

# *My Child Is Incarcerated:* **FAST FACTS ABOUT SCHOOL**

## *My child has an IEP, will he/she still get special education services in the facility?*

- **Yes.** A juvenile court school is required to provide special education and related services. It is also required to update a student's IEP as appropriate.
- Youth who are English language learners will also receive the interventions and support they need while attending school in a facility.
- If your child was sentenced to **Adult Corrections**, he/she can still receive IEP or 504 services up to the age of 22.

## *My child struggles in school, but does not have an IEP, what can I do?*

- **Request a special education evaluation** - Students suspected of having a disability who need special education and related services can be evaluated, even if the student will not be in the facility long enough to complete the evaluation.

## **IMPORTANT TERMS TO KNOW**

**The Individuals with Disabilities Education Act (IDEA)** is the federal law that gives children with disabilities the same right to an appropriate education as children without disabilities.

**Free Appropriate Public Education (FAPE)** is one of the most important legal rights your child has - even if your child is incarcerated!

**Individual Education Programs (IEP's) and 504 Plans** are covered by different laws and work in different ways. But the end goal is the same: to help students thrive in school.

**IEP** is the written document that the school, in conjunction with a student's parents, creates to describe the child's special education program.

**504 Plans** provide services and changes to the learning environment to help students learn alongside their peers.

**Parents** have the right to disagree with their child's IEP services.



Wisconsin Family Assistance Center for Education, Training and Support, Inc.  
Do you want to know how to refer a student for special education services?  
Contact our Help Desk Specialist at 1-877-374-0511.

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