

## WAIVER OF RESOLUTION SESSION FOLLOWING RECEIPT OF DUE PROCESS HEARING REQUEST

CESA #7 \_\_\_\_\_ SCHOOL DISTRICT

*[If you need this waiver in a different language or communicated in a different way, or have questions about this agreement, please contact \_\_\_\_\_ at \_\_\_\_\_.]*

Within 15 days of receiving notice of a parents' request for a due process hearing, and prior to the beginning of a due process hearing, the school district must convene a meeting with the parents and the relevant member or members of the individualized education program (IEP) team who have specific knowledge of the facts identified in the hearing request. The meeting must include a representative of the school district who has decision-making authority on behalf of that district. The meeting may not include an attorney of the school district unless the parent is accompanied by an attorney. The purpose of the meeting is for the parents of the child to discuss their hearing request and the facts that form the basis of the hearing request, so that the school district has the opportunity to resolve the dispute that is the basis for the hearing request.

The district is not required to hold this meeting if the parents and the school district agree in writing to waive the meeting or agree to use the mediation process to try to resolve the issues included in the hearing request. If the parents and school district do not agree to waive the resolution session and the district has not resolved the due process complaint to the parent's satisfaction within 30 days of the receipt of the due process hearing request, the due process hearing must occur. An agreement to waive the resolution session must be in writing.

Agreement to use mediation process rather than resolution session:

<b>I agree to waive the resolution session and use mediation to attempt to resolve the due process issues.</b>			
Signature of parent/legal guardian or adult student	Date	Signature of school district representative	Date

Agreement to proceed directly to due process hearing:

<b>I agree to waive the resolution session and want to proceed directly to the due process hearing.</b>			
Signature of parent/legal guardian or adult student	Date	Signature of school district representative	Date