

Rule 30.6 Youth Detention Center Educational Provisions

In accordance with Section 43-21-321 of the Mississippi Code of 1972 Annotated, educational provisions are required for all compulsory school age students detained in a youth detention center facility.

1. A certified teacher will provide educational services to detainees.
2. Teacher selection shall be in consultation with the youth court judge.
3. The sponsoring school district will pay the salary of the teacher, based upon actual certification, state (teacher) salary schedule and number of employment days.
4. The sponsoring school district in collaboration with the home school shall comply with the Individuals with Disabilities Education Act (IDEA) and comparable state laws for students with special needs.
5. After forty-eight (48) hours of detention, the detainee shall receive the following services which may be computer-based:
 - a. Diagnostic assessment of grade-level mastery of reading and math skills;
 - b. Individualized instruction and practice to address any weaknesses identified in the assessment; and
 - c. Character education to improve behavior.
6. The sponsoring school district shall work in collaboration with detention center staff to ensure that educational records have been obtained for any student that will be detained for more than 48 hours.
7. The sponsoring school district will provide instruction based on the academic needs of each detainee. When a youth has been receiving special education services in his/her school placement, and is admitted with an existing Individualized Education Program (IEP), it is the responsibility of the educational personnel at the detention center to ensure the continued implementation of the IEP with modifications, if needed, due to the nature of the youth's detention.
8. The sponsoring school districts shall maintain and update the computer labs.
9. Students in the youth detention center shall not be classified as absent by the student's home school.
10. The sponsoring school district provides adequate substitute teaching staff to cover teaching duties of educational staff that are on sick or personal leave. The criteria for a substitute teacher shall be aligned with the district's policy for short and long term placement.
11. The sponsoring school district shall provide 330 minutes of instruction per school day.

12. The sponsoring school district shall identify students with limited English proficiency and provide appropriate instruction to ensure meaningful access to the curriculum.

13. An Individualized Academic Plan shall be written by the sponsoring school district for each student that has been detained for 10 days or more and forwarded to the student's home school and is used as a transition component.

14. The Mississippi Department of Education will collaborate with the appropriate state and local agencies, juvenile detention centers and local school districts to ensure that educational services are provided to every student placed in a juvenile detention center.

15. Once the Legislature allocates funding for educational services provided by the state's detention centers, the Mississippi Department of Education will disseminate that funding to the sponsoring school districts. The MDE will review any excess costs for educational services for approval. The approved excess costs will be shared by all school districts in the state utilizing the formula established by the Mississippi Department of Education.

16. Related services provided for students with special needs may require additional reimbursement to the sponsoring school district from the non-sponsoring school districts.

17. The Mississippi Department of Education has the authority to develop and promulgate policies and procedures regarding educational programming and excess cost funding.

Source: Miss. Code Ann. §43-21-321 (Revised 6/2018)

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14. The Mississippi Department of Education will collaborate with the appropriate state and local agencies, juvenile detention centers and local school districts to ensure that educational services are provided to every student placed in a juvenile detention center.

~~15. The non-sponsoring school districts that have students detained at a detention center, will share equally in the additional cost of educational services. Once the Legislature has allocated funding for educational services, provided by the state's detention centers, the Mississippi Department of Education will disseminate the funding based on the needs analysis submitted by each of the sponsoring school districts. Any remaining cost related to educational services, including the maintenance of computer labs, will be equally divided among the non-sponsoring school districts, or district of residence, of juveniles placed in a detention facility. Once the Legislature allocates funding for educational services provided by the state's detention centers, the Mississippi Department of Education will disseminate that funding to the sponsoring school districts. The MDE will review any excess costs for educational services for approval. The approved excess costs will be shared by all school districts in the state utilizing the formula established by the Mississippi Department of Education.~~

16. Related services provided for students with special needs may require additional reimbursement to the sponsoring school district from the ~~student's home school or district of residence for services rendered~~ non-sponsoring school districts.

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