

Education and Disability Law Articles

As of February 2013

Journal Articles on Special Education Law

This section of NICHCY's website is devoted to bringing you full-length articles on special education and disability law from peer-reviewed journals. We've categorized them below primarily by their area of emphasis. Pick from among articles on:



- [Section 504](#)
- [IDEA](#)
- [State laws](#)
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Section 504

[Top five Section 504 errors redux](#). *ELA Notes* 48(2), 14-15. Zirkel, P. A. (2013) | **new!**

[Does Section 504 require a Section 504 plan for each eligible non-IDEA student?](#) *Journal of Law and Education*, 40, 407-416. Zirkel, P. (2011).

[What does the law say?](#) *Teaching Exceptional Children*, 43(3), 65-67. Zirkel, P. (2011).

[The legal issues of identification and intervention for K-12 students with dyslexia](#). *Perspectives on Language and Literacy*, 38(3), 13-16. Zirkel, P. (2012).

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The Individuals with Disabilities Education Act (IDEA): Part B

[Individualized Education Programs: Legal Requirements and Research Findings](#). *Exceptionality*, 18(3), 109-123. Christle, C. A., & Yell, M. L. (2010) | **new!**

[The Legal Basis of Response to Intervention: Analysis and Implications](#). *Exceptionality*, 18(3), 124-137. Yell, M. L., & Walker, D. W. (2010) | **new!**

[Independent educational evaluation reimbursement under the IDEA: An update](#). *ELA Notes* 47(3), 16-18. Zirkel, P. A. (2012) | **new!**

[Autism litigation under the IDEA: A new meaning of "disproportionality"?](#) *Journal of Special Education Leadership*, 24(2), 92-103. Zirkel, P. A. (2011) | **new!**

[Without data all we have are assumptions: Revisiting the meaning of a free appropriate public education](#). *Journal of Law & Education*, 37(3), 381-392. Crockett, J. B., & Yell, M. L. (2008).

The remedial authority of hearing and review officers under the Individuals with Disabilities Education Act: An update. *Journal of the National Association of Administrative Law Judiciary*, 31 , 1-43. Zirkel, P. (2011).

Impartial hearings under the IDEA: Legal issues and answers. Alexandria, VA: National Association of State Directors of Special Education. Zirkel, P. (2010, July).

Manifestation determinations under the new Individuals with Disabilities Education Act: An update. *Remedial and Special Education*, 31(5), 378-384. Zirkel, P. (2010). (Post Draft)

The legal meaning of specific learning disability for special education eligibility. *Teaching Exceptional Children*, 42(5), 62-67. Zirkel, P. (2010).

The legal issues of identification and intervention for K–12 students with dyslexia. *Perspectives on Language and Literacy*, 38(3), 13-16. Zirkel, P. (2012).

The U.S. Supreme Court and special education: 2005 to 2007. *Teaching Exceptional Children*, 41(3), 68-75. Yell, M. L., Ryan, J. B., Rozalski, M. E., & Katsiyannis, A. (2009).

What does the law say? *Teaching Exceptional Children*, 43(3), 65-67. Zirkel, P. (2011).

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State Laws

Eleventh Circuit and Florida court decisions 1995 to the present under the IDEA and Section 504/ADA. Zirkel, P. (2012).

Second Circuit and New York case law under the IDEA and Section 504/ADA. Zirkel, P. (2012).

Seventh Circuit and Illinois law under the IDEA and § 504/ADA. Zirkel, P. (2012).

State laws and guidelines for implementing RTI. *Teaching Exceptional Children*, 43(1), 60-73. Zirkel, P., & Thomas, L. (2010).

State laws for RTI: An updated snapshot. *Teaching Exceptional Children*, 42(3), 56-63. Zirkel, P., & Thomas, L. (2010).

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Other Topics

Restraining the use of restraints for students with disabilities: An empirical analysis of the case law. *Connecticut Public Interest Law Journal* 10(2). Zirkel, P., & Lyons, C. (2011).

A roadmap to legal dispute resolution for students with disabilities. *Journal of Special Education Leadership*, 23(2), 100-112. Zirkel, P., & McGuire, B. (2010).

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