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education services. For a student identified as a student with a disability, the CSE must develop an IEP and the district of location must ensure the implementation of the IEP.

- For a student with a disability who had an IEP that was in effect prior to placement in the county correctional facility, upon placement in the correctional facility, services comparable to the student's IEP (as described below) must be implemented until the district of location can meet to develop a new IEP for the student.
- Upon notification to the district of location that services recommended in the IEP are no longer appropriate for the student, the CSE must review, and if appropriate, revise the student's IEP.
- The CSE of the district of location must conduct annual reviews and reevaluations as appropriate.

### Transfer students

For any youth identified as having a disability who is incarcerated in a county correctional facility, except where such facility is located in the same school district as the district where the student's parents reside, the student should be considered as a transfer student.

- For a student who had an IEP in effect in this State and who is incarcerated in a county correctional facility within the same school year, the district of location must provide the student with a free appropriate public education (FAPE), including services comparable to those described in the previously held IEP, in consultation with the student's parent(s), until such time as the school district of location adopts the previously held IEP or develops, adopts and implements a new IEP.
- In the case of a student with a disability who had an IEP in effect in another state and who is incarcerated in a county correctional facility within the same school year, the school district of location must provide the student with FAPE, including services comparable to those described in the previously held IEP, in consultation with the student's parent(s), until such time as the school district conducts an initial evaluation to determine the student's eligibility for special education in this State, if determined necessary by the district of location, and develops a new IEP, if appropriate

### Transmittal of Records

To ensure the timely provision of special education services to a student described above, the district of location must take reasonable steps to promptly obtain the student's

