



## WHAT FAMILIES SHOULD NOT ACCEPT FROM THEIR SCHOOL DISTRICTS OR EARLY INTERVENTION PROVIDERS

**IMPORTANT:** ELC's publications are intended to give you a general idea of the law. However, each situation is different. If, after reading our publications, you have questions about how the law applies to your particular situation, contact us for a referral, or contact an attorney of your choice.

- < We don't have the money to do that.
- < We don't have the staff to do that.
- < This is the way we always provide this service.
- < You will need to find that service someplace else.
- < This is the program that we give all of our students.
- < We don't need to write that on the Individualized Education Program (IEP) or Individualized Family Service Plan (IFSP); we always do that.
- < We know what is best for your child.
- < We'll evaluate your child as soon as we can.
- < You'll have to pay your private doctor to get a prescription for physical therapy.
- < You have to go to the mental health system to get evaluations or services for children with behavior problems.
- < We will have to take those services away from another child to give them to your child.
- < That service is not available.
- < This will begin as soon as we can hire the staff. We will add a letter to the IEP to show good faith.
- < They are not on our staff so we do not need to consider their findings or recommendations.
- < Just sign this blank form. We will type in the information after the meeting.

- < You can have the service if you pay for it.
- < We will add a start date for this service when we find the therapist.
- < You will need to use your private insurance to pay for this therapy on your IFSP (or IEP).
- < Students with disabilities always attend a separate school (or class).
- < Extended School Year (ESY) services are only for students with the most severe disabilities, and ESY programs can only include self-help skills.
- < You can't possibly win if you go to Due Process.

**Funding for this brochure was provided by:**

**Disability Rights Network of Pennsylvania (DRN), pursuant to the Developmentally Disabled Assistance and Bill of Rights Act, P.L. 101-496, and the P&A for Mentally Ill Individuals Act, P.L. 99-319. DRN is located at 1414 N. Cameron Street, Suite C, Harrisburg, PA 17103. Telephone: 800-692-7443 or 717-236-8110. Website: [www.drnpa.org](http://www.drnpa.org).**

**Pennsylvania Interest on Lawyers Trust Account Board (PA IOLTA)**

*Prepared by: Education Law Center (Rev 8/08)  
(215) 238-6970 (Philadelphia)  
(412) 258-2120 (Pittsburgh)  
[www.elc-pa.org](http://www.elc-pa.org)*