

At a glance:



IDEA in West Virginia



Is my child eligible?

Children with chronic illnesses can receive educational accommodations under the IDEA **Other Health Impairments (OHI)** category.

To receive educational accommodations under IDEA OHI, your child must:

- » Have physical or mental limitations due to the chronic illness.
- » Experience negative impacts on educational performance due to the chronic illness.



How long does the eligibility evaluation take?

Schools have **80 days** to complete your child's evaluation to determine eligibility.



Where does my child receive educational accommodations?

Your child will most likely receive educational accommodations in the regular classroom.



When will my child get an Individualized Education Plan (IEP)?

The IEP team must have a meeting and develop an IEP within **60 days** of determining your child is eligible for educational accommodations under IDEA.



Where can I get help?

WEST VIRGINIA ADVOCATES—Protects and advocates for the human and legal rights of persons with disabilities, including children with chronic illnesses.

800.950.5250

304.346.0847

contact@wvadvocates.org

www.wvadvocates.org

WEST VIRGINIA PARENT TRAINING AND INFORMATION—

Provides free and confidential protections and advocacy for people with disabilities, including children with chronic illnesses.

304.472.5697

800.281.1436

wvpti@aol.com

www.wvpti.org



Can I participate in my child's IEP team?

Yes, parents are equal members of the IEP team and have a say in the development and implementation of the child's IEP.



Visit www.projectpencil.com to learn more about legal protections for children with chronic illness under IDEA. The Project PENCIL materials provide general information, which is not intended to constitute legal advice or substitute for obtaining legal advice from your own counsel. Laws vary by state and are subject to change. If you need answers to specific legal questions, please seek professional legal assistance.