

The board of trustees authorizes the superintendent or designee to enter into agreements with private service providers when he/she determines that the necessary educational services are not available through the district or that it is in the best interest of a student and the district to enter into an agreement with a private service provider. Such agreements may be entered into for services identified on a student's IEP or 504 plan, or for other educational services as needed by the district. In no event shall such agreement exceed twelve (12) calendar months.

Any agreement signed by the superintendent/designee with private service providers, pursuant to this policy, shall set forth the terms of the agreement, the relationship of the parties, the services to be provided, provisions for record keeping and confidentiality of records, the billing procedures, as well as other terms that are deemed to be necessary.

The superintendent/designee shall select private service providers pursuant to this policy based on their qualifications, work experience, availability, lack of conflict of interest with the district, and financial stability. While the superintendent/designee may also consider a parent's request for a particular service provider, such request will not be the controlling factor in selecting a private service provider.

No private service providers contracted under this policy shall be considered employees of the district. Further, all private service providers, and their employees, shall be fully qualified for the services for which the agreement specifies.

## **DEFINITIONS**

“Private service provider” is an individual or a private agency that is properly licensed and/or certified to provide the contracted educational service. Such services may include, but are not limited to, occupational therapy, speech therapy, physical therapy, behavioral specialist, psychosocial rehabilitation services, intensive behavioral interventions, etc.



## **LEGAL REFERENCE:**

Idaho Code Sections

33-506(1) – Organization and Government of Board of Trustees

33-512 – Governance of Schools

33-2001, *et seq.* – Education of Exceptional Children

Idaho Special Education Manual (current edition)

**ADOPTED:** January 20, 2026

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