



**County of San Bernardino  
Department of Behavioral Health**

**INFORMATION NOTICE 10-08**

**Date:**

May 25, 2010

**To:**

Department of Behavioral Health Deputy Directors, Program Managers,  
Clinic Supervisors, Clinical Staff and Contract Agencies

**From:**

Allan Rawland, MSW, ACSW,  
Director, Department of Behavioral Health

**Subject:**

Adhering to Educational Regulations

**Introduction**

All Department of Behavioral Health (DBH) staff providing AB2726 services to students, through the Individualized Education Program (IEP) process, are to comply with all Educational Regulations relevant to those students.

**Regulation  
Requirements**

California (CA) Education Code, Section 56043(i) specifically states: "A pupil's individualized education program shall be implemented as soon as possible following the individualized education program team meeting, pursuant to Section 300.323(c)(2) of Title 34 of the California Code of Regulations..."

Title 5 of the CA Code of Regulations, Section 3040(a) states: "Upon completion of the individualized education program, that individualized education program shall be implemented as soon as possible following the individualized education program team meeting."

Title 34 of the Code of Federal Regulations, Section 300.323(c)(2) states: "As soon as possible following development of the IEP, special education and related services are made available to the child in accordance with the child's IEP."

**Adherence to  
Regulations**

Staff is required to implement all actions or services in accordance to the written agreement in an IEP as it is a binding contract. When adhering to all agreed upon activities when serving children through the AB2726 program, DBH is required to comply with assigned timeframes within the IEP, even if timeframe is self imposed and not included in regulations.

**Questions**

Questions regarding this Information Notice may be directed to your local DBH AB2726 Clinic Coordinator or the AB2726 County Coordinator at (909) 421-9300.