



CHAPTER 115C
ARTICLE 9 - EDUCATION OF CHILDREN WITH DISABILITIES

N.C.G.S. § 115C-107.2.

Duties of State Board of Education.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT S.L. 2013-226, s. 10 — eleventh act in the lineage	RETRIEVED 21 September 2026, 03:39 UTC	SOURCE FINGERPRINT a052a8ad71ac5499be077c77 - 955d3be5d49cafeb3da43cbc - 25c3feee2c5847a0
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§ 115C-107.2(a) The State Board of Education shall adopt rules to ensure that:

- (1) The requirements of this Article and IDEA are met.
- (2) All educational programs under the supervision of any local educational agency for children with disabilities meet all of the following requirements:
 - a.The programs are under the general supervision of individuals in the State who are responsible for educational programs for children with disabilities.
 - b.The programs meet the State Board's educational standards.
 - c.With respect to homeless children, the programs meet the requirements of 20 U.S.C. § 1431, McKinney-Vento Homeless Assistance Act.

§ 115C-107.2(b) The rules adopted under subsection (a) of this section shall include rules that:

- (1) Establish standards for the programs of special education to be administered by local educational agencies and by the State Board.
- (2) Ensure that children with disabilities are educated in the least restrictive environment.
- (3) Ensure that local school administrative units make available special education and related services to all preschool children with disabilities whose parents request these services.

- (4) Provide for public hearings, adequate notice of these hearings, and an opportunity for comment from the general public before the adoption of the rules required by this Article.
- (5) Are required in order to receive federal funding under IDEA.
- (6) Provide that, where a local educational agency finds that appropriate services are available from other public agencies or private organizations, the local educational agency may contract for those services rather than provide them directly.
- (7) Enable local educational agencies to identify, evaluate, place, and make other educational decisions for children with disabilities.
- (8) Provide procedural safeguards for children with disabilities and their parents.
- (9) Designate a person in the Department of Public Instruction who is charged with receiving and responding to notices or other legal documents under Part 1D of this Article.
- (10) Support and facilitate local educational agency and school-level system improvement designed to enable children with disabilities to meet the challenging State student academic achievement standards.

§ 115C-107.2(c) Rules adopted under this section shall be consistent with IDEA and shall comply with G.S. 115C-12(19). Local educational agencies, parents, and other individuals concerned with the education of children with disabilities shall be consulted in the development of rules adopted under this Article.

§ 115C-107.2(d) The State Board shall develop forms for local educational agencies to use in order to comply with this Article. The forms shall comply with G.S. 115C-12(19), and whenever practicable, (i) limit the requirement for narrative reporting to essential components requiring personalized student information and (ii) be in an electronic format.

§ 115C-107.2(e) The State Board shall provide technical assistance to local educational agencies at their request.

§ 115C-107.2(f) The State Board shall develop any plans that meet the criteria of IDEA and are required to be submitted to the United States Department of Education.

§ 115C-107.2(g)

The State Board shall make available to hearing officers training related to IDEA and its legal interpretations in order to facilitate hearings and reviews under G.S. 115C-109.6.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
11 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1977	1995		2013
TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT			
Nº	YEAR	ACT	CHARACTER
01	1977	c. 927, s. 1	ENACTED
02	1981	c. 423, s. 1	AMENDED
03	1983	c. 247, ss. 3, 4	AMENDED
04	1989	c. 585, s. 3	AMENDED
05	1989	1989 (Reg. Sess., 1990), c. 1003, s. 5	AMENDED
06	1996	2nd Ex. Sess., c. 18, ss. 18.24(c), (d)	AMENDED
07	1997	S.L. 1997-443, s. 11A.118(a)	AMENDED
08	1998	S.L. 1998-202, s. 4(g)	AMENDED
09	2000	S.L. 2000-137, s. 4(j)	AMENDED
10	2006	S.L. 2006-69, s. 2	AMENDED
11	2013	S.L. 2013-226, s. 10	AMENDED

APPARATUS II
2 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 115C-12(19)	(c)	"with IDEA and shall comply with"
G.S. 115C-109.6	(g)	"to facilitate hearings and reviews under"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 115C-107.2 (2013).

PINPOINT

N.C. Gen. Stat. § 115C-107.2(a) (2013).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

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This is not the official text. The official text is published by the General Assembly of North Carolina.

HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1977, c. 927, s. 1; 1981, c. 423, s. 1; 1983, c. 247, ss. 3, 4; 1989, c. 585, s. 3; 1989 (Reg. Sess., 1990), c. 1003, s. 5; 1996, 2nd Ex. Sess., c. 18, ss. 18.24(c), (d); 1997-443, s. 11A.118(a); 1998-202, s. 4(g); 2000-137, s. 4(j); 2006-69, s. 2; 2013-226, s. 10.)

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