a regular class teacher, the special class teacher or the resource specialist teacher, if the teacher or specialist is competent to provide such instruction and services and if the provision of such instruction and services by the teacher or specialist is feasible. If not, the appropriate designated instruction and services specialist shall provide such instruction.

- (f) The teacher providing the home instruction shall contact the pupil's previous school and teacher to determine:
1. the course work to be covered;
  2. the books and materials to be used;
  3. who is responsible for issuing grades and promoting the pupil when appropriate;
  4. for pupils in grades 7 – 12, the teacher shall confer with the school guidance counselor to determine:
    - A. the hours the pupil has earned toward semester course credit in each subject included in the individualized education program and the grade as of the last day of attendance;
    - B. Who is responsible for issuing credits when the course work is completed;
    - C. Who will issue the diploma if the pupil is to graduate.

[Authority cited: Section 56100(a) and (i), Education Code.] [Reference Section 56001, 56363(b)(4), Education Code.]

#### CCR 3051.17 Services for Pupils with Chronic Illnesses or Acute Health Problems.

- (a) Specialized services may be provided to pupils determined eligible pursuant to Section 303(f). Such services include but are not limited to:
- (1) individual consultation;
  - (2) home or hospital instruction; and
  - (3) Other instructional methods using advance communication technology.
- (b) For pupils whose medical condition is in remission or in a passive state, the individualized education program team shall specify the frequency for monitoring the pupil's educational progress to assure that the illness does not interfere with the pupil's educational progress.
- (c) When a pupil identified pursuant to Section 303(f) experiences an acute health problem which results in his or her non-attendance at school for more than five consecutive days, upon notification of the classroom teacher or the parents, the school principal or designee shall assure that an individualized education program team is convened to determine the appropriate educational services.
- (d) If there is a pattern of sporadic illness, the individualized education program team shall convene to consider alternative means for the pupil to demonstrate competencies in the required course of study so that the cumulative number of absences do not prevent educational progress.

[Authority cited: Section 56100(a), (i) Education Code.] [Reference: Section 56363(a), Education Code; 34 CFR 300.14(a) (1).]