



**Exceptional Student Education (ESE)
Transfer of Rights at Age of Majority (Age 18)
Student Notification**

School: _____ Date: _____

Student Name: _____ DOB: _____ Age: _____

Florida law provides for the transfer of rights when an individual reaches the age of majority at age 18. An exception to this transfer can occur in response to a petition, a court determines that the individual is incapacitated and a guardian is appointed. This is especially important for students with disabilities who receive exceptional student education (ESE) services under the Individuals with Disabilities Education Act (IDEA).

Under IDEA, all rights accorded to your parent(s)/guardian(s) with regard to your ESE services transfer to you on your 18th birthday. In addition, IDEA provides that your parent(s)/guardian(s) retain the right, along with you, to receive any notices about your ESE program.

You have reached the age of majority and no documentation of court action limiting the transfer of rights under IDEA has been provided to the district. **Therefore, this notice is to inform you that all rights and protections previously accorded to your parent(s)/guardian(s) now transfer to you.**

To support students with disabilities and their parents when the student attains the age of majority while in school, s. 1003.5716, F.S., requires school districts to provide information and instruction on the legal rights and responsibilities relating to options for maintaining parental involvement in educational decision-making, including:

1. Informed consent to grant permission to access confidential records protected under the Family Educational Rights and Privacy Act (FERPA) as provided in s. 1002.22, F.S.
2. Powers of attorney as provided in chapter 709, F.S.
3. Guardian advocacy as provided in s. 393.12, F.S.
4. Guardianship as provided in chapter 744, F.S.

If you have any questions regarding this notice, desire additional information on the options for maintaining parental involvement, or wish to obtain a copy of the *Notice of Procedural Safeguards for Parents of Students with Disabilities*, please contact the following:

Name/Title: _____ Name/Title: _____
Phone: _____ Phone: _____

*Age 18 - Student Transfer of Rights Notification
PEER July 2023*

*Bureau of Exceptional Education and Student Services
Florida Department of Education*