

Attorney for Parent Checklist



When Parent Holds Educational Rights

| ISSUE | DESCRIPTION OF WORK |
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| Before Every Court Hearing | |
| <u>Education Rights Holder</u> | Meet with client and discuss the youth's education needs, including the parent's ability to meet the youth's education needs, or any barriers to being able to exercise (or regain) education rights. Share informational guides as appropriate (e.g., <u>Making Education Decisions for Children Involved with the Dependency Court, Enrollment and High School Rights of Foster and Probation Youth, Requesting a Special Education Assessment: Step-by-Step Guide</u>). |
| <u>Education Rights Holder:</u> Appointment of Education Attorney | If the youth has unmet needs for which an education attorney might be warranted to assist the parent in exercising their education rights, discuss the option of referring the youth for appointment of a Welfare and Institutions Code Section 317(e) attorney. If appropriate, consult with the Attorney for Youth, to complete the <u>317(e) Referral Form</u> . |
| After Every Court Hearing | |
| <u>School of Origin:</u> Hearing Following a Placement Change | Meet with client and discuss whether school stability was addressed at a CFT. If so, review a copy of the <u>School of Origin Best Interests Determination Procedures & Worksheet</u> , including the ERH statement. If a CFT was not held, request that court order a CFT to discuss school stability. If client decided that the youth should remain in their school of origin, and this decision is not being implemented, request a hearing to resolve the dispute using a <u>JV-539 Form</u> . |
| <u>Transferring to a New School:</u> Hearing Following a Placement Change | If the client determined that transferring schools was in the youth's best interests, confirm with client that the youth was immediately enrolled in the same/equivalent classes in their new school, in the least restrictive environment, and that all records were transferred, including partial credits. Share <u>Requesting Education Records: Step-by-Step Guide Tool</u> with client if needed to collect records. |
| <u>Education Rights Holder:</u> Update Court on Client's Education Needs and Request Relevant Court Orders | Provide all necessary information to the court about client's ability to hold education rights. If the youth was recently removed from client, discuss the client's ability to remain actively involved in the youth's education and desire to continue holding education rights. If client is maintain education rights, and you have not already done so, share informational guides as appropriate. |
| After Every Court Hearing | |
| Informing New <u>Education Rights Holder</u> | Support client ERH in implementing any court orders regarding the youth's education. |