

*Quick Tips*



# ESY

## Extended School Year

- ▶ ESY pertains to anytime outside of the normal school year, including afterschool, school breaks and summer.
- ▶ Not all kids on IEPs will be eligible for ESY.
- ▶ Understand that ESY is not intended to be a substitute for child care.
- ▶ Don't wait too long to advocate to get ESY written into your child's IEP. If the rest of the IEP team disagrees about ESY you will not have enough time to seek a remedy.
- ▶ Don't forget to include transportation!
- ▶ ESY should be specific to the needs of the child and doesn't have to be limited to a set program that the school already has in place.
- ▶ Least Restrictive Environment applies to ESY. A regular summer camp with an aide paid by the school would be less restrictive than a self-contained program. LRE is specific to the needs of the individual child.

The Law Office of Claudia I. Pringles  
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## Excerpt of VT Law on **ESY**

The IEP for each child with a disability shall include: ...

(h) A description of any extended school year services (ESY) which the IEP team finds are necessary to provide a FAPE to the student.

(1) ESY services shall be provided only if a child's IEP team determines that the services are necessary for the provision of FAPE to the child because one or more of the following factors is evident:

(i) ESY is essential to permit the student an opportunity to reach reasonably set educational goals;

(ii) There has been a significant amount of regression over the past winter, spring and summer vacations and recoupment did not occur within a reasonable amount of time; (iii) The severity of the student's disability presents a danger of substantial regression; or

(iv) The student's transition goals require continued programming beyond the school year IEP.

(2) An LEA or IEP team may not limit extended school year services to students with particular disabilities.

(3) An LEA shall not adopt a policy that limits the type, amount, or duration of ESY services for all children.

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