

581-015-2135 revision (SB 16 and IDEA compliance)

IDEA Language

Communication Disorder Speech and Language Impairment

(1) Speech or language impairment means a communication disorder, such as stuttering, impaired articulation, a language impairment, or a voice impairment, that adversely affects a child's developmental progress (age 3 through 5) or educational performance (age 5 through 21).

(2) If a child is suspected of having a communication disorder speech or language impairment, the following evaluations must be conducted: a comprehensive evaluation must be conducted, including the following:

(a) Speech-language assessment. A speech and language assessment administered by a speech and language pathologist licensed by a State Board of Examiners for Speech-Language Pathology and Audiology under ORS chapter 335 or by the appropriate authority in another state or by the Oregon Teacher Standards and Practices Commission, including:

(A) When evaluating syntax, morphology, semantics or pragmatics, a representative language sample and comprehensive standardized tests that assess expression and comprehension receptive and expressive language skills used for listening, speaking, reading, and writing;

(B) When a voice disorder is suspected, a voice assessment scale; and

(C) When a fluency disorder is suspected, an observation in at least two settings;

(b) ~~Medical or health assessment statement~~ Medical examination. For a child suspected of having a voice disorder, a medical ~~statement~~ medical examination is required to be completed by an otolaryngologist licensed by a State Board of Medical Examiners licensed under ORS chapter 677 or by the appropriate authority in another state;

(c) Medical examination. For other than a voice disorder, ~~if a medical or health diagnosis is needed, a medical statement or health assessment statement~~ medical examination is not required, but may be completed if the evaluation team determines that it is necessary. The purpose of a medical examination is to ensure consideration of other health and/or physical factors that may impact a child's developmental progress (age 3 through 5) or the child's educational performance (age 5 through 21). The medical examination must be conducted is by:

(A) A physician licensed under ORS chapter 677 or by the appropriate authority in another state;

(B) A naturopathic physician licensed under ORS chapter 685 or by the appropriate authority in another state;

(C) A nurse practitioner licensed under ORS 678.375 to 678.390 or by the appropriate authority in another state; or

(D) A physician assistant licensed under ORS 677.505 to 677.525 or by the appropriate authority in another state.

(ed) Hearing evaluation or screening. An evaluation or screening of the child's hearing acuity and, if needed, a measure of middle ear functioning;

(de) Other:

(A) An evaluation of the child's oral mechanism, if needed;

(B) Any additional assessments necessary to determine the impact of the suspected disability:

(i) On the child's developmental progress for a preschool child (age 3 through 5); or

(ii) On the child's educational performance for a school-age child (age 5 through 21); ~~or~~ and

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(C) Any additional evaluations or assessments necessary to identify the child's development educational or educational needs.

(23) To be eligible as a child with a specific communication disorders speech or language impairment, the child must meet all of the following minimum criteria within the specific area of concern (i.e voice disorder; fluency disorder; phonological or articulation disorder; or syntax, morphology, pragmatic, or semantic disorder):

(a) Voice disorder:

(A) The child demonstrates chronic vocal characteristics that deviate in at least one of the areas of pitch, quality, intensity or resonance;

(B) The child's voice disorder impairs communication or intelligibility; and

(C) The child's voice disorder is rated as moderate to severe on a voice assessment scale; and

(D) The child is eligible for special education in accordance with OAR 581-015-2795 and OAR 581-015-2120.

(b) Fluency disorder:

(A) The child demonstrates an interruption in the rhythm or rate of speech that is characterized by hesitations, repetitions, or prolongations of sounds, syllables, words or phrases;

(B) The child has a fluency disorder that interferes with communication and calls attention to itself across two or more settings; and

(C) The child demonstrates moderate to severe vocal dysfluencies or the child evidences associated secondary behaviors, such as struggling or avoidance as measured by a standardized measure; and

(D) The child is eligible for special education in accordance with OAR 581-015-2795 and OAR 581-015-2120.

(c) Phonological or articulation disorder:

(A) The child's phonology or articulation is rated significantly discrepant as measured by a standardized test; and

(B) The disorder is substantiated by a language sample or other evaluation(s); and

(C) The child is eligible for special education in accordance with OAR 581-015-2795 and OAR 581-015-2120.

(d) Syntax, morphology, pragmatic or semantic disorder:

(A) The child's language in the area of syntax, morphology, semantics or pragmatics is significantly discrepant as measured by standardized test(s) or other evaluation data; and

(B) The disorder is substantiated by a language sample or other evaluation(s);

(C) For a child to be eligible with a syntax, morphology, pragmatic or semantic disorder, the disorder is not the result of another disability; and

(D) The child is eligible for special education in accordance with OAR 581-015-2795 and/or OAR 581-015-2120.

(3) For a child to be eligible for special education services as a child with a communication disorder, the eligibility team must also determine that:

(a) The child's disability has an adverse impact on the child's developmental or educational performance; and

(b) The child needs special education services as a result of the disability.

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Statutory/Other Authority: ORS 343.035(1), 343.045, 343.146 & 343.157;
Statutes/Other Implemented: ORS 343.035(1), 343.045, 343.146, 343.157, 34 CFR 300.8 & 300.306
History:
Renumbered from 581-015-0051, ODE 10-2007, f. & cert. ef. 4-25-07
ODE 2-2003, f. & cert. ef. 3-10-03
ODE 8-2001, f. & cert. ef. 1-29-01
ODE 11-2000, f. 5-3-00, cert. ef. 7-1-00
EB 22-1995, f. & cert. ef. 9-15-95
EB 16-1992, f. & cert. ef. 5-13-92
EB 25-1991(Temp), f. & cert. ef. 11-29-91
1EB 7-1986, f. & ef. 2-24-86
Reverted to 1EB 29-1978, f. & ef. 7-20-78
1EB 18-1983(Temp), f. & ef. 12-20-83
1EB 29-1978, f. & ef. 7-20-78

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