

Title 6 Education  
Subtitle 3. Special Educational Programs  
Chapter 41 Children with Disabilities  
Subchapter 1 -- General Provisions

**6-41-103. Identification of children with ~~specific learning~~ disabilities.**

~~(a) (1) As used in this section, the term "specific learning disability" means a disorder in one (1) or more of the basic psychological processes involved in understanding or in using language, spoken or written, which may manifest itself in an imperfect ability to listen, think, speak, write, spell, or to do mathematical calculations.~~ Each local educational agency in the state is responsible for ensuring that all children with disabilities within its jurisdiction and in need of special education and related services are identified, located and evaluated, regardless of the severity of their disability, including:

- (A) Children with disabilities attending private schools;
- (B) Highly mobile children with disabilities, including migrant children;
- (C) Children who are suspected of having a disability and need special education even though they are advancing from grade to grade; and
- (D) Children with disabilities who are homeless or a ward of the state.

~~(2) The term includes such conditions as perceptual handicaps, brain injury, minimal brain dysfunction, dyslexia, and developmental aphasia "child with a disability" has the meaning provided in 6-41-203.~~

~~(3) The term does not include children who have learning problems that are primarily the result of visual, hearing, or motor handicaps, of mental retardation, or of environmental, cultural, or economic disadvantage.~~

~~(b) It is the intent of the General Assembly to identify children with specific learning disabilities and to provide training for teachers encountering children with these problems in the regular classroom. The intent is not to increase the identification of students in special education, but rather to increase the ability of teachers to meet the needs of these students in the regular classroom.~~ Each local educational agency must develop and maintain a written child find plan outlining the systematic and continuous efforts it will undertake to meet its responsibilities as described in subsection (a)(1).

~~(c) (1) The Department of Education shall develop an in-service program to train teachers in the recognition of children with specific learning disabilities and in teaching strategies for those students.~~

~~(2) Districts are required to keep on file in their school district a plan for implementing the recognition of children with specific learning disabilities and for incorporating teaching strategies for those students in the regular classroom.~~

~~(d) The ~~department~~ State Board of Education shall adopt rules and regulations requiring all public schools in the state to identify all children with specific learning disabilities necessary to implement this subchapter.~~

**HISTORY:** Acts 1991, No. 338, §§ 1-4.