



Book	Board of Trustees Policy
Section	200 Pupils
Title	Gifted Education Program
Code	245
Status	Active
Adopted	November 4, 2024

AGORA CYBER CHARTER SCHOOL

Board of Trustees Policy

GIFTED EDUCATION PROGRAM

The Board of Trustees (“Board”) directs that the Agora Cyber Charter School (“Cyber Charter School”) comply with the requirements incorporated by reference in Title 22 Pa. Code Chapter 16 (related to Special Education for Gifted Students) as they exist on the date of the adoption of this Policy and as they may be hereafter revised or amended. Such regulations are herein incorporated by reference.

Authority & Purpose.

Section 24 P.S. § 17-1749-A(b)(3.1) mandates that Cyber Charter School is subject to 22 Pa. Code Chapter 16 (relating to special education for gifted students).

Title 22 Pa. Code § 16.1 defines “Gifted Student” as follows:

- (1) A student who is exceptional under section 1371 of the School Code (24 P. S. § 13-1371) because the student meets the definition of “mentally gifted” in this section, and needs specially designed instruction beyond that required in Chapter 4 (relating to academic standards and assessment).
- (2) The term applies only to students who are of “school age” as defined under § 11.12 (relating to school age).

The purpose of this policy is to direct Cyber Charter School’s compliance with Title 22 Pa. Code Chapter 16 (related to Special Education for Gifted Students).

Cyber Charter School shall:

- (1) Provide services and programs planned, developed, and operated for the identification and evaluation of each gifted student.
- (2) Provide gifted education for each gifted student which is based on the unique needs of the student. This includes gifted education that allows gifted students to:
 - a. Participate in acceleration or enrichment programs, or both, as appropriate, and
 - b. To receive services according to their intellectual and academic abilities and needs.
- (3) Cyber Charter schools must complete the Chapter 16 gifted plan within the Comprehensive Plan that is submitted every 3 years beginning in 2024.

Delegation of Responsibility.

The CEO or designee is directed to ensure that Cyber Charter School implements procedures consistent with 22 Pa. Code Chapter 16 in order to meet Cyber Charter School's obligations under applicable statutes and regulations.

Personnel.

Cyber Charter School shall comply with § 16.5 pertaining to professional and paraprofessional personnel and in-service training.

Notice. Cyber Charter School shall comply with applicable notice requirements under Chapter 16.1. The content of notices to the parents shall be written in language understandable to the general public. If necessary, the content of notices shall be communicated orally in the native language or directly so that the parents understand the content of the notices.

Consent.

Cyber Charter School shall comply with consent requirements pursuant to § 16.62.

Confidentiality.

Cyber Charter School shall protect the confidentiality of personally identifiable information regarding a gifted student or a student thought to be gifted in accordance with section 13(a) of the Family Educational Rights and Privacy Act of 1974 (20 U.S.C.A. § 1232g), 34 CFR Part 99 (relating to family educational rights and privacy), Chapter 12 (relating to students) and other applicable law.

TO THE EXTENT THAT ANYTHING IN THIS POLICY COULD BE CONSTRUED TO CONFLICT WITH THE SCHOOL'S CHARTER OR APPLICABLE STATE AND/OR FEDERAL LAWS, THE APPLICABLE STATE AND/OR FEDERAL LAWS AND/OR CHARTER CONTROL.