

100.2 ii Response to intervention programs.

1. A school district's process to determine if a student responds to scientific, research-based instruction shall include the following minimum requirements:
 1. appropriate instruction delivered to all students in the general education class by qualified personnel;
 1. appropriate instruction in reading shall mean scientific research-based reading programs that include explicit and systematic instruction in phonemic awareness, phonics, vocabulary development, reading fluency (including oral reading skills) and reading comprehensive strategies;
 2. screenings applied to all students in the class to identify those students who are not making academic progress at expected rates;
 3. instruction matched to student need with increasingly intensive levels of targeted intervention and instruction for students who do not make satisfactory progress in their levels of performance and/or in their rate of learning to meet age or grade level standards;
 4. repeated assessments of student achievement which should include curriculum measures to determine if interventions are resulting in student progress toward age or grade level standards;
 5. the application of information about the student's response to intervention to make educational decisions about changes in goals, instruction and/or services and the decision to make a referral for special education programs and/or services; and
 6. written notification to the parents when the student requires an intervention beyond that provided to all students in the general education classroom that provides information about:
 1. the amount and nature of student performance data that will be collected and the general education services that will be provided pursuant to paragraph (2) of this subdivision;
 2. strategies for increasing the student's rate of learning; and
 3. the parents' right to request an evaluation for special education programs and/or services.
2. A school district shall select and define the specific structure and components of the response to intervention program, including, but not limited to, the criteria for determining the levels of intervention to be provided to students, the types of

interventions, the amount and nature of student performance data to be collected and the manner and frequency for progress monitoring.

3. A school district shall take appropriate steps to ensure that staff have the knowledge and skills necessary to implement a response to intervention program and that such program is implemented consistent with paragraph (2) of this subdivision.