

# New Jersey Administrative Code

## Title 6A Chapter 14

### Special Education

### Transition Requirements

“Transition services” for students age 16 or older is defined in accordance with the definition of the term set forth in IDEA and its implementing regulations, incorporated by reference herein, and reproduced at N.J.A.C. 6A:14 Appendix D. For students under age 16, “transition services” is defined as set forth at N.J.A.C. 6A:14-3.7(e)11.

#### APPENDIX D

#### 20 U.S.C. §1401(34)

(34) Transition services. The term "transition services" means a coordinated set of activities for a child with a disability that—

(A) is designed to be within a results-oriented process, that is focused on improving the academic and functional achievement of the child with a disability to facilitate the child's movement from school to post-school activities, including post-secondary education, vocational education, integrated employment (including supported employment), continuing and adult education, adult services, independent living, or community participation;

(B) is based on the individual child's needs, taking into account the child's strengths, preferences, and interests; and

(C) includes instruction, related services, community experiences, the development of employment and other post-school adult living objectives, and, when appropriate, acquisition of daily living skills and functional vocational evaluation.

- If the purpose of the IEP meeting is to consider transition services, the student with disabilities...shall be invited to attend the IEP meeting. N.J.A.C. 6A:14-2.3 (k)2x
- If the student with educational disabilities does not attend the IEP meeting where transition services are discussed, the district board of education or public agency shall take other steps to ensure that the student's preferences and interests are considered. N.J.A.C. 6A:14-3.7(e)13
- Notice of meetings shall indicate the purpose, time, location and participants. When a purpose of an IEP meeting for a student with a disability beginning at age 14, or younger, if appropriate, is a discussion of transition services, the notice of the IEP meeting shall indicate that: (1) A purpose of the meeting will be the development of the transition services of the student; and (2) The district board of education will invite the student. When a purpose of an IEP meeting for a student with a disability beginning at age 16, or younger, if appropriate, is a discussion of needed transition services, the notice of the IEP meeting shall:
  - (1) Indicate that a purpose of the meeting is the consideration of transition services for the student; (2) Indicate that the district board of education will invite the student; and (3) Identify any other agency that will be invited to send a representative. N.J.A.C. 6A:14-2.3(k)5
- To the extent appropriate, with the consent of the parents or a child who has reached the age of majority, ... the public agency must invite a representative of any participating agency that is likely to be responsible for providing or paying for transition services. CFR § 300.321 (B)(3)
- If an agency invited to send a representative to the IEP meeting does not do so, the district board of education shall take other steps to obtain the participation of the other agency in the planning of any transition services. N.J.A.C. 6A:14-3.7(h)
- If an agency other than the district board of education fails to provide the transition services included in the student's individualized education program, the district board of education shall reconvene a meeting of the IEP participants. Alternative strategies to meet the student's transition objectives shall be identified. N.J.A.C. 6A:14-3.7(g)

- Beginning at age 14, or younger if determined appropriate by the IEP team, consider the need for consultation from the Division of Vocational Rehabilitation Services, Department of Labor and Workforce Development and other agencies providing services for individuals with disabilities. N.J.A.C. 6A:14-3.7(c)11
- Beginning at age 14, a statement of the State and local graduation requirements that the student shall be expected to meet. The statement shall be reviewed annually. If a student with a disability is exempted from, or there is a modification to, local or State high school graduation requirements, the statement shall include: i. Consistent with N.J.A.C. 6A:14-4.11, a rationale for the exemption or modification based on the student's educational needs; and ii. A description of the alternate proficiencies to be achieved by the student to qualify for a State-endorsed diploma. N.J.A.C. 6A:14-3.7(e)9
- Each initial evaluation of the student shall...Beginning at age 14, or younger if appropriate, include assessment(s) to determine appropriate postsecondary outcomes. N.J.A.C. 6A:14-3.4(f) 5
- The case manager shall...be responsible for transition planning. N.J.A.C.6A:14-3.2(c)4
- Beginning with the IEP in place for the school year when the student will turn age 14, or younger if determined appropriate by the IEP team, and updated annually: i. A statement of the student's strengths, interests and preferences; ii. Identification of a course of study and related strategies and/or activities that: (1) Are consistent with the student's strengths, interests, and preferences; and (2) Are intended to assist the student in developing or attaining postsecondary goals related to training, education, employment and, if appropriate, independent living; iii. As appropriate, a description of the need for consultation from other agencies that provide services for individuals with disabilities including, but not limited to, the Division of Vocational Rehabilitation Services in the Department of Labor; and iv. As appropriate, a statement of any needed interagency linkages and responsibilities. N.J.A.C. 6A:14-3.7(e)11
- Beginning with the IEP in place for the school year when the student will turn age 16, or younger if deemed appropriate by the IEP team, a statement consisting of those elements set forth in (e)11 above and appropriate measurable postsecondary goals based upon age-appropriate transition assessments related to training, education, employment and, if appropriate, independent living and the transition services including a course of study needed to assist the child in reaching those goals. N.J.A.C. 6A:14-3.7(e)12
- The IEP shall include the person(s) responsible to serve as a liaison to postsecondary resources and make referrals to the resources as appropriate. N.J.A.C. 6A:14-3.7(e)13
- Beginning at least three years before the student reaches age 18, a statement that the student and parent have been informed of the rights under this chapter that will transfer to the student on reaching the age of majority. N.J.A.C. 6A:14-3.7(e)14
- Secondary level students may be placed in community rehabilitation programs for vocational rehabilitation services according to the following: Community rehabilitation programs shall be approved by a State agency, including, but not limited to, the New Jersey Department of Labor, Division of Vocational Rehabilitation Services, the New Jersey Department of Human Services, and the Commission for the Blind and Visually Impaired to provide vocational evaluation, work adjustment training, job coaching, skill training, supported employment and time-limited job coaching. N.J.A.C. 6A:14-4.7(i)
- When a student graduates or exceeds the age of eligibility, the student shall be provided a written summary of his or her academic achievement and functional performance prior to the date of the student's graduation or the conclusion of the school year in which he or she exceeds the age of eligibility. The summary shall include recommendations to assist the child in meeting his or her postsecondary goals. N.J.A.C 6A:14-4.11(b)4