

SECTION 23 D

**HOSPITALS, LCIs, JUVENILE DETENTION FACILITIES, ADULT
CORRECTIONAL FACILITIES**

POLICY

It is the policy of each LEA within the Solano County SELPA that every student eligible to receive special education services pursuant to an IEP shall receive them regardless of where they live within the SELPA.

State Education Code Reference: 56195.7 (d-g)

SECTION 23 D

COORDINATING SERVICES WITH OTHER LOCAL PUBLIC AGENCIES THAT ARE FUNDED TO SERVE INDIVIDUALS WITH EXCEPTIONAL NEEDS AND ADULT CORRECTIONAL INSTITUTIONS

PROCEDURES

23.D.1. INTERAGENCY AGREEMENTS

To ensure that individuals with exceptional needs receive services from other local agencies that are funded to provide services to students, the Solano County SELPA and these agencies enter into interagency agreements that describe in detail the processes by which eligible students receive appropriate services. Solano County SELPA maintains interagency agreements with Solano County Mental Health, California Children's Services, North Bay Regional Center, Area IV Board, and Head Start. These agreements are on file locally (see Section 25 of Local Plan).

To ensure that eligible students with exceptional needs incarcerated in adult correctional facilities (i.e., Solano County Jail) continue to receive services, the Solano County SELPA shall develop and maintain an agreement with the Solano County Sheriff's Office (see Section 25 of Local Plan).

This section of the Local Plan shall be attached to the above interagency agreements to ensure that other agencies that are funded to provide services to students and those eligible individuals incarcerated in adult correctional facilities are aware that students residing in the placements listed in the following sections are to receive services indicated in their IEPs.

23.D.2. PUBLIC HOSPITALS, PROPRIETARY HOSPITALS AND OTHER RESIDENTIAL MEDICAL FACILITIES

LEA's within the SELPA provide free appropriate public education to individuals with exceptional needs who have been placed in public hospitals, proprietary hospitals and other residential medical facilities located within the LEA's. Services are provided pursuant to IEP's designed to meet the student's unique needs. LEA's assign a case manager who serves as the liaison person to the facility that a student is placed in and who is responsible for monitoring the implementation of the student's IEP.

23.D.3. LICENSED CHILDREN'S INSTITUTIONS (LCI) AND FOSTER HOMES

Students who reside in LCI's and foster homes who are eligible for special education instruction and/or services are provided the same procedural safeguards as all other students enrolled throughout the SELPA. The same procedures for identification, referral,

placement and review apply. Free appropriate public education is provided pursuant to IEP's designed to meet the students' unique needs.

23.D.4. JUVENILE COURT AND COMMUNITY SCHOOLS

Students with disabilities placed in Juvenile Court and Community School (JCCS) programs are provided the same procedural safeguards as those students enrolled throughout the SELPA. Free appropriate public education is provided pursuant to IEP's that are designed to meet their unique needs. Detailed procedures are following.

The JCCS located in Solano County SELPA include:

1. the County Community School (CCS) and
2. the Juvenile Detention Facility (JDF).

23.D.4.a. COUNTY COMMUNITY SCHOOLS

ENROLLMENT AND INTAKE PROCEDURES

Generally, enrollment in CCS occurs via:

1. Expulsion pursuant to Education Code 48915 et seq.,
2. Probation referral or
3. School Attendance Review Board (SARB) placement order

When a pupil with an IEP is expelled and enrolls in CCS, a properly constituted IEP team shall meet to address the offer of a Free and Appropriate Public Education (FAPE) in that setting.

When a pupil with an IEP is referred for enrollment in CCS as a result of a probation or SARB referral, an expanded IEP team including staff from the CCS shall meet to address the change in placement. Enrollment of probation and SARB referred students shall only occur after a manifestation determination meeting.

RESPONSIBLE AGENCY

The District of Residence (DOR) remains responsible for implementation of the local plan for students at CCS including, but not limited to, child find, assessment and the provision of FAPE for students.

EXIT PROCEDURES

When a student is recommended to return to the DOR, case manager will convene an expanded IEP team meeting, to include the staff of the DOR to address the potential change of placement. The IEP team will include student, parent(s), and probation officer as appropriate.

23.D.4.b. JUVENILE DETENTION FACILITY (JDF)

ENROLLMENT AND INTAKE PROCEDURES

Upon entrance into the school program at the JDF, each student will be interviewed by the Solano County Office of Education (SCOE) intake staff. As part of that interview, staff will inquire into the student's enrollment in special programs, including special education.

JDF staff shall request the pupil's records from the prior district, including special education records.

RESPONSIBLE AGENCY

The Solano County Office of Education is responsible for implementation of the local plan for students in the JDF including, but not limited to, child find, assessment and the provision of FAPE for students.

RECORD KEEPING AND CONTINUATION OF SERVICES

Student records are maintained by SCOE for each student.

Should any student who has been provided special education services reenter the JDF, special education services shall immediately be recommenced for that student, as reflected in the IEP or the modified IEP, which is on file.

Should any student for whom the identification, referral, assessment, instructional planning, implementation, and review process has been initiated as it related to special education needs or services reenter the JDF, such processes shall be continued from the last step taken, as reflected by the records.

SERVING STUDENTS IN JDF

Special education services will be provided by a special education teacher. This service will be provided in individual/ small group instruction pursuant to the IEP. This instruction should be interfaced with the education programs at the facility to promote LRE and maximum access to core instruction.

STUDENTS RELEASED FROM JDF

In an effort to ensure child find, SCOE will notify the student's previous district upon release of the student from JDF.

23.D.5 ADULT CORRECTIONAL FACILITIES

ENROLLMENT AND INTAKE PROCEDURES

Students who were found eligible for special education services prior to incarceration in the Solano County Detention Center, shall be identified by the Solano County Sheriff, the adult student or the adult student's appointed representative.

Upon referral from the Solano County Sheriff, the Solano County SELPA shall ensure the provision of special education services for inmates who remain eligible for such services, and (a) whose parent or conservator currently resides within the Solano County SELPA's boundaries; or (b) whose parents resided within the Solano County SELPA's boundaries when the inmate turned 18, and who remain residents of the SELPA.

RESPONSIBLE AGENCY

It shall be the responsibility of the district of residence to provide services to the identified individual in the Solano County Detention Center, or the SCOE, on behalf of the responsible district, may provide services at the Solano County Detention Center.

If the Solano SELPA is not the responsible SELPA for an inmate identified by the Sheriff, the Solano SELPA shall make every effort to identify and contact the responsible district/SELPA.