**24:05:21:01.01.  Exception for prior policies and procedures.** If a local education agency has on file with the department policies and procedures that demonstrate compliance with this article, including any policies and procedures filed under Part B of the Individuals with Disabilities Education Act as in effect before December 3, 2004, the department shall consider the school district to have met the requirements for purposes of receiving assistance under Part B of the Individuals with Disabilities Education Act.

 **Source:** 26 SDR 150, effective May 22, 2000; 33 SDR 236, effective July 5, 2007.

 **General Authority:** SDCL 13-37-1.1.

 **Law Implemented:** SDCL 13-37-1.1.