

**SCOTLAND COUNTY SCHOOLS
DUE PROCESS PROCEDURES
ACADEMICALLY OR INTELLECTUALLY GIFTED**

The following steps outline the procedure to resolve disagreements between parents or guardians and the Scotland County Schools when a child is not identified as academically or intellectually or concerning the appropriateness of services offered to an academically or intellectually gifted student.

1. The parents or guardian requests, in writing, a conference with the School Site AIG Committee for Gifted Education of the school attended by the child. The School Site AIG Committee holds the conference within five school days of receipt of the request and responds in writing within five school days of conference with his or her decision.
2. If the disagreement is not resolved at the School Site AIG committee conference, the parent or guardian may make a written request within five days of receipt of the committee's decision for a conference with the school site principal. The principal grants the conference within five school days of the request and responds to the parent or guardian within ten school days.
3. If the disagreement is not resolved by the school site principal, the parent or guardian may appeal the principal's decision in writing to the Superintendent of the Scotland County Schools within ten days of receiving the principal's response. The Superintendent holds the conference, reviews the record and responds to the parent or guardian within ten school days.
4. If the disagreement is not resolved by the Superintendent, the parent or guardian may appeal to the Board of Education in writing within ten days of the Superintendent's decision. The Board of Education shall schedule the hearing, review the record and offer a final written decision within 30 days.
5. If all local efforts to resolve the complaint as set forth above have been exhausted and are unsuccessful, a parent or guardian may file a petition for a contested case hearing under Article 3 of Chapter 150B of the General Statutes. The scope of the review shall be limited to:
 - a. Whether the school district improperly failed to identify a child as an academically or intellectually gifted student, or
 - b. Whether the local plan for academically gifted education has been implemented appropriately in regards to the child.

Following the hearing, the Administrative Law Judge shall make a decision that contains findings of fact and conclusion of law. Notwithstanding the provision of Chapter 150B of the General Statutes, the decision of the Administrative Law Judge becomes final, is binding on the parties, and is not subject to further review under Article 4 of Chapter 150B of the General Statutes.