137. HOME EDUCATION PROGRAMS

1. Authority
   SC 1327, 1327.1
   Title 22
   Sec. 11.31a
   Home education programs for students of compulsory school age residing in the school district shall be conducted in accordance with state law and regulations.

2. Definitions
   SC 1327.1
   **Appropriate Education** - a program consisting of instruction in the required subjects for the time required by law and in which the student demonstrates sustained progress in the overall program.

   **Hearing Examiner** - shall not be an officer, employee or agent of the Department of Education or of the school district or intermediate unit of residence of the child in the home education program.

   **Home Education Program** - a program conducted in compliance with law by the parent/guardian or person having legal custody of a child. A home education program shall not be considered a nonpublic school under the provisions of law.

   **Supervisor** - the parent/guardian or person having legal custody of a child who is responsible for providing instruction, provided that such person has a high school diploma or its equivalent.

3. Delegation of Responsibility
   SC 1327.1
   The Superintendent or designee shall develop and distribute administrative guidelines for registering and monitoring home education programs.

   The Board shall provide a hearing by a qualified and impartial hearing examiner within thirty (30) days after the Superintendent has notified the supervisor that it has been determined that appropriate education is not occurring in the home education program and the program is out of compliance.
4. Guidelines

| SC 1327.1 | **Access To Curricular And Extracurricular Programs** |
| Pol. 122, 123, 137.1 | Students who are participating in an approved home education program may participate in curricular and extracurricular activities of the district subject to the conditions prescribed by applicable law, Board policy and administrative guidelines. |

| SC 1327 | **Students With A Disability** |
| | A home education program shall meet compulsory attendance requirements for a student with a disability only when the program addresses the specific needs of the student and is approved by a teacher with a valid education certificate from the Commonwealth to teach special education, or a licensed clinical or certified school psychologist. Written notice of such approval must be submitted with the required affidavit. |

The supervisor may request that the school district or intermediate unit of residence provide services that address the specific needs of a student with a disability.

When the provision of services is agreed to by both the supervisor and the school district or intermediate unit, all services shall be provided in the public schools or in a private school licensed to provide such programs and services.

**References:**

- School Code – 24 P.S. Sec. 111, 1327, 1327.1
- State Board of Education Regulations – 22 PA Code Sec. 11.31a
- Board Policy – 122, 123, 137.1, 203, 209