

*The attached document was created by members of the District's Coordinated School Health Committee. The document was created to help principals and others to have the local district policies and state and federal laws in one condensed and concise document to reference easily. **The document includes what the current policies and laws were at the time of the document's creation. The document will be updated accordingly as policies and laws are changing currently.** Initial principal feedback regarding these documents is positive and best practices documents will also be created.*

# Summary of Current Federal, State, and Local Regulations and Policies Relevant to Counseling, Psychological, and Social Services

Updated 11/18/2013

Counseling, Psychological, and Social Services	<div>Regulations and Policies</div> <div>Note: If policies differ, the most stringent policy will apply.</div>	
<p>These services are provided to improve students' mental, emotional, and social health and include individual and group assessments, interventions, and referrals. Organizational assessments and consultation skills of counselors and psychologists contribute not only to the health of students but also to the health of the school environment. Professionals such as certified school counselors, psychologists, and social workers provide these services.</p>	Federal	Website/References
	<b>1. Individuals with Disabilities Education Act (IDEA):</b> This federal legislation is designed to ensure that children with disabilities be granted a free appropriate public education in the least restrictive environment. States that receive the federal funding under the IDEA must provide "related services" which include Counseling Services related to the student's IEP.	<a href="http://idea.ed.gov/">http://idea.ed.gov/</a>
	<b>2. Section 504 of the Rehabilitation Act of the American's With Disabilities Amendments Act of 2008</b> is a national law that protects qualified individuals from discrimination based on their disability.	<a href="http://www2.ed.gov/about/offices/list/ocr/504faq.html">http://www2.ed.gov/about/offices/list/ocr/504faq.html</a>
	State	Website/References
	<b>1. Response to Intervention, Kindergarten through Grade 3:</b> KY Board of Education to promulgate administrative regulations for district-wide use of a response-to-intervention system for students in grades K-3 that includes a tiered continuum of interventions with varying levels of intensity and duration and which connects general, compensatory, and special education programs to provide interventions implemented with fidelity to scientifically-based research and matched to individual student strengths and needs.	704 KAR 3:095 <a href="http://www.lrc.ky.gov/kar/704/003/095.htm">http://www.lrc.ky.gov/kar/704/003/095.htm</a>
	<b>2. Practical Living Program Review</b> as part of the State's assessment accountability system. Standard 1, Demonstrator 5, ILP, "Schools containing grades 6-12 implement the ILP as an effective tool for career planning and continue using the tool to track a student's progress throughout their secondary school experience." Standards-based learning experiences shall align to the student's individual learning plan and shall consist of standards-based content.	Kentucky Senate Bill 1 <a href="http://education.ky.gov/comm/UL/Documents/SENATE%20BILL%201%20HIGHLIGHTS.pdf">http://education.ky.gov/comm/UL/Documents/SENATE%20BILL%201%20HIGHLIGHTS.pdf</a>
	<b>3. Professional Development programs:</b> By September 1 of each year, every public middle and high school administrator shall disseminate suicide prevention awareness information to all middle and high school students. The information may be obtained from the Cabinet for Health and Family Services or from a commercially developed suicide prevention training program.	KRS 156.095 <a href="http://www.lrc.ky.gov/Statutes/statute.aspx?id=3115">http://www.lrc.ky.gov/Statutes/statute.aspx?id=3115</a>
	<b>4. Preschool education program for four (4) year old children:</b> Child development screening shall include screening of gross and fine motor skills, cognitive functioning, communication skills, self-help skills and social-emotional skills and shall be completed within thirty (30) school days of enrollment by personnel trained in the procedures utilized.	704 KAR 3:410 <a href="http://www.lrc.state.ky.us/kar/704/003/410.htm">http://www.lrc.state.ky.us/kar/704/003/410.htm</a>
	<b>5. Family Resource and Youth Services Centers:</b> Designed to meet the needs of children and their families by providing services to enhance a	KRS 156.496 & KRS 156.4977 <a href="http://www.lrc.ky.gov/Statutes/statute.aspx?id=3207">http://www.lrc.ky.gov/Statutes/statute.aspx?id=3207</a>

## Policies, Procedures and Regulations Relevant to Counseling, Psychological, and Social Services

“The board of education shall staff all schools with certified counselors necessary to provide a guidance program for students.” Per JCPS BOE Policy IJ

	student's ability to succeed in school.	
	<b>6. Use of Physical Restraint and Seclusion in Public Schools:</b> Designed to enhance safety for both students and staff by limiting the use of physical restraint and seclusion and by training teachers on more effective ways to improve student behavior and how to safely conduct restraints when absolutely necessary.	704 KAR 7:160. <a href="http://www.lrc.ky.gov/kar/704/007/160.htm">http://www.lrc.ky.gov/kar/704/007/160.htm</a>
	<b>7. Implement the Prevent, Reaffirm, Evaluate, Provide and Respond Examine (PREPaRE) trainings:</b> <ul style="list-style-type: none"> <li>• Crisis Prevention and Preparedness-Comprehensive School Safety Planning: Provides a broad overview of the school safety and crisis team's roles and responsibilities, with a special emphasis on crisis prevention and preparedness.</li> <li>• Crisis Intervention and Recovery- The Roles of School-Based Mental Health Professionals: Provides a specific examination of the school-based mental health professionals' roles and responsibilities, with a special emphasis on crisis intervention and recovery.</li> </ul>	Senate Bill 8 House Bill 354 <a href="http://education.ky.gov/school/sdfs/Documents/KDE%20EMP%20Guidance%20Document.pdf">http://education.ky.gov/school/sdfs/Documents/KDE%20EMP%20Guidance%20Document.pdf</a>
	<b>8. The KY Board of Education has the authority over the management and control of programs operated in the common schools.</b> Grants the KY Board of Education the specific authority to promulgate administrative regulations establishing standards which school districts shall meet in program service to students. This administrative regulation establishes minimum requirements for the operation of alternative education programs in school districts.	704 KAR 19:002 <a href="http://www.lrc.ky.gov/kar/704/019/002.htm">http://www.lrc.ky.gov/kar/704/019/002.htm</a>
	<b>9. Matthew Casey Wethington Act for Substance Abuse Intervention:</b> Involuntary treatment for alcohol and other drug abuse- rights of patient.	KRS 222.430 to 222.437 <a href="http://www.lrc.ky.gov/Statutes/statute.aspx?id=9942">http://www.lrc.ky.gov/Statutes/statute.aspx?id=9942</a> <a href="http://www.lrc.ky.gov/RECORD/04RS/HB67/bill.doc">http://www.lrc.ky.gov/RECORD/04RS/HB67/bill.doc</a>
	<b>Local</b>	<b>Website/References</b>
	1. Teaching About Alcohol, Tobacco, and Other Drugs	JCPS BOE Policy IGAG
	2. Programs for Students with Disabilities	JCPS BOE Policy IGBA
	3. Programs for Pregnant Students	JCPS BOE Policy IGBD
	4. Home/Hospital Instruction	JCPS BOE Policy IGBG
	5. Guidance Program	JCPS BOE Policy IJ
	6. Harassment/Discrimination	JCPS BOE Policy JBA
	7. Student Conduct	JCPS BOE Policy JFC
	8. Reports of Criminal Activity	JCPS BOE Policy JHFE
	9. Student Records	JCPS BOE Policy 09.14

*JCPS is committed to providing a school environment that enhances learning and assists students in developing lifelong wellness practices. Best practices regarding wellness are always encouraged. For more information regarding Counseling, Psychological, and Other Social Services, contact JCPS Academic Support Services at 485-6052.*

This institution is an equal opportunity provider.

