

# Current Minnesota Administrative Rules and Statutes

## MN Administrative Rules for qualifying for an IEP:

- ❑ Minnesota Administrative Rule 3525.1341: This rule follows the Federal IDEA law and outlines the qualifying criteria for eligibility under Specific Learning Disability. Note that a child can qualify in two ways. 1) The child is 1.75 standard deviation below the mean (see Subp. 2. C). 2) The child has had an inadequate rate of progress (see Subp. 2. D). A child must meet criteria in Subp. 2. A, B, and C **or** A, B, and D.
- ❑ Minnesota Administrative Rule 3525.1354: "Team Override on Eligibility Decisions". "The team may determine that a pupil is eligible for special instruction and related services because the pupil has a disability and needs special instruction even though the pupil does not meet the specific requirement in parts 3525.1325 to 3525.1345 and 3525.2335."
- ❑ Chapter 3525 outlines rules for Children with a Disability: "'Specific learning disability' means a disorder in one or more of the basic psychological processes involved in understanding or in using language, spoken or written, that may manifest itself in the imperfect ability to listen, think, speak, read, write, spell, or to do mathematical calculations, including conditions such as perceptual disabilities, brain injury, minimal brain dysfunction, dyslexia, and developmental aphasia."

## Minnesota Statutes:

- ❑ 125A.01 defines dyslexia.
- ❑ 120B.12 READ Act Goal and Interventions. This includes the Local Literacy Plan that every school district must develop and post on its website. A district must administer a reading screener to students in kindergarten through grade 3 within the first six weeks of the school year and again within the last six weeks of the school year. Schools, at least biannually after administering each screener, must give the parent of each student who is not reading at or above grade level timely information.
- ❑ 125A.56, subdivision 1 describes alternate instruction to be provided to a child not reading at grade level. If a child does not respond well to intervention, see MN Rule 3525.1341 listed in the section below for IEP qualification guidelines.
- ❑ 122A.06 subdivision 4 defines terms for phonemic awareness, phonics, fluency, vocabulary development, and reading comprehension.
- ❑ 122A.092 Teacher preparation programs must include instruction on dyslexia and evidenced-based best practices in reading.
- ❑ 120B.122 Dyslexia Specialist employed by Minnesota Department of Education
- ❑ 120A Minnesota's Education Code
- ❑ 120A.03 The Minnesota Department of Education's Mission Statement

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For more information visit <https://www.decodingdyslexiamn.org/mn-rules-statues>

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