

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

Updated 9/25/2014

Counseling, Psychological, and Social Services	Regulations and Policies	
<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>	Note: If policies differ, the most stringent policy will apply.	
	Federal	Website/References
	1. Individuals with Disabilities Education Act (IDEA): 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.	U. S. Department of Education
	2. Section 504 of the Rehabilitation Act of the American's With Disabilities Amendments Act of 2008 is a federal law that protects qualified individuals from discrimination based on their disability.	U. S. Department of Education
	3. The McKinney-Vento Homeless Assistance Act is the primary federal (U.S) law dealing with the education of children and youth in homeless situations. The McKinney-Vento Act protects the right of homeless children and youth to get to, stay in, and be successful in school while they or their families are homeless.	U. S. Department of Education
	State	Website/References
	1. Response to Intervention, Kindergarten through Grade 3: 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
	2. Practical Living Program Review 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
	3. Professional Development programs: 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
	4. Preschool education program for four (4) year old children: 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
5. Family Resource and Youth Services Centers: Designed to meet the needs of	KRS 156.496 and KRS 156.497	

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

“The board of shall staff all schools with certified counselors necessary to provide a guidance program for students.” Per JCPS BOE Policy 08.14

	children and their families by providing services to enhance a student's ability to succeed in school.	
	6. Use of Physical Restraint and Seclusion in Public Schools: 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
	7. Implement the Prevent, Reaffirm, Evaluate, Provide and Respond Examine (PREPaRE) trainings: <ul style="list-style-type: none"> • 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. • 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. 	Senate Bill 8 and House Bill 354
	8. The KY Board of Education has the authority over the management and control of programs operated in the common schools. 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
	9. Matthew Casey Wethington Act for Substance Abuse Intervention: Involuntary treatment for alcohol and other drug abuse- rights of patient.	KRS 222.430 to 222.437 House Bill 67
	Local	Website/References
	1. Students with Disabilities	JCPS BOE Policy 08.131
	2. Home/Hospital Instruction	JCPS BOE Policy 08.1312
	3. Guidance	JCPS BOE Policy 08.14
	4. Student Records	JCPS BOE Policy 09.14
	5. Employee Reports of Criminal Activity	JCPS BOE Policy 09.2211
	6. Pregnant Students	JCPS BOE Policy 09.41
	7. Use of Alcohol, Drugs, and Other Prohibited Substances	JCPS BOE Policy 09.423
	8. Use of Tobacco	JCPS BOE Policy 09.4232
	9. Disrupting the Educational Process	JCPS BOE Policy 09.426
	10. Student Rights	JCPS BOE Policy 09.428
	11. Student Discipline	JCPS BOE Policy 09.438
	12. Harassment/Discrimination	JCPS BOE Policy JBA

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.

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This institution is an equal opportunity provider.

