

**299A.9 Children requiring special education.**

1. A child of compulsory attendance age who is identified as requiring special education under [chapter 256B](#) is eligible for placement under competent private instruction with prior approval of the placement by the director of special education of the area education agency of the child's district of residence.

2. A child who has been placed under competent private instruction, whose performance indicates that the child may require special education, shall be referred for evaluation under [chapter 256B](#) and the rules of the state board of education. Evaluation shall occur at a time and a place to be determined by the person responsible for conducting the evaluation. Persons conducting the evaluations shall make every reasonable effort to conduct the evaluations at times and places which are convenient for the parent, guardian, or legal custodian.

[91 Acts, ch 200, §28](#)

Referred to in [§299A.4](#)