



MONTCALM AREA INTERMEDIATE SCHOOL DISTRICT FAPE in COUNTY JAIL and CHILD FIND

REGULATION/RULE

§ 300.111 Child Find (a) General. (1) The State must have in effect policies and procedures to ensure that—

(i) All children with disabilities residing in the State, including children with disabilities who are homeless children or are wards of the State, and children with disabilities attending private schools, regardless of the severity of their disability, and who are in need of special education and related services, are identified, located and evaluated.

Special Education and Title I, Part D State and local agencies, facilities, and programs receiving Federal Title I, part D funds are required to work with children and youth with disabilities in order to meet existing individualized education programs (Sect. 1414(c)(14)) and to ensure staff are trained to do so (Sect. 1425(5)). Part D recipients also are required to notify local schools of youth who are identified as in need of special education services while in custody (Sect. 1414(c)(14)(A)) and Sect. 1425(2)) and to coordinate between programs working with students with special education needs (Sect. 1414(c)(8)).

GUIDANCE

Both federal and state laws require that every student with a disability receive a free and appropriate public education (FAPE). This includes students who are in community corrections facilities or juvenile detention centers.

School districts must ensure that all students with disabilities, including students with disabilities in community corrections facilities and juvenile detention centers, have access to appropriate educational services. These students must receive to the greatest extent feasible services in the least restrictive environment.

Students with disabilities in secure care settings are afforded the same protections in disciplinary proceedings as all other students with disabilities. These protections cover, for example, changes in placement, manifestation determinations, and provision of services in an alternative educational setting.

These protections apply if a student is being subjected to discipline within a secure care setting or is being removed to a more restrictive setting, such as solitary confinement or a lockdown unit.

MONTCALM COUNTY JAIL

The Montcalm County Jail is located at 649 N. State Street in Stanton, Michigan and is operated by the Montcalm County Sheriff's Office. The Montcalm County Jail holds inmates awaiting trial or sentencing and inmates that have been sentenced to (1) year of jail or less. Montcalm County Jail serves as the jail/lock-up for all local police departments in Montcalm County. On rare occasions Montcalm County Jail also holds inmates from surrounding counties and the US Marshal's Service as requested by those municipalities.

CHILD FIND ACTIVITIES

1. Once a month, Montcalm County Jail will provide the Associate Superintendent of Special Education at MAISD a written report of any new inmates that are being held at the county jail who are between the ages of 18-26. Included with this report will be last grade completed if the inmate did not graduate high school.
2. The Associate Superintendent of Special Education at MAISD will review list and investigate whether any of the new inmates are eligible for special education and/or received special education services.
3. Should any inmate be identified as currently eligible for special education services, the Director of Special Education at MAISD will coordinate with the Parent/Guardian or the student (if the student has reached the age of majority) to determine if the parent/student are interested in receiving special education services. If the parent/student are not interested in receiving services, the Director of Special Education at MAISD will document and provide notice.
4. If the parent/student are interested in receiving services, the Associate Superintendent of Special Education at MAISD will contact the inmate's district of residence to coordinate services. The inmate's local district of resident will provide for and document special education programs and services provided.

RESOURCES FOR INCARCERATED YOUTH

[Educational Pathways for Youth](#)

PLATO (edmentum) virtual courses GED Classes

[Provision of Services Flowchart](#)

