

Board of Trustees Resolution

WHEREAS the Board of Trustees of Achievement House Cyber Charter School desires to comply with applicable state and federal laws and exercise its authority to promulgate policies for Achievement House Cyber Charter School;

NOW, THEREFORE, be it resolved that the Board of Trustees of Achievement House Cyber Charter School adopts the following policy:

Gifted Educational Placement Policy

Achievement House Cyber Charter School's GIEP team is required to adhere to the following guidelines regarding the educational placement of gifted students. These guidelines are essential to ensure that each gifted learner is provided with an appropriate educational setting that meets their unique needs, promotes meaningful engagement, and allows for both acceleration and/or enrichment opportunities that extend beyond the general education curriculum. The following factors shall not influence the educational placement of gifted students: the absence of alternative placement options, a shortage of staff, lack of available space or facilities, administrative convenience, and the unavailability of educational or support services.

1. Educational Placement Decisions

- **Individualized Approach:** The Gifted Individualized Education Plan (GIEP) team will make educational placement decisions based on the specific needs of each gifted student.

2. Provision of Gifted Education

- **Flexible Strategies:** Districts may implement administrative and instructional strategies for gifted education that may include, but are not limited to, categorical grouping of students.
- **Requirements for Placement:**
 1. **Specially Designed Instruction:** Placement must allow for the provision of appropriate specially designed instruction tailored to the student's needs and abilities.
 2. **Meaningful Benefits:** It is essential that students can meaningfully benefit from the rate, level, and manner of instruction provided.
 3. **Opportunities for Acceleration and Enrichment:** Students should have access to opportunities for acceleration or enrichment beyond what is available in general education, as appropriate for their individual needs.

3. Caseloads and Class Sizes

- **Board Policy Adoption:** The district will adopt policies regarding caseloads and class sizes for gifted students that:
 1. **Support Staff Effectiveness:** Ensure that assigned staff can adequately provide the services required in each gifted student's GIEP.

2. **Address Educational Placements:** Cover all educational placements for gifted students utilized by the district.
3. **Caseload Limits:** Limit the total number of gifted students on an individual gifted teacher's caseload to a maximum of 65 students.
4. **Class Roster Limits:** Restrict the total number of gifted students on an individual gifted teacher's class roster to a maximum of 20 students.
 - **Waivers for Extenuating Circumstances:** The Secretary may waive caseload and class size maximums upon written request from the district for extenuating circumstances.

4. Prohibited Basis for Placement Decisions

Gifted educational placement decisions may not be made based on:

1. **Lack of Alternative Placements:** The unavailability of alternative placement options.
2. **Inaccessibility of Services:** Insufficient efforts to provide educational or support services.
3. **Staff Qualifications:** A lack of qualified staff to deliver the services outlined in the GIEP.
4. **Space Limitations:** Insufficient space or facilities to accommodate gifted students.
5. **Administrative Convenience:** Considerations of administrative convenience.

5. Parental Rights and Private School Placement

- **Private School Education:** Parents retain the right to educate their gifted children in private schools at their own expense without limitation from this policy.
- **Home Education Programs:** The home education program for gifted children will adhere to the regulations set forth in sections 1327 and 1327.1 of the School Code (24 P.S. §§ 13-1327 and 13-1327.1).

TO THE EXTENT THAT ANYTHING IN THIS POLICY COULD BE CONSTRUED TO CONFLICT WITH APPLICABLE STATE AND/ OR FEDERAL LAWS, THE APPLICABLE STATE AND/OR FEDERAL LAWS CONTROL.

WHEREAS the Board of Trustees of Achievement House Charter School desires to comply with applicable state and federal laws and exercise its authority to promulgate policies for Achievement House Cyber Charter School;

NOW THEREFORE be it resolved that the Board of Trustees of Achievement House Charter School adopts the following policy:

Gifted Educational Placement Policy

 President

 Date

 Secretary

 Date

Referenced Documents:

1. Department of Defense Education Activity. (n.d.). *Military interstate compact*. Department of Defense Education Activity.

<https://www.dodea.edu/education/partnership-and-resources/military-interstate-compact>

2. National Association for Gifted Children (n.d.). "Identifying Gifted Children from Diverse Populations." National Association for Gifted Children, <https://www.nagc.org>.
3. Pennsylvania Code. (n.d.). *Chapter 16. Special education for gifted students*. Pennsylvania Code & Bulletin.
<https://www.pacodeandbulletin.gov/Display/pacode?file=/secure/pacode/data/022/chapter16/s16.1.html&d=>