

**West End Special Education Local Plan Area
Program Advisory Committee Agenda
March 9, 2020
1:30 p.m.**

A. ADMINSTRATIVE ITEMS:

- | | |
|---|----------------------|
| 1. Acceptance of the Agenda for March 9, 2020 | * Susan Bobbitt-Voth |
| 2. SELPA Administrator's Report | - Susan Bobbitt-Voth |
| 3. Directors Reports | |

B. PUBLIC COMMENT:

The West End SELPA Program Advisory Committee welcomes comments from visitors. Should anyone in attendance wish to make comments, he/she may voluntarily complete a public comment form located at the table in the back of the room. Public Comment forms must be submitted **prior** to the beginning of the meeting. The forms will be collected by the recording secretary and given to the meeting facilitator.

The Public comment period is the opportunity for the public to address the members on (1) non-agenda items within the jurisdiction of the members, (2) items listed on the agenda. All public comment will be allowed (3) three minutes per item, if a member of the public desires to be heard on more than (3) three items appearing on the agenda, he/she will be allowed up to a total of (9) nine minutes to address all items non-agenda and agendized. Each agenda item will have a total of 20 minutes for public comment on one agenda item.

There will not be a separate opportunity to comment at the time each agenda item is addressed by the Committee, unless the item specifically involves an agendized public hearing. All public comment will be heard during the agendized public comment section B.

C. PROGRAM ITEMS:

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| 1. Approval of Meeting Minutes for January 13, 2020 | * Susan Bobbitt-Voth |
| 2. 2020-2021 Proposed Meeting Schedule | * Susan Bobbitt-Voth |
| a.) Program Advisory Committee | |
| b.) SELPA Advisory Committee | |
| 3. District CAC Appointments: Alta Loma, Central, Cucamonga, Mountain View, Mt. Baldy | * Susan Bobbitt-Voth |
| 4. Fiscal Notifications | ** Tim Chatkoo |
| a. 2019-20 Mid-Year 50% Transportation Excess Cost Transfer | |
| b. 2020-21 Preliminary Transportation Excess Cost Projections | |
| c. AB602 Funding Models Certified February 2020 | |
| d. 2019-20 SELPA Administrative Budgets 2 nd Interim Update | |
| e. 2019-20 SBCSS Fee-for-Service 2 nd Interim Update | |
| f. 2019-20 Low Incidence Update | |
| 5. BP 0430.1 Service to Eligible Students in Adult County Jails - First Reading | * Royal Lord |
| 6. 2019-20 SELPA Priorities Review | * Susan Bobbitt-Voth |
| 7. Transition from CASEMIS to CALPADS Update | - Michelle Brown |

D. FUTURE AGENDA ITEMS:**E. ADJOURNMENT:**

Meeting location for Program Advisory Committee will be held at 8265 Aspen Ave., Rancho Cucamonga, CA 91730.
Agenda packets are available on the WESELPA website weselpa.sbcss.k12.ca.us or you may request an agenda packet by calling

WEST END SPECIAL EDUCATION LOCAL PLAN AREA
PROGRAM ADVISORY COMMITTEE
 January 13, 2020
MINUTES

District	Present	Absent
Alta Loma	Beth Freer (arrived 1:59)	
Central	Mary Kate Perez	
Chaffey Joint		Kelly Whelan
Chino Valley	Anne Ingulsrud	
Cucamonga	Lorena Arias-Aguilar	
Etiwanda	Dawn Wiley-Dominquez	
Mountain View	Jan Van Dyke	
Mt. Baldy	Nancy Sirsky	
Upland	Anthony Farenga (arrived 1:31)	
SBCSS	Peggy McFee	
WESELPA	Susan Bobbitt-Voth, Royal Lord, Tim Chatkoo, Karen Johnson	

Guests: Diana Turner, Program Specialist, Sabrina Ramirez, Behavior Specialist
 Meeting called to order by Susan Bobbitt-Voth at 1:30 p.m.

A. ADMINISTRATIVE ITEMS:

1. Acceptance of Agenda – January 13, 2020

The Program Advisory Committee agenda for January 13, 2020 was accepted with C-4 tabled for the next monthly meeting. Susan Bobbitt-Voth pointed out the sign that informed the public any handouts should be provided to Karen Johnson, recording secretary for distribution to the Committee members.

2. SELPA Administrator's Report

PowerPoint presentation was provided with the following information: Ted Alejandre will continue to fund 50% of the Program Specialist position for the 2020-21 year, congratulations to Jennifer Braddick, WESELPA Vocational Coordinator on her new position as principal for West End Student Services and to all district directors on completion of their first CALPADS submission. The Governor's proposed budget regarding special education was reviewed along with AB 1172 (Frazier). Susan thanked the district directors who worked on the Local Plan Committee and shared the timelines for the Local Plan moving forward for approval and submission was provided.

3. Directors Report –

Lorena Arias-Aguilar stated Cucamonga School District will be facilitating the Parent Project, a 10-week program built to help parents/guardians learn new techniques to deal with a child/adolescent who is displaying self-destructive behavior.

B. PUBLIC COMMENT –

Rita Loof commented on the new handout policy stating this is implemented with no authority, her view of the SELPA discontinued participation in the Promise Grant rather than to participate in an audit. Mrs. Loof requested the minutes be changed with her name being removed along with the statement regarding Peter Atwood's approach to the chair and secretary. Comment on C-3 IEE cost and encourage a study and C-5 Local Plan link not able to access.

C. PROGRAM ITEMS:

1. Approval of Meeting Minutes for November 18, 2019

Minutes of the November 18, 2019 meeting of the Program Advisory Committee were approved with the removal of Rita Loof's name.

2. Personnel Committee Update/Recommendation

This item was addressed in the SELPA Administrators Report.

3. Independent Educational Evaluation – AR 6159.8 IEE Cost Revised, 2nd Reading/Recommendation

Members reviewed the revisions to the IEE for distance and cost. This item will be brought back for a second read and approval.

4. Transition from CASEMIS to CALPADS Update

This item was tabled

5. Local Plan Revision First Reading

A PowerPoint presentation was provided outlining the new requirements for the Local Plan, timelines and committee members involved in this process, new templates and sections, materials gathered for review, an overview of the process with substantive changes provided, and the process for Template D and E, Annual Budget and Annual Service Plan. The next steps with timelines were reviewed.

6. CAPTAIN Presentation

Diana Turner and Sabrina Ramirez updated members on CAPTAIN, a multiagency network developed to support the understanding and use of Evidence Based Practices (EBP) for individuals affected by Autism Spectrum Disorder (ASD) across our State. A Cadre member's obligation is to attend the State summits, bring information back to educators and provide trainings with site level teams in the area of implementation of EBP while disseminating information for professional development through access to the Autism Internet Modules (AIM). The focus of the statewide CAPTAIN summit was supporting social emotional and mental health well-being of individuals with ASD with increasing collaboration and trainings with mental health experts on the 27 EBP and school site teams. It was requested to send members the slide presentation on CAPTAIN.

7. Statewide System of Support Presentation

Diana Turner updated members on the SELPA System Improvement Leads Project. The overarching goal of California's Statewide Systems of Support is to help local educational agencies (LEAs) and their schools meet the needs of each student they serve, with a focus on building local capacity to sustain improvement and to effectively address disparities in opportunities and outcomes. The role of each SELPA is to support LEAs in data use and governance, continuous student improvement, and implementation of high leverage practice. As a result, students with disabilities will have access to cohesive and effective school systems intentionally designed to provide the necessary supports and interventions for educational and post-secondary success.

D. FUTURE AGENDA ITEMS:

None

E. ADJOURNMENT: Meeting was adjourned at 2:05 p.m.

**Program Advisory Committee
2020-21
Proposed Meeting Dates**

Date	Time	Meeting Type	Facilitator
September 14, 2020	1:30	Business Meeting	TBD
November 16, 2020	1:30	Business Meeting	TBD
January 11, 2021	1:30	Business Meeting	TBD
March 15, 2021	1:30	Business Meeting	TBD
April 12, 2021	1:30	Business Meeting	TBD
<i>April 20, 2021</i>	<i>6:30 p.m.</i>	<i>CAC Art & Writing Showcase</i>	
<i>May 3, 2021</i>	<i>3:00 p.m.</i>	<i>Celebration Ceremony</i>	<i>WESELPA/Directors</i>
May 17, 2021	1:30	Business Meeting	TBD

2020-21
SELPA Advisory Council
Proposed Meeting Dates

Date	Time	Meeting Type	Facilitator
Sept. 14, 2020	1:30	SELPA Council Business	
Nov 16, 2020	1:30	SELPA Council Business	
Jan. 11, 2021	1:30	SELPA Council Business	
March 8, 2021	1:30	SELPA Council Business	
April 23, 2021	1:30	SELPA Council Business	
May 3, 2021	1:30	SELPA Council Business	
<i>April 20, 2021</i>	<i>6:30 p.m.</i>	<i>CAC Art & Writing Ceremony</i>	<i>SELPA Administrator</i>
<i>May 3, 2021</i>	<i>3:00 p.m.</i>	<i>Celebration Ceremony</i>	<i>WESELPA/Directors</i>

Community Advisory Committee Representatives

Community Advisory Committee representatives serve an important role as a liaison between the community and the district director of special education. Representatives recommend priorities for special education services, assist in parent education, and support activities on behalf of individuals with exceptional needs.

In accordance with the Community Advisory Committee bylaws, the Alta Loma, Central, Cucamonga, Mountain View, Mt. Baldy school districts shall appoint parent representatives in even numbered years to the Community Advisory Committee for a two-year term, beginning July 1, 2020 and ending June 30, 2022. The representative should be a parent of a student residing and enrolled in the school district or a district offered school program. The appointment is by action of the District Board of Education.

Once the School District Board of Education has approved the appointment of the district representative, please forward the name and contact information for the representative to Karen Johnson, office manager, West End SELPA.

WEST END SPECIAL EDUCATION LOCAL PLAN AREA

BP 0430.1

CLASSIFICATION: Instruction

Adopted:
 First Reading: 3-16-2020 (PAC)
 Second Reading:
 Adopted:

**SUBJECT: Identification of and Provision of Service
 to Eligible Students in Adult County Jails**

Free Appropriate Public Education

Every individual with exceptional needs who is eligible to receive special education instruction and related services under the Individuals with Disabilities Education Act (IDEA) and state special education laws, shall receive that instruction and those services at no cost to his or her parents or, as appropriate, to him or her. A Free Appropriate Public Education (FAPE) shall be available to individuals with exceptional needs in accordance with Section 1412(a)(1) of Title 20 of the United States Code and Section 300.101 of Title 34 of the Code of Federal Regulations.

Eligible Adults

Adults who are age 18 through 22 years, who have not graduated with a high school diploma, who at the time they turned 18 years were identified as an individual with exceptional needs and had an individualized education program (IEP) under the IDEA, are also entitled to a FAPE (hereinafter, "eligible adults"). (See 20 U.S.C. § 1400 (d) (1) (A), (B), (C); U.S.C. § 1412(a) (1) (A); Cal. Educ. Code, §§ 56000, 56040 (b).) This applies to adults incarcerated in California adult jails and prisons.

However, an individual aged 18 through 22 years, who, in the educational placement prior to his or her incarceration in an adult correctional facility was not identified as an individual with exceptional needs or did not have an IEP under the IDEA, is not entitled to a FAPE. (20 U.S.C. § 1412 (a) (1) (B); Cal. Educ. Code, § 56040(b).)

Child Find

For eligible adults who prior to reaching the age of majority resided within the West End SELPA geographic boundaries, the applicable local educational agency (LEA) within the SELPA shall ensure they have available to them a FAPE. Generally, the district of residence (DOR) responsible for providing special education and related services to pupils between the ages of 18 to 22 years, inclusive, shall be assigned, as follows: (a) For non-conserved pupils, the last district of residence in effect prior to the pupil's attaining the age of majority shall become and remain as the responsible local educational agency, as long as and until the parent or parents relocate to a new district of residence. At that time, the new district of residence shall become the responsible local educational agency. (b) For conserved pupils, the district of residence of the conservator shall attach and remain the responsible local educational agency, as long as and until the conservator, relocates or a new one is appointed. At that time, the new district of residence shall attach and become the responsible local educational agency. (Cal. Educ. Code, §56041)

Provision of Service

Once SELPA or the responsible LEA is informed that an eligible adult is incarcerated in an adult correctional facility, the responsible LEA will determine whether the eligible adult requests to receive FAPE. Once the request has been made, the responsible LEA shall review and revise the IEP as necessary, subject to the cooperation of the correctional facility where the eligible adult is located. The eligible adult must consent to the receipt of such services in order to receive said services while incarcerated.

The responsible Local Educational Agency (LEA) will determine within 30 days of eligibility notification whether the qualified individual requires a FAPE. And if so, the LEA will ensure that the qualified individual is provided a Free Appropriate Education (FAPE) pursuant to the IDEA and corresponding California special education law. To receive special education services while incarcerated, the student must consent to the receipt of such services such as but not limited to transition services, specialized academic instruction and other services as determined by the IEP team. The student may revoke their consent for special education services at any time.

Limitations

The following special education requirements do not apply to eligible individuals who are convicted as adults under State law and incarcerated in adult prisons:

The requirements set out in 20 U.S.C. § 1412(a) (16) and 20 U.S.C. § 1414(d) (1) (A) (i) (VI) relating to participation in general assessment) do not apply. Eligible individuals convicted as adults under State law and incarcerated in adult prisons are exempted from participation in State and district-wide assessment programs under the IDEA.

1. The requirements of items (aa) and (bb) of 20 U.S.C. § 1414(d) (1) (A) (i) (VIII) (relating to transition planning and transition services), do not apply with respect to such individuals whose eligibility under the IDEA will end, because of their age, before such individuals will be released from county jail.
2. If an individual with a disability is convicted as an adult under State law and incarcerated in an adult county jail, the individual's IEP team may modify the individual's IEP or placement notwithstanding the least restrictive environment (LRE) requirements of 20 U.S.C. § 1412(a)(5)(A) and the IEP contents requirements of 20 U.S.C. § 1414(d)(1)(A) if there is a bona fide security or compelling penological interest that cannot otherwise be accommodated.

An individual who was not identified as a student with exceptional needs or did not have an IEP under IDEA in the educational placement prior to his or her incarceration in an adult correctional facility is not entitled to a FAPE.

Leal References:

20 U.S.C. § 1414 (d) (7)

34 C.F.R. §§ 300.102, 300.324(d)

Education Code, §§ 56040-56041

Government Code, § 7579(d)

Letter to Yudien, 39 IDELR 270, 103 LRP 37913 (OSEP 2003)

Adults (aged 18-22 years) incarcerated in California adult jails and prisons are entitled to a Free Appropriate Education (FAPE) if they meet the following criteria:

1. The inmate is not a graduate with a high school diploma and
2. At the time they turned 18, the inmate was identified as an individual with exceptional needs and had an individualized educational program (IEP) under IDEA. (students who reach age 22 are no longer eligible)

Enrollment and Intake Procedures:

1. Students who were found eligible for special education services or on an IEP prior to incarceration on the west side of San Bernardino County Jail are entitled to a FAPE. The San Bernardino County Sheriff's Department and corrections facility will be informed to contact the West End SELPA, or the appropriate member LEA within the SELPA should the correctional facility become aware of an adult student who is on an IEP. The adult student also may contact West End SELPA or the responsible member LEA or the adult student has appointed his/her representative.

2. Upon receiving notice of an adult student in county jail with an IEP, the responsible LEA shall ensure the provision of special education services for inmates who remain eligible for such services.

Responsible Agency

1. It shall be the responsibility of the Chaffey Joint School District and San Bernardino County Probation that Chaffey Joint Union will provide the educational program within the adult correctional system through a Memorandum of Understanding regarding these services.

Pursuant to a California Department of Education directive, the district of residence (DOR) will be responsible for providing special education and related services to eligible inmates in the jails operated by the San Bernardino County Sheriff's department, until there is a judicial, legislative, executive, or regulatory decision that impacts the directive. The directive is limited to inmates between the ages of 18 and 22 (once a student reaches age 22, the directive no longer applies).

Upon Incarceration: San Bernardino County Sheriff's Department currently has established intake procedures for inmates placed in or transferred to the jails under its authority. These intake procedures generally include: Gathering information of the inmate's Regional Educational Programs and Services including special education by determining:

- a.) When and where the inmate was last enrolled in school
- b.) Whether the inmate has ever received services as a student with a disability and has not graduated with a high school diploma
- c.) Whether the inmate currently wishes to have educational services including special education services. The San Bernardino County Jail personnel are required to maintain this information on an intake form: San Bernardino County Jail personnel are advised to contact the West End Special Education Local Plan Area (WESELPA) to review the referral, coordinate and assist the District of Residence (DOR) or the educational agency acting on behalf of the DOR to begin services.

Upon Notification:

Upon receiving notification from the San Bernardino County Sheriff's Department, a representative of the District of Residence (DOR) or a representative of the San Bernardino County Superintendent of Schools acting on behalf of the LEA will contact the jail to:

1. Verify that the inmate is between ages 18-22 (students who reach age 22 are no longer eligible)
2. Verify the last District of Residence of the inmate and/or inmate's parents to confirm that West End SELPA is the proper service area.

3. Review the SEIS data system to determine if the inmate was a student with a disability when last enrolled in school with one of West End SELPA's participating districts.
4. Determine if the inmate has a current Individualized Education Program (IEP) or had one in the past

Status Confirmation and Service Provision:

Upon completion of the review of the data system, each designate LEA staff or designate staff acting on behalf of the LEA will provide the information to the special education teacher(s).

The acting LEA member will coordinate actions with the San Bernardino County Sheriff's Department to review and confirm the services to be provided to the inmate.

- All service providers will be required to complete the standard security protocols of the jail prior to providing services.
- All services providers will follow the security check-in and checkout procedures of the jail and abide by security request made by the staff of the San Bernardino County Sheriff's Department.
- In some cases, services identified on the IEP may be incompatible with the security procedures of the jail. While it is anticipated that this incompatibility will be uncommon, in such instance's other steps (such as convening an IEP team meeting) maybe taken to determine alternate means to meet the inmate's needs.

Met	
In Progress	
Not Met	

WESELPA Priorities 2019-20

Area	Rationale	Mid Yr Progress
1. Special Education Funding – advocate for funding and determine allocation model for any additional funds.	The general fund contribution for special education costs is anticipated to be 70% in 2018-19. There is a need for the state and federal governments to budget additional funds to cover the costs for special education programs and services.	
2. Local Plan	AB 1808 requires a new Local Plan template to be approved by July 1, 2019. All SELPAs must have a Local Plan in the new format by July 1, 2020.	
3. Compliance – Data Dashboard, Disproportionality and Differentiated Assistance	The West End SELPA districts are required to participate in various compliance activities that are based on data in CASEMIS and CALPADS. The targets and processes are in flux at the CDE. The districts will need guidance and support from the SELPA staff.	
4. CASEMIS to CALPADS Transition	The CDE is in the process of phasing out CASEMIS as the database for compliance measures and transitioning to CALPADS.	
5. Indicators 5 and 6 - Least Restrictive Environment	More than half of the districts did not meet one of the criteria for Indicator 5 (a-c) and half of the districts did not meet the criteria for Indicator 6 (LRE Preschool). There is a need to delve deeper into the data to determine more specifically the root cause and to determine next steps to increase the participation of students in the general education setting.	
6. Alternative Dispute Resolution (ADR)	The WESELPA will receive the ADR 5-year grant through 2019-20. The need continues to provide training to districts and parents about the strategies to shift a culture from due process to early dispute resolution as an alternative.	
7. English Learners with Disabilities	In 2018-19, the West End SELPA presented a series of trainings on topics related to English Learners with Disabilities. The percentage of students with disabilities who are also English learners is 4.78% to 20.34% in the West End SELPA districts. The percentage of students in general education who are English Learners is 3.19% to 15.23%. The training series and support will continue in 2019-20.	
8. Staff Development	The WESELPA will continue to provide staff development with contracted presenters and internal staff. Trainings to include CPI and other topics identified by various WESELPA Work Groups. Trainings can be customized to meet the staffing needs of a district upon request.	
9. CAC – Trainings	The WESELPA will provide trainings in areas aligned with the WESELPA Priorities and others as determined by the CAC members.	
10. Succession Plan for Retiring Staff	The SELPA Administrator and possibly other West End SELPA staff will retire in June 2020. There is a need to develop a plan for the success of those staff who will be hired into these positions.	