

At a glance:



IDEA in California



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.
- » The illness should not be temporary, meaning it will end at some point, and it will not prevent the child from returning to a general education class without the need for any special interventions.



How long does the eligibility evaluation take?

Schools have **60 calendar 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 **30 days** of determining your child is eligible for educational accommodations under IDEA.



Where can I get help?

COMMUNITY ALLIANCE FOR SPECIAL EDUCATION (CASE)—Provides free individual technical assistance, consultations, representation, and training through a network of educational and legal specialists for parents of children with a disability and/or chronic illness.

415.431.2285
info@caseadvocacy.org
www.caseadvocacy.org

CALIFORNIA DEPARTMENT OF EDUCATION—Ensures that students succeed in their education and receive quality instruction.

916.319.0800
specedinfoshare@cde.ca.gov
www.cde.ca.gov



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.