FREE GUIDE

# New York special education deadlines

Sources last checked between Nov 16, 2026 and Nov 20, 2026
State rules as of November 20, 2026

| RULE | FIRST LINE OF THE RULE | SOURCE |
|---|---|---|
| **EVALUATIONS** | | |
| **Responding to an evaluation request** | The special education committee chairperson must notify you immediately upon receiving your child's evaluation referral. | 8 N.Y.C.R.R. § 200.4(a)(6) |
| **Completing an initial evaluation** | In New York, for a school-age child, the initial evaluation usually must be finished within 60 calendar days after the district receives your consent. | 8 NYCRR 200.4(b)(1),(7), (j)(1); N.Y. General Construction Law §§20,25-a |
| **FIRST IEP MEETING** | | |
| **When IEP services must be arranged** | For school-age children in New York, the school district must arrange appropriate special education programs and services within 60 school days. | 8 NYCRR 200.4(d), (e)(1), (e)(4); 8 NYCRR 200.1(n); N.Y. General Construction Law §§ 20, 24 |
| **SCHOOL RECORDS** | | |
| **Timing of access to education records** | You have the right to review your child's education records that the school keeps or uses under IDEA. | 34 CFR 99.10(b); 34 CFR 300.613(a) |
| **IEP REVIEWS AND REEVALUATIONS** | | |
| **Regular IDEA reevaluation** | Your child must be reevaluated at least once every three years, unless you and the school agree it isn't needed. | 34 CFR 300.303(a), (b) |
| **Reviewing the IEP at least annually** | Your child's IEP team must review the IEP periodically, and at least once a year, to see whether the annual goals are being met. | 34 CFR 300.324(b)(1)(i) |
| **TRANSITION PLANNING** | | |
| **When transition goals and services begin** | In New York, transition goals and services begin with the first IEP in effect when your child turns 15. | 8 NYCRR 200.4(d)(2)(ix)(a) |
| **RIGHTS AT ADULTHOOD** | | |
| **Advance notice about the transfer of IDEA rights** | In New York, IDEA parental rights don't automatically transfer to your child at age 18. | NYSED Graduation Requirements FAQ, superintendent determination question 19; SRO 17-077, Discussion |
| **The state's age of majority and IDEA rights** | In New York, 18 is the age of majority, but IDEA parental rights don't automatically transfer at that age. | NYSED Graduation Requirements FAQ, superintendent determination question on age of majority; SRO 17-077, Discussion |
| **PRESCHOOL AND EARLY INTERVENTION** | | |
| **Preschool special education by age three** | In New York, a child with a disability first becomes eligible for preschool special education programs and services in the calendar year the child turns 3. | 8 NYCRR 200.1(mm)(2) |
| **Moving from early intervention to preschool** | In New York, the team that meets about preschool special education is called the Committee on Preschool Special Education (CPSE). | 8 NYCRR 200.5(c)(2)(viii) |
| **OTHER RULES** | | |
| **When a manifestation determination must occur** | The school must review whether your child's behavior is related to the disability immediately if possible, and no later than ten school days after deciding on a disciplinary change of placement. | 8 N.Y.C.R.R. § 201.4(a) |
| **Section 504 protections in school discipline** | New York: Section 504 requires an evaluation before discipline that significantly changes the student's placement. | 34 CFR 104.35(a); 29 U.S.C. § 705(20)(C)(iv) |
| **Give written notice before moving to a private school** | If you plan to move your child to a private school and ask the district to pay, give the district written notice at least 10 business days before your child leaves the public school. | 34 CFR 300.148(d)–(e); 300.11(b) |

**Planning aid only. Not legal advice. Confirm the date with the governing source.**

Full answers and source links: https://endeavy.com/special-education-deadlines/new-york