
Issue Date: March 18, 2024

Vermont Year of Age Cohort (for Years of Age 3 through 21) for which FAPE is Ensured

Description of Upper Age Limit for Vermont

In Vermont a free appropriate public education (FAPE) is ensured from three (3) years of age up to a student's 22nd birthday. If a student on an Individualized Education Plan (IEP) turns 22 within three (3) months of graduation, local education agencies may apply for a waiver to the Secretary of Education that allows the entitlement of FAPE to be extended to the graduation date.

Rule 2360.2.2 FAPE for Students who have Graduated

A student who has graduated from high school with a regular high school diploma shall not be entitled to FAPE. A student who has not yet graduated and whose entitlement to FAPE ends because of the upper age limit of eligibility is reached as described in Rule 2360.2(a), may be allowed to complete the remaining academic year with IEP team approval and approval from the Agency of Education.

