105c School of Choice
Special Education Agreement
Between Resident District and Fitzgerald Public Schools
To Educate Special Education Student: _____

1. The Legislature has authorized school of choice across intermediate school district boundaries if the school districts are located in a contiguous intermediate school district, that is, the intermediate school districts are adjacent to each other. MCL 388.1750c (Section 105c).

2. School of choice under Section 105c requires that to enroll a student eligible for special education programs and services or a student who is a child with disabilities under IDEA, the educating district must have a written agreement with the resident district for the purposes of providing a free and appropriate public education (FAPE) and the agreement must include the responsibility for payment of the added costs of special education programs and services for the student. MCL 38.17505c (17).

3. The Fitzgerald Public Schools is participating in this cross ISD boundary school of choice program and is enrolling students from Wayne and Oakland County School Districts.

4. Under IDEA and State law, the resident district must provide a free appropriate public education to its special education students. The resident district is responsible for all special education costs for its students, including transportation. In addition, the resident district is responsible for conducting the initial IEP meeting and must conduct or authorize the educating district to conduct each subsequent IEP meeting. In order to comply with these requirements, the resident district hereby authorizes the educating district to provide all special education services required by law, including the initial and subsequent IEP meetings, for students who are residents of the resident district and enrolled in the educating district, and hereby agrees to reimburse the educating district for all costs incurred thereby in accordance with the terms of this agreement.

5. The educating district will notify the resident district, at least annually, the fee for educating the resident district's special education student. The fee for the 2015-2016 school year is a minimum of $20,000 up to the total reimbursement whichever is greater. This is for 105c choice students from the resident district who are eligible for special education programs and services or are children with disabilities under IDEA. This fee may be amended from time to time without further agreement of the parties to reflect the actual costs incurred to provide the special education services and programs required by law.

6. The resident district will pay the educating district upon receipt of an Invoice. Payments will be made in 8 equal monthly installments beginning November 30 and ending June 30. If the resident district fails to make a payment on time, the educating district will assess interest in the amount of 1 and ½ percent on the remaining balance for each month the payment is late.

7. The educating district will count the special education student in membership, obtain the student's foundation allowance of $_____ and credit the resident district for the amount received.

Educating District:	Resident District:
By: _____	By: _____
Title: Barbara VanSweden, Superintendent	Title: Superintendent of Schools
Date: _____	Date: _____