**24:05:25:06.01.  Consent for reevaluation.** Before conducting a reevaluation of an eligible child, parental consent is required, unless:

 (1)  The school district can demonstrate that it has taken reasonable measures to obtain consent, and the child's parent has failed to respond; and

 (2)  The school district documents its efforts to obtain consent by using the procedures consistent with § 24:05:25:17.

 If the parent refuses to consent to the reevaluation, the school district may, but is not required to, pursue the reevaluation by using the consent override procedures described in chapter 24:05:30 including mediation and due process hearing procedures.

 **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.