**24:05:30:06.01.  Procedural safeguards notice -- Availability.** A copy of the procedural safeguards available to the parents of a child with a disability must be given to the parents only one time a school year, except that a copy must also be given to the parent:

 (1)  Upon initial referral or parental request for evaluation;

 (2)  Upon request by a parent;

 (3)  In accordance with the discipline procedures in chapters 24:05:26 and 24:05:26.01; and

 (4)  Upon receipt of the first state complaint under chapter 24:05:15 and first due process complaint under this chapter in a school year.

 A district may place a current copy of the procedural safeguards notice on its internet website if a website exists.

 **Source:** 26 SDR 150, effective May 22, 2000; 32 SDR 41, effective September 11, 2005; 33 SDR 236, effective July 5, 2007

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

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