

West End Special Education Local Plan Area
8265 Aspen Ave., Ste. 200
Rancho Cucamonga, CA 91730

SUPERINTENDENTS' COUNCIL
AGENDA

Notice: This meeting will be held **IN-PERSON** only. If you wish to participate in the meeting and/or make a public comment, please submit them to Natalie, in-person prior to the start of the meeting.

Individuals requiring special accommodation, including but not limited to an American Sign Language interpreter, accessible seating, or documentation in accessible formats, should contact Natalie Vivar at (909) 476-6131, at least two days before the meeting date.

December 08, 2023

9:30 a.m.

OPENING

A. Administrative Items

- | | | |
|---|---|-----------------|
| 1. Acceptance of Agenda for December 08, 2023 | | *Myrlene Pierre |
| | <u> </u> <u> </u> <u> </u> | |
| | Motion Second Vote | |
| 2. Meeting Minutes of September 22, 2023 | | *Myrlene Pierre |
| | <u> </u> <u> </u> <u> </u> | |
| | Motion Second Vote | |
| 3. Parent Projection Certifications | | -Ricky Alyassi |
| 4. SELPA Administrator's Report | | -Ricky Alyassi |
| 5. Council Member Reports | | -Myrlene Pierre |

PUBLIC COMMENT

B. Public Comment

The West End SELPA, Superintendents' Council, welcomes comments from visitors. Should anyone wish to make comments, he/she may voluntarily complete a public comment form located at the table in the back of the room. The 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, and (2) items listed on the agenda. All public comments 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 Council unless the item specifically involves an agendized public hearing. All public comments will be heard during the agendized public comment section B.

SUPERINTENDENTS' DISCUSSION ITEMS

C. Discussion Items

- 1. Fiscal Notifications * Tim Chatkoo
 - a. 2022-23 Final Transportation Excess Cost Transfer
 - b. 2023-24 Initial 50% Transportation Excess Cost Transfer
 - c. 2023-24 Initial 50% Preschool Facility Cost Transfer
 - d. 2023-24 Initial 50% Mental Health Contribution
 - e. 2023-24 1st Interim Administrative Budgets
 - f. 2023-24 Initial 50% Joint Risk Fund Contribution
 - g. 2023-24 Initial 50% SEIS Contribution
 - h. 2023-24 1st Quarter Joint Risk Fund Reimbursement Transfer
 - i. 2023-24 Projected AB602 Funding
 - j. Maintenance of Effort SEMA/SEMB/SYT/Excess Cost/Table 8
- 2. In-House Counsel Quarterly Report * Lisa Dennis
- 3. Independent Educational Evaluation Criteria - 2nd Reading *Anthony Farenga
- 4. District CAC Appointments: Alta Loma, Central, Cucamonga, Mtn. View, and Mt. Baldy (even year) * Ricky Alyassi
- 5. 2023-24 Program Transfer Request Update * Ricky Alyassi

BUSINESS CONSENT ITEMS

D. Business Consent Items

- 1. Consent Agenda OAH# 2023030002
 - 2. Consent Agenda ADR #1
 - 3. Consent Agenda OAH# 2023040515
 - 4. Consent Agenda OAH# 2023070433
 - 5. Consent Agenda OAH# 2023080081
 - 6. Consent Agenda OAH# 2023080695
 - 7. Consent Agenda ADR #2
 - 8. Consent Agenda OAH# 2023060921
 - 9. Consent Agenda ADR #3
 - 10. Consent Agenda OAH# 2023080531
 - 11. Consent Agenda OAH# 2023070865
 - 12. Consent Agenda OAH# 2023070777
- *Myrlene Pierre

BUSINESS ACTION ITEMS

E. Business Action Items

- 1. Independent Educational Evaluation Criteria * Ricky Alyassi
- _____
- Motion Second Vote

CLOSING

F. Future Agenda Items

- Myrlene Pierre

G. Adjournment

- Myrlene Pierre

Motion Second Vote

The meeting location for the Superintendents' Council 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 (909) 476-6131, 72 hours before the scheduled meeting. A fee of ten cents (.10) per page will be charged for copied agenda packet.

*** Handout Included**

**** Handout to be distributed at the meeting**

- No Handout

West End SELPA
Superintendents' Council
 Meeting Minutes
 September 22, 2023

<u>District</u>	<u>Present</u>	<u>Absent</u>
Alta Loma	Sherry Smith	
Central	Amy Nguyen-Hernandez	
Chaffey Joint Union	Mathew Holton	
Chino Valley Unified	Norm Enfield	
Cucamonga	Michael Chaix	
Etiwanda	Charlayne Sprague	
Mountain View	Jeremy Currier	
Mt. Baldy	Kate Huffman	
Upland Unified	Pamela Salgado	
SBCSS	Myrlene Pierre	
WESELPA	Ricky Alyassi, Natalie Vivar, Tim Chatkoo,	

INTRODUCTIONS

CALLED TO ORDER:

Chairperson Myrlene Pierre called the meeting to order at 9:30 a.m.

A. ADMINISTRATIVE ITEMS

1. Acceptance of Agenda for September 22, 2023

Motion made by Mathew Holton to accept the Superintendents' Council meeting agenda as presented for September 22, 2023, seconded by Michael Chaix, motion carried on an 8-0-0-1 vote.

Ayes: Sherry Smith, Amy Nguyen-Hernandez, Mathew Holton, Norm Enfield, Michael Chaix, Charlayne Sprague, Douglass Moss, Kate Huffman

Nays: 0

Abstain: 0

Absent: 1

2. Meeting Minutes May 19, 2023

Motion made by Norm Enfield to accept May 19, 2023 meeting minutes as presented, seconded by Charlayne Sprague, motion carried on a 9-0-0-0 vote.

Ayes: Sherry Smith, Amy Nguyen-Hernandez, Mathew Holton, Norm Enfield, Michael Chaix, Charlayne Sprague, Douglass Moss, Kate Moss, Pamela Salgado

Nays: 0

Abstain: 0

Absent: 0

3. SELPA Administrator's Report

The SELPA Chief Administrative Officer of the West End SELPA presented a video from a recent site visit to Chino Valley Unified School District, highlighting the Transition Program. He also shared information from the West End SELPA professional development flyer, noting that in the past two months, over 240 participants received training in various areas, including Manifestation Determination, IEP Compliance, Crisis Prevention Intervention, Collaboration Building, and more. He highlighted the substantial increase in participation, comparing the current 240 participants in two months to a total of 300 participants throughout the entire previous year. Lastly, he provided insights into the in-house counsel model. Notably, a neighboring district in Orange County expressed interest in adopting a similar model after their board discussed it. No comments or questions were provided by council members.

4. Council Member Reports

None

B. PUBLIC COMMENTS

Martina Ortega presented three public comments during the meeting, addressing agenda items B, D, and E-2. She expressed concerns about West End SELPA, stating they lack educational initiatives, teachers, and programs, and suggested following the Ontario-Montclair School District's model, specifically their successful reading workshop. Ms. Ortega emphasized the importance of implementing a reading program to ensure student success and discouraged spending on litigation. Regarding E-2, she voiced concerns about surveillance and unethical practices by law firms. Additionally, she shared worries about administrator development training, citing an incident where an administrator used Word instead of the Special Education Information System for IEP notes.

Chuck Cohn submitted two public comments on agenda items B and E-2, expressing opposition to item E-2 and disagreeing with the ratification of legal firms. Mr. Cohn conveyed skepticism about the benefits of legal firm ratification, citing negative stories heard from other parents. Mr. Cohn introduced himself as a Rancho Cucamonga resident and a proponent of traditional education, emphasizing the importance of prioritizing children's needs over litigation. He encouraged a focus on education first and voiced support for the in-house counsel model, noting its potential to reduce litigation and increase accountability. Mr. Cohn also stressed the importance of transparency, suggesting regular updates on the website, including financial information, to maintain public trust. He expressed optimism about the current direction and urged the council to ratify legal firms while leaning more on in-house counsel.

Rita Loof submitted three comments on agenda items B, C-1, and E. Ms. Loof shared the positive transformation of West End SELPA from its negative past, commending the Chief Administrative Officer for their efforts and openness to new approaches. Ms. Loof emphasized the importance of shifting focus from dispute resolution to dispute prevention, expressing concerns about West End SELPA. Ms. Loof urged West End SELPA to enhance its capacity, utilize data for proactive dispute prevention, and point out issues in the fiscal allocation plan's language, suggesting a more proactive approach to prevent litigation.

Public comment concluded.

C. DISCUSSION ITEMS1. Fiscal Notifications

Fiscal Consultant, West End SELPA, presented fiscal notifications as follows: a. AB602 Funding Models Certified June 2023 b. 2022-23 Final SBCSS Preschool Facility Cost Adjustment c. 2022-23 Final SBCSS LCFF Revenue Transfer d. 2022-23 SBCSS FFS Year-End- Update and Return e. 2022-23 SELPA Administrative Budget Year-End Update. F. 2022-23 Joint Risk Fund Return g. 2022-23 Low Incidence Year-End Update h. 2022-23 4th Quarter-Final Joint Risk Fund Reimbursement i. 2022-23 Mental Health Year-End Update j. 2023-24 Low Incidence Preliminary Projection k. 2023-24 Projected AB602 Funding Model l. 2023-24 Projected Mental Health Model. No questions or comments were provided by council members.

2. In-House Counsel Quarterly Report

In-House Counsel presented the In-House Counsel Quarterly Report (Q1) and shared the July-September 2023 district utilization and legal services. No questions or comments were provided by council members.

3. Independent Educational Evaluation Criteria – 1st Reading

The Program Manager of the West End SELPA presented the Independent Educational Evaluation Criteria, and proposed rate cap increases for the neuropsychologists and speech vendors. No questions or comments from council members.

4. The Parent Project Series

The Chief Administrative Officer presented the Fall 2023 Parent Project Series. No questions or comments were provided by council members.

5. Local Plan Update

The Chief Administrative Officer of the West End SELPA outlined the Local Plan Committee, highlighting that the local plan is due for approval every three years, with the upcoming approval slated for the end of the 2023-24 school year. No questions or comments from committee members.

6. Policy and Procedural Manual Committee

The Chief Administrative Officer provided an update on the ongoing revision of the Policy and Procedural manual for the West End SELPA. The manual is currently undergoing a comprehensive review, with updates scheduled every 5 years. No questions or comments were provided by committee members.

7. District CAC Appointments: Alta Loma, Central, Cucamonga, Mtn. View, and Mt. Baldy (even year)

The Chief Administrative Officer of the West End SELPA presented the District CAC Appointments: Alta Loma, Central, Cucamonga, Mtn. View, and Mt. Baldy (even year). No questions or comments were provided by committee members.

8. Program Transfer Notifications Timeline

The Chief Administrative Officer of the West End SELPA provided a thorough overview of the program transfer notification timelines. No questions or comments from committee members.

D. Business Consent Items

1. Business Consent Items D-1-D-26

Motion made by Sherry Smith to accept amended business consent items D-1-D-26, seconded by Norm Enfield, motion carried on a 9-0-0-0 vote.

Ayes: Sherry Smith, Amy Nguyen-Hernandez, Mathew Holton, Michael Chaix, Charlayne Sprague, Jeremy Currier, Pamela Salgado, Kate Huffman

Nays: 1

Abstain: 0

Absent: 0

Business consent items D-1-D-26 were approved as presented. No questions or comments were provided by council members.

E. Business Action Items

1. Fiscal Allocation Plan – September 2023

Motion made by Mathew Holton to accept Fiscal Allocation Plan – September 2023 as presented, seconded by Sherry Smith, motion carried on a 9-0-0-0 vote.

Ayes: Sherry Smith, Amy Nguyen-Hernandez, Mathew Holton, Norm Enfield, Michael Chaix, Charlayne Sprague, Jeremy Currier, Pamela Salgado, Kate Huffman

Nays: 0

Abstain: 0

Absent: 0

The Fiscal Allocation Plan – September 2023 was accepted as presented, motion carried. No questions or comments were provided by council members.

2. 2023-24 Legal Services of Fagen, Friedman, & Fulfroost

Motion made by Sherry Smith to accept 2023-24 Legal Services of Fagen, Friedman, & Fulfroost as presented, seconded by Norm Enfield, motion does not pass on a 3-0-0-6 vote.

Ayes: Sherry Smith, Norm Enfield, Pamela Salgado

Nays: 6

Abstain: 0

Absent: 0

The 2023-24 Legal Services of Fagen, Friedman, & Fulfroost was not accepted. The motion did not pass.

3. 2023-24 Legal Services of Atkinson, Andelson, Loya, Rudd, & Romo

Motion made by Michael Chaix to accept 2023-24 Legal Services of Atkinson, Andelson, Loya, Rudd & Romo as presented, seconded by Norm Enfield motion carried on a 9-0-0-0 vote.

Ayes: Sherry Smith, Amy Nguyen-Hernandez, Mathew Holton, Norm Enfield, Michael Chaix, Charlayne Sprague, Jeremy Currier, Pamela Salgado, Kate Huffman

Nays: 0

Abstain: 0

Absent: 0

The 2023-24 Legal Services of Atkinson, Andelson, Loya, Rudd, & Romo was accepted as presented, motion carried.

4. 2023-24 Legal Services of Lozano Smith

Motion made by Charlayne Sprague to accept 2023-24 Legal Services of Lozano Smith as presented, seconded by Amy Nguyen-Hernandez, motion carried on a 9-0-0-0 vote.

Ayes: Sherry Smith, Amy Nguyen-Hernandez, Mathew Holton, Norm Enfield, Michael Chaix, Charlayne Sprague, Jeremy Currier, Pamela Salgado, Kate Huffman

Nays: 0

Abstain: 0

Absent: 0

The 2023-24 Legal Services of Lozano Smith was accepted as presented, motion carried.

5. Memorandum of Understanding – East San Gabriel Valley SELPA

Motion made by Sherry Smith to accept Memorandum of Understanding – East San Gabriel Valley SELPA as presented, seconded by Norm Enfield, motion carried on a 9-0-0-0 vote.

Ayes: Sherry Smith, Amy Nguyen-Hernandez, Mathew Holton, Norm Enfield, Michael Chaix, Charlayne Sprague, Jeremy Currier, Pamela Salgado, Kate Huffman

Nays: 0

Abstain: 0

Absent: 0

The Memorandum of Understanding – East San Gabriel Valley SELPA was accepted as presented, motion carried. No questions or comments were provided by council members.

F. Future Agenda Items

None.

G. Adjournment

Motion made by Norm Enfield to adjourn the September 22, 2023 meeting, seconded by Sherry Smith, motion carried on a 9-0-0-0 vote.

Ayes: Sherry Smith, Amy Nguyen-Hernandez, Mathew Holton, Norm Enfield, Michael Chaix, Charlayne Sprague, Jeremy Currier, Pamela Salgado, Kate Huffman

Nays: 0

Abstain: 0

Absent: 0

No questions or comments were provided by council members.

Meeting adjourned at 11:12 am

WESELPA Fiscal Transfer/Update Notification December 2023

- a. 22/23 Final SBCSS Transportation Excess Cost Transfer – The 22/23 Final SBCSS Transportation Excess Cost Transfer is summarized below:

	<i>Col A</i>	<i>Col B</i>	<i>Col C</i>	<i>Col D</i>	<i>Col E</i>
District	Student Count	Total Cost	Additional Revenue	Previously Transferred	22/23 Final Transportation Transfer (Col B - C - D)
Alta Loma	4.2	\$ 34,446.23	\$ 12,327.95	\$ 20,595.34	\$ 1,522.94
Central	1.9	\$ 15,582.81	\$ 5,576.93	\$ 12,478.37	\$ (2,472.49)
Chaffey	115.5	\$ 947,271.01	\$ 339,018.62	\$ 649,416.48	\$ (41,164.09)
Chino	93.6	\$ 767,658.59	\$ 274,737.18	\$ 502,203.19	\$ (9,281.78)
Cucamonga	1.9	\$ 15,582.81	\$ 5,576.93	\$ 9,485.28	\$ 520.60
Mtn View	38.7	\$ 317,397.32	\$ 113,593.25	\$ 209,960.37	\$ (6,156.30)
Upland	28.4	\$ 232,922.05	\$ 83,360.42	\$ 154,972.97	\$ (5,411.34)
TOTALS	284.2	\$ 2,330,860.82	\$ 834,191.28	\$ 1,559,112.00	\$ (62,442.46)
COST PER STUDENT	\$ 8,201.48				

- b. 23/24 Initial 50% SBCSS Transportation Excess Cost Transfer – The 23/24 Initial 50% SBCSS Transportation Excess Cost Transfer in the amount of \$1,611,121.34 will be transferred from West End Districts to SBCSS Transportation. The transfer is summarized below:

District	Column A	Column B	Column C
	Estimated Students	Projected Cost	Oct/Nov Transfer Amount
Alta Loma	6.00	\$ 68,075.55	\$ 34,037.78
Central	2.00	\$ 22,691.85	\$ 11,345.93
Chaffey	107.00	\$ 1,214,013.99	\$ 607,007.00
Chino	91.00	\$ 1,032,479.15	\$ 516,239.58
Cucamonga	1.00	\$ 11,345.92	\$ 5,672.96
Etiwanda	1.00	\$ 11,345.92	\$ 5,672.96
Mt. View	42.00	\$ 476,528.83	\$ 238,264.42
Upland	34.00	\$ 385,761.46	\$ 192,880.73
	284.00	\$ 3,222,242.67	\$ 1,611,121.34

Cost per student \$11,345.92

- c. 23/24 Initial 50% SBCSS Preschool Facility Costs Transfer - The 23/24 1st Interim projected operations and maintenance costs related to the Live Oak EEC, Mulberry EEC, and Frost EEC facilities totaled \$328,532. The Initial 50% SBCSS Preschool Facility Costs Transfer in the amount of \$164,266 will be transferred from West End districts to West End Operations. The transfer is summarized below:

Requested Transfer	LIVE OAK Preschool Center 2821	MULBERRY Preschool Center 2822	FROST Preschool Center 2827	Projected Annual Total	1st 50% Transfer
202 Alta Loma	-	17,467	10,122	27,589	13,795
209 Central	4,182	45,047	29,354	78,582	39,291
210 Chino	83,631	-	17,207	100,839	50,419
215 Cucamonga	1,394	18,386	13,159	32,939	16,469
218 Etiwanda	-	919	6,073	6,992	3,496
238 Mountain View	45,997	2,758	4,049	52,804	26,402
259 Upland	-	15,628	13,159	28,787	14,394
Total Transfer	135,204	100,206	93,122	328,532	164,266

- d. 23/24 Initial 50% Mental Health Contribution – Mental Health related expenditures are projected to be \$4,189,438. Based on this projected total, the 23/24 Initial 50% Mental Health contribution will be \$2,094,721 and is summarized below:

	Col. A	Col. B	Col. C	Col. D	Col. E	Col. F
Description	Funded ADA (State) (CY P-2 ADA)	Projected Per ADA Rate \$51.15	Small School Protection (Col Q)	District MH Contributions (Col B + C)	Initial 50% Contribution (50% x Col D) Nov-23	Est Final 50% Contribution (Col D - Col E) May-24
REVENUE						
County Operations	471.59	\$ 24,122.00	\$ 9.00	\$ 24,131.00	\$ 12,066.00	\$ 12,065.00
Alta Loma	5,257.00	268,896.00	101.00	268,997.00	134,499.00	134,498.00
Central	3,972.16	203,176.00	76.00	203,252.00	101,626.00	101,626.00
Chaffey	20,711.94	1,059,416.00	397.00	1,059,813.00	529,907.00	529,906.00
Chino	23,985.00	1,226,833.00	459.00	1,227,292.00	613,646.00	613,646.00
Cucamonga	2,150.16	109,981.00	41.00	110,022.00	55,011.00	55,011.00
Etiwanda	12,977.22	663,785.00	249.00	664,034.00	332,017.00	332,017.00
Mountain View	2,985.47	152,707.00	57.00	152,764.00	76,382.00	76,382.00
Mt. Baldy	91.18	4,664.00	(1,567.00)	3,097.00	1,549.00	1,548.00
Upland	9,303.18	475,858.00	178.00	476,036.00	238,018.00	238,018.00
Subtotal	81,904.90	\$ 4,189,438.00	\$ -	\$ 4,189,438.00	\$ 2,094,721.00	\$ 2,094,717.00

- e. 23/24 SELPA Administrative Budgets 1st Interim Update – The 23/24 SELPA Administrative budget 1st Interim revenues, expenditures and ending balance projections are summarized below:

	<i>Col A</i>	<i>Col B</i>	<i>Col C</i>	<i>Col D</i>
	BEGINNING BALANCE	REVENUE	EXPENSE	ENDING BALANCE
0282 JOINT RISK FUND	1,369,913	14,937,466	15,907,378	400,001
0284 PRGM SPCLSTS/REG SRVCS	162,382	1,761,298	1,747,950	175,730
0463 PERSONNEL DEVELOPMENT	-	11,629	11,629	-

- f. 23/24 Initial 50% Joint Risk Fund Contribution Transfer – Based on projected ADA multiplied by \$50.73 per ADA, the 23/24 Initial 50% Joint Risk Fund Contribution Transfer in the amount of \$2,077,520 will be transferred from West End Districts to the Joint Risk Fund (MG 0282). The transfer is summarized below:

DISTRICT	<i>Col A</i> 2023/24 Projected P-2 ADA Nov 2023	<i>Col B</i> 2023/24 Initial Projection Contribution per ADA \$50.73	<i>Col C</i> 2023/24 Initial 50% Contribution November 2023	<i>Col D</i> 2023/24 Estimated Final Contribution <i>Col B Less C</i>
West End Student Services	471.59	\$23,924.00	\$11,962.00	\$11,962.00
Alta Loma	5,257.00	266,688.00	133,344.00	133,344.00
Central	3,972.16	201,508.00	100,754.00	100,754.00
Chaffey	20,711.94	1,050,717.00	525,359.00	525,358.00
Chino Valley	23,985.00	1,216,759.00	608,380.00	608,379.00
Cucamonga	2,150.16	109,078.00	54,539.00	54,539.00
Etiwanda	12,977.22	658,334.00	329,167.00	329,167.00
Mountain View	2,985.47	151,453.00	75,727.00	75,726.00
Mt. Baldy	91.18	4,626.00	2,313.00	2,313.00
Upland	9,303.18	471,950.00	235,975.00	235,975.00
Total	81,904.90	\$4,155,037.00	\$2,077,520.00	\$2,077,517.00

- g. 23/24 Initial 50% SEIS Contribution Transfer – Based on a projected special education pupil count, the 23/24 Initial 50% SEIS Contribution Transfer in the amount of \$56,744 will be transferred from West End Districts to the Joint Risk Fund (MG 0282). The transfer is summarized below:

District	Col. A 2023/24 (PY Oct 2022) SpEd Pupil Count	Col. B 2023/24 Pupil Count Ratio	Col. C 2023/24 Estimated Cost \$ 113,484 <i>Est Cost x Col B</i>	Col. D 2023/24 Initial 50% Contribution Col. C x 50%	Col. E 2023/24 Estimated Final Contribution <i>Col. C - Col. D</i>
West End Stu Svcs	695	5.65%	6,414	3,207	3,207
Alta Loma	640	5.20%	5,907	2,954	2,953
Central	672	5.47%	6,202	3,101	3,101
Chaffey	3,237	26.33%	29,875	14,938	14,937
Chino Valley	3,242	26.37%	29,921	14,961	14,960
Cucamonga	277	2.25%	2,557	1,279	1,278
Etiwanda	1,690	13.74%	15,598	7,799	7,799
Mountain View	353	2.87%	3,258	1,629	1,629
Mt. Baldy	18	0.15%	166	83	83
Upland	1,472	11.97%	13,586	6,793	6,793
TOTAL	12,296	100.00%	113,484	56,744	56,740

- h. 23/24 1st Quarter Joint Risk Fund Reimbursement Transfer – The 23/24 1st Quarter Joint Risk Fund Reimbursement Transfer of \$2,374,894.76 will be transferred from West End Districts to the Joint Risk Fund (MG 0282). The transfer is summarized below:

	TOTALS
	1st. Qtr.
WE Student Services	0.00
Alta Loma	88,455.85
Central	82,521.00
Chaffey	1,157,985.79
Chino	364,688.59
Cucamonga	26,634.62
Etiwanda	239,069.22
Mountain View	6,908.15
Mount Baldy	3,780.00
Upland	404,851.55
	2,374,894.76

- i. 23/24 #3 Projected AB602 Distribution Model – The 23/24 #3 Projected P-2 AB602 Funding Model has been distributed to West End Districts. The SELPA-wide apportionment is projected to total \$74,939,147. District specific estimates are listed below:

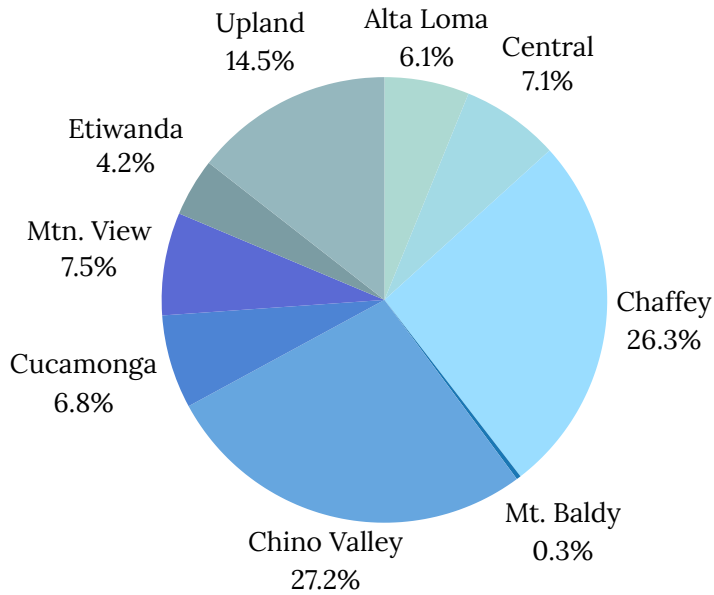
District	2023/24 #3 Projected AB602
West End Student Services	30,758,266
Alta Loma	2,953,744
Central	(1,113,881)
Chaffey	9,526,775
Chino Valley	14,219,130
Cucamonga	(51,743)
Etiwanda	11,539,718
Mountain View	(1,133,991)
Mt. Baldy	274,567
Upland	5,596,586
SELPA	2,369,976
TOTAL	74,939,147

- j. Maintenance of Effort SEMA/SEMB/SYT, Excess Cost Calculation, and Table 8 – These fiscal reports were submitted to CDE in November 2023. Each member LEA met the requirements necessary for the Maintenance of Effort SEMA/SEMB/SYT, Excess Cost Calculation, and Table 8 reports



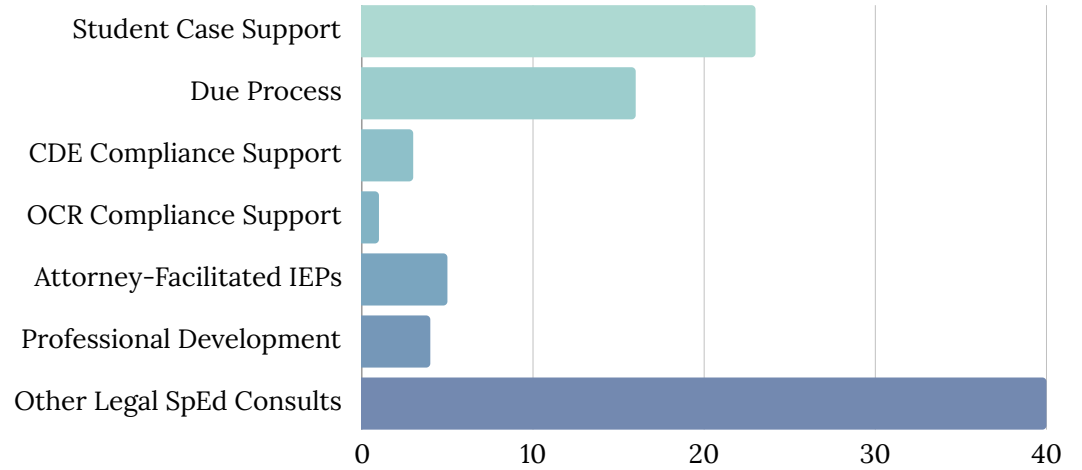
DISTRICT UTILIZATION

Quarter 1: July-September 2023



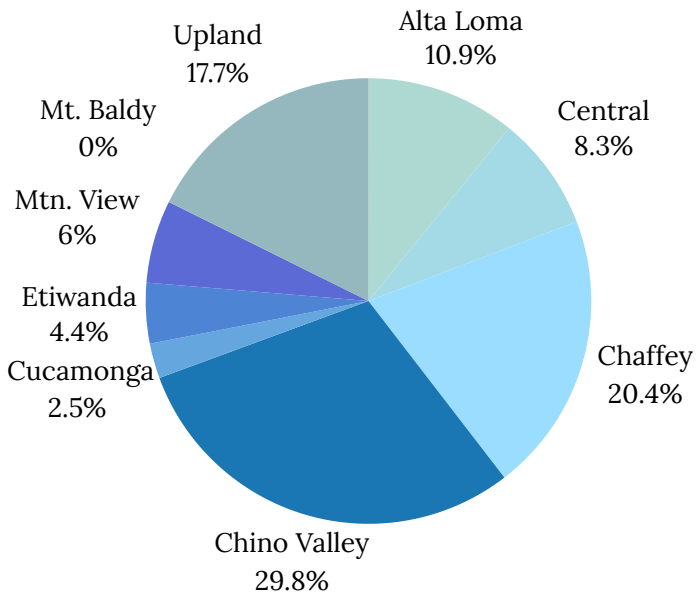
LEGAL SERVICES

Quarter 1: July-September 2023



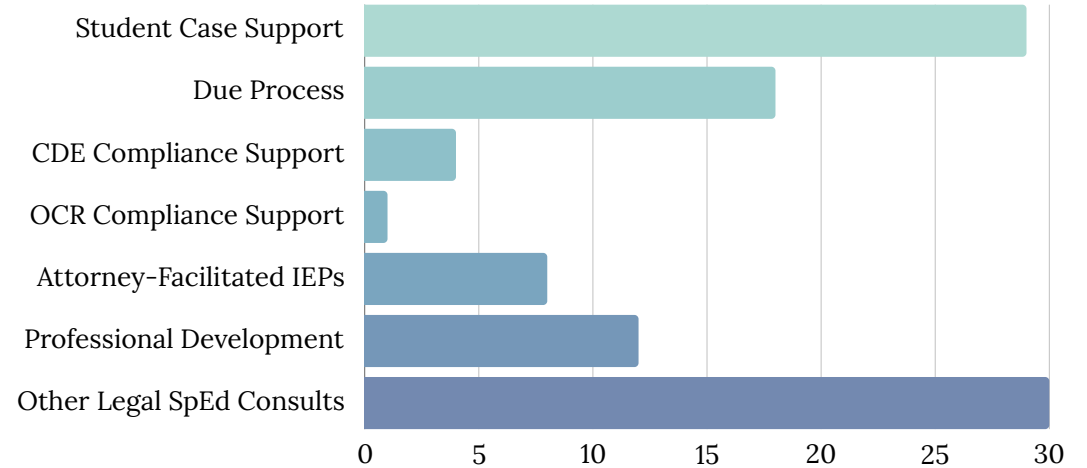
DISTRICT UTILIZATION

Quarter 2: September-November 2023



LEGAL SERVICES

Quarter 2: September-November 2023



WEST END SPECIAL EDUCATION LOCAL PLAN AREA**AR 6159.8**

CLASSIFICATION: Instruction

Adopted: 01/21/2022
Revised: 08/01/2023
Selpa Adv: 09/11/2023
First Reading: 09/22/2023
Second Reading: 12/08/2023
Adopted:

**SUBJECT: INDEPENDENT EDUCATIONAL EVALUATION –
CRITERIA**LOCATION LIMITATIONS FOR EVALUATORS

Independent Educational Evaluators must be located within 50 miles of the West End SELPA office located at 8265 Aspen Ave., Rancho Cucamonga, CA 91730. Independent Evaluators outside this area will be approved only on an exceptional basis, providing the parents can demonstrate in writing the necessity of using personnel outside the specified area. The parents should submit this in writing to the school district's Director of Special Education. If it is determined that exceptional circumstances do not exist, the district may file for a due process hearing to demonstrate the parents' selected evaluator does not meet the SELPA criteria.

COST LIMITATIONS FOR EVALUATIONS

The cost of independent educational evaluations shall be subject to the maximum allowable amounts specified in this policy, which shall include observations, administration and scoring of tests, report writing, and attendance (in person or telephonically) at the IEP team meeting to discuss the findings if invited by the school district. Costs above the maximum allowable amounts specified in this policy will not be approved unless the parent can demonstrate in writing that unique circumstances justify going above the pertinent maximum allowable amount. The parents should submit this in writing to the school district's Director of Special Education. If it is determined that exceptional circumstances do not exist, the district may file for a due process hearing to demonstrate the parents' selected evaluator does not meet the SELPA criteria.

As part of the contracted independent educational evaluation, the examiner must provide to the school district protocols of all the assessments conducted and provide a written report to the school district prior to the IEP team meeting. Independent evaluators must release their assessment information, including protocols and results to the district/SELPA prior to receipt of payment for services. The results of the independent evaluation will be considered in any IEP team decision made with respect to the provision of a free appropriate public education with regards to the student with disabilities as required by the IDEA and/or Section 504 of the Rehabilitation Act of 1973. However, the IEP team's obligation to consider the independent educational evaluation does not obligate the team to accept the evaluation and/or any or all of its recommendations.

QUALIFICATIONS FOR EVALUATORS

All independent educational evaluations must be conducted by persons competent to perform the assessment as determined by these criteria, as well as any other criteria, the school district uses when it conducts an assessment to the extent those criteria are consistent with the parent's right to an independent educational evaluation. All independent educational evaluations must be conducted in accordance with all of the requirements and limitations of state and federal law that apply to school district assessments, including but not limited to observing the student in the appropriate setting (E.C. §§ 56327) and conducting evaluations in accordance with Education Code § 56320. Additionally, evaluators must meet the criteria for any school employee who works with children, i.e. TB testing and fingerprinting, as well as any other contract requirements enforced by the district / West End SELPA. Independent evaluators with credentials other than those listed below will not be approved unless the parent can demonstrate in writing the necessity of using an evaluator meeting other qualifications. The parents should submit this in writing to the school district's Director of Special Education. If it is determined that exceptional circumstances do not exist, the

district may file for a due process hearing to demonstrate the parents' selected evaluator does not meet the SELPA criteria.

CONFLICT OF INTEREST

If the parents' selected evaluator is later sought to provide services, the District/SELPA reserves the right to refuse to allow the evaluator to provide the recommended services due to a potential conflict of interest. Likewise, the District/SELPA may, in its discretion, refuse to fund services from an individual or agency who has conducted an independent educational evaluation for a particular student.

Type of Assessment	Cost Maximum	Qualifications
Academic Achievement	\$1500	Credentialed Special Education Teacher Credentialed School Psychologist Licensed Educational Psychologist Licensed Clinical Psychologist
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Assistive Technology/ AAC	\$2500	Credentialed Special Education Teacher Credentialed Speech and Language Pathologist Licensed Speech and Language Pathologist Credentialed Assistive Technology Specialist
Auditory Acuity	\$500	Licensed or Credentialed Audiologist Credentialed Speech and Language Pathologist Licensed Speech and Language Pathologist
CAPD (Central Auditory Processing)	\$2200	Licensed or Credentialed Audiologist
Auditory Perception	\$500	Credentialed Speech and Language Pathologist Licensed Speech and Language Pathologist Credentialed School Psychologist Licensed Educational Psychologist
Cognitive	\$850	Credentialed School Psychologist Licensed Educational Psychologist Licensed Clinical Psychologist
Health	\$300	Licensed Physician Credentialed School Nurse
Neuro-psychological	\$7500	Licensed Educational Psychologist Licensed Marriage and Family Therapist Licensed Clinical Psychologist Licensed Psychiatrist

Adaptive Physical Education (APE)	\$1500	Licensed Physical Therapist Licensed Occupational Therapist Credentialed Adaptive Physical Education Specialist Credentialed Teacher of the Physically Impaired
Occupational Therapy	\$2500	Licensed Physical Therapist Licensed Occupational Therapist Credentialed Adaptive Physical Education Specialist Credentialed Teacher of the Physically Impaired
Physical Therapy	\$1700	Licensed Physical Therapist
Visual Motor Integration	\$350	Credentialed School Psychologist Licensed Educational Psychologist Licensed Occupational Therapist
Visual Acuity / Perception Developmental Vision / Vision Therapy	\$1200	Licensed Ophthalmologist Optometrist
Functional Vision	\$300	Credentialed Teacher of the Visually Impaired
Speech and Language	\$2600	Credentialed Speech and Language Pathologist Licensed Speech and Language Pathologist
Social Emotional/ERMHS	\$3500	Credentialed School Psychologist Licensed Educational Psychologist Licensed Clinical Social Worker Licensed Marriage and Family Therapist Licensed Clinical Psychologist Licensed Psychiatrist
Transition/Vocational	\$2500	Credentialed Special Education Teacher Credentialed School Psychologist
Behavior (FBA)	\$4000	Credentialed School Psychologist with BICM or BCBA Certification Licensed Educational Psychologist with BICM or BCBA Certification
Psychological Education To include, by not limited to: Academic Adaptive Behavior Cognitive Visual Motor Social Emotional	\$6000	Credentialed School Psychologist Licensed Educational Psychologist Licensed Marriage and Family Therapist Licensed Clinical Psychologist Licensed Psychiatrist

Legal References:

20 U.S.C. 1414(a)(1)(A) – Evaluations and re-evaluations
20 U.S.C. 1415(b)– Right to independent educational evaluation

34 CFR 300.321 – Re-evaluations
34 CFR 300.502 – Independent Educational Evaluations
Comments to 34 CFR 300.502 Independent Educational Evaluations
34 CFR 300.505 – Parent Consent – Evaluation
34 CFR 300.537 – Re-evaluations

Education Code section 56327 – Assessment Reports
Education Code 56329 – Independent Educational Assessments
Education Code 56381 – Re-assessments

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, Mtn. View, and 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, 2024, and ending June 30, 2026. 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 the 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, contact information for the representative, and a copy of the board approval to Natalie Vivar, Administrative Assistant, West End SELPA.

West End SELPA Program Transfer Request

Description of Program Transfer:

X – Entire Program

X – Entire Identifiable Class(es)

<u>District Requesting Transfer</u>	<u>Program</u>	<u>Location</u>	<u># of Students Impacted</u>	<u>Other Relevant Information</u>
Alta Loma SD	Speech	Banyon, Carnelian, Deer Canyon, First Class, Frost	34	
Alta Loma SD Rescinded	ED	Dorothy Gibson	2	County ED programs are limited/full
Central SD	Preschool	Frost/Mulberry/Live Oak	8	SDC TK-aged students
Central SD	First Class	Mulberry	10	Speech Only

Description of Proposed LEA Program:

<u>District</u>	<u>Program</u>	<u>Location</u>	<u># of Teacher(s)</u>	<u># of Aide(s)</u>	<u># of Students</u>	<u>Other Relevant Information</u>
Alta Loma SD	Speech	ALSD Campuses			34	
Alta Loma SD Rescinded	ED (6-8)	Middle School Campuses	1	1	10	1 NPS and 3 current ALSD students
Central SD	SDC TK	Bear Gulch	1	2	11	Not including the 5-hour Autism Program
Central SD	Speech Thx	Bear Gulch	0	0	20	1 Speech Therapist

Consent Agenda
Due Process Resolution
OAH case # 2023030002

Background: In accordance with the current agreement regarding alternative dispute resolution/ and or due process resolution, the Program Manager for the Resolution and Education Support Team is bringing forth any and all settlements to the Superintendents' Council. All settlements are arrived at in collaboration with district directors who have followed recommended SELPA policies, regulations and guidelines. All related expenditures will be appropriated via the approved funding formula.

The following settlement has been entered into:

Due Process Resolution
Student v. Etiwanda SD

This agreement was the result of Due Process Resolution. The mediated agreement contains terms/ conditions which qualify for access to the Joint Risk Fund. The costs associated with this agreement which qualify for the Joint Risk Fund are \$8500 in parent attorney fees.

Action: It is the belief of WESELPA that this settlement agreement is in compliance with state and federal laws as well as in the best interest of the districts and the West End SELPA. It is recommended that the Superintendents' Council ratify this agreement.

Consent Agenda Alternative Dispute Resolution #1

Background: In accordance with the current agreement regarding alternative dispute resolution/ and or due process resolution, the Program Manager for the Resolution and Education Support Team is bringing forth any and all settlements to the Superintendents' Council. All settlements are arrived at in collaboration with district directors who have followed recommended SELPA policies, regulations and guidelines. All related expenditures will be appropriated via the approved funding formula.

The following settlement has been entered into:

Alternative Dispute Resolution Student v. Upland USD

This agreement was the result of Alternative Dispute Resolution. The mediated agreement contains terms/ conditions which qualify for access to the Joint Risk Fund. The costs associated with this agreement are \$13,300 in compensatory education. The total cost associated with this agreement is \$13,300.

Action: It is the belief of WESELPA that this settlement agreement is in compliance with state and federal laws as well as in the best interest of the districts and the West End SELPA. It is recommended that the Superintendents' Council ratify this agreement.

Consent Agenda
Due Process Resolution
OAH Case # 2023040515

Background: In accordance with the current agreement regarding alternative dispute resolution/ and or due process resolution, the Program Manager for the Resolution and Education Support Team is bringing forth any and all settlements to the Superintendents' Council. All settlements are arrived at in collaboration with district directors who have followed recommended SELPA policies, regulations and guidelines. All related expenditures will be appropriated via the approved funding formula.

The following settlement has been entered into:

Due Process Resolution
Student v. Etiwanda SD

This agreement was the result of Due Process Resolution. The mediated agreement contains terms/ conditions which qualify for access to the Joint Risk Fund. The costs associated with this agreement are \$30,000 in parent reimbursement, and \$25,000 in parent attorney fee costs. The total cost associated with this agreement is \$55,000.

Action: It is the belief of WESELPA that this settlement agreement is in compliance with state and federal laws as well as in the best interest of the districts and the West End SELPA. It is recommended that the Superintendents' Council ratify this agreement.

Consent Agenda
Due Process Resolution
OAH Case # 2023070433

Background: In accordance with the current agreement regarding alternative dispute resolution/ and or due process resolution, the Program Manager for the Resolution and Education Support Team is bringing forth any and all settlements to the Superintendents' Council. All settlements are arrived at in collaboration with district directors who have followed recommended SELPA policies, regulations and guidelines. All related expenditures will be appropriated via the approved funding formula.

The following settlement has been entered into:

Due Process Resolution
Student v. Chino Valley USD

This agreement was the result of Due Process Resolution. The mediated agreement contains terms/ conditions which qualify for access to the Joint Risk Fund. The costs associated with this agreement are \$12,000 in independent education evaluations, \$7500 in compensatory education and \$7000 in parent attorney fees. The total cost associated with this agreement is \$26,500.

Action: It is the belief of WESELPA that this settlement agreement is in compliance with state and federal laws as well as in the best interest of the districts and the West End SELPA. It is recommended that the Superintendents' Council ratify this agreement.

Consent Agenda
Due Process Resolution
OAH Case # 2023080081

Background: In accordance with the current agreement regarding alternative dispute resolution/ and or due process resolution, the Program Manager for the Resolution and Education Support Team is bringing forth any and all settlements to the Superintendents' Council. All settlements are arrived at in collaboration with district directors who have followed recommended SELPA policies, regulations and guidelines. All related expenditures will be appropriated via the approved funding formula.

The following settlement has been entered into:

Due Process Resolution
Student v. Chino Valley USD

This agreement was the result of Due Process Resolution. The mediated agreement contains terms/ conditions which qualify for access to the Joint Risk Fund. The costs associated with this agreement are \$8500 in independent education evaluations, \$11,250 in compensatory education and \$8000 in parent attorney fees. The total cost associated with this agreement is \$27,750.

Action: It is the belief of WESELPA that this settlement agreement is in compliance with state and federal laws as well as in the best interest of the districts and the West End SELPA. It is recommended that the Superintendents' Council ratify this agreement.

Consent Agenda
Due Process Resolution
OAH Case # 2023080695

Background: In accordance with the current agreement regarding alternative dispute resolution/ and or due process resolution, the Program Manager for the Resolution and Education Support Team is bringing forth any and all settlements to the Superintendents' Council. All settlements are arrived at in collaboration with district directors who have followed recommended SELPA policies, regulations and guidelines. All related expenditures will be appropriated via the approved funding formula.

The following settlement has been entered into:

Due Process Resolution
Student v. Chino Valley USD

This agreement was the result of Due Process Resolution. The mediated agreement contains terms/ conditions which qualify for access to the Joint Risk Fund. The costs associated with this agreement are \$11,000 in independent education evaluations, \$6500 in compensatory education and \$9000 in parent attorney fees. The total cost associated with this agreement is \$26,500.

Action: It is the belief of WESELPA that this settlement agreement is in compliance with state and federal laws as well as in the best interest of the districts and the West End SELPA. It is recommended that the Superintendents' Council ratify this agreement.

Consent Agenda Alternative Dispute Resolution #2

Background: In accordance with the current agreement regarding alternative dispute resolution/ and or due process resolution, the Program Manager for the Resolution and Education Support Team is bringing forth any and all settlements to the Superintendents' Council. All settlements are arrived at in collaboration with district directors who have followed recommended SELPA policies, regulations and guidelines. All related expenditures will be appropriated via the approved funding formula.

The following settlement has been entered into:

Alternative Dispute Resolution
Student v. Chino Valley USD

This agreement was the result of Alternative Dispute Resolution. The mediated agreement contains terms/ conditions which qualify for access to the Joint Risk Fund. The costs associated with this agreement are \$15,250 in compensatory education. The total cost associated with this agreement is \$15,250.

Action: It is the belief of WESELPA that this settlement agreement is in compliance with state and federal laws as well as in the best interest of the districts and the West End SELPA. It is recommended that the Superintendents' Council ratify this agreement.

Consent Agenda
Due Process Resolution
OAH Case # 2023060921

Background: In accordance with the current agreement regarding alternative dispute resolution/ and or due process resolution, the Program Manager for the Resolution and Education Support Team is bringing forth any and all settlements to the Superintendents' Council. All settlements are arrived at in collaboration with district directors who have followed recommended SELPA policies, regulations and guidelines. All related expenditures will be appropriated via the approved funding formula.

The following settlement has been entered into:

Due Process Resolution
Student v. Chaffey Joint UHSD

This agreement was the result of Due Process Resolution. The mediated agreement contains terms/ conditions which qualify for access to the Joint Risk Fund. The costs associated with this agreement are \$8250 in compensatory services and \$8000 in parent attorney fee costs. The total cost associated with this agreement is \$16,250.

Action: It is the belief of WESELPA that this settlement agreement is in compliance with state and federal laws as well as in the best interest of the districts and the West End SELPA. It is recommended that the Superintendents' Council ratify this agreement.

Consent Agenda Alternative Dispute Resolution #3

Background: In accordance with the current agreement regarding alternative dispute resolution/ and or due process resolution, the Program Manager for the Resolution and Education Support Team is bringing forth any and all settlements to the Superintendents' Council. All settlements are arrived at in collaboration with district directors who have followed recommended SELPA policies, regulations and guidelines. All related expenditures will be appropriated via the approved funding formula.

The following settlement has been entered into:

Alternative Dispute Resolution
Student v. Chaffey Joint UHSD

This agreement was the result of Alternative Dispute Resolution. The mediated agreement contains terms/ conditions which qualify for access to the Joint Risk Fund. The costs associated with this agreement are \$18,500 in private school tuition reimbursement. The total cost associated with this agreement is \$18,500.

Action: It is the belief of WESELPA that this settlement agreement is in compliance with state and federal laws as well as in the best interest of the districts and the West End SELPA. It is recommended that the Superintendents' Council ratify this agreement.

Consent Agenda
Due Process Resolution
OAH Case # 2023080531

Background: In accordance with the current agreement regarding alternative dispute resolution/ and or due process resolution, the Program Manager for the Resolution and Education Support Team is bringing forth any and all settlements to the Superintendents' Council. All settlements are arrived at in collaboration with district directors who have followed recommended SELPA policies, regulations and guidelines. All related expenditures will be appropriated via the approved funding formula.

The following settlement has been entered into:

Due Process Resolution
Student v. Chaffey Joint UHSD

This agreement was the result of Due Process Resolution. The mediated agreement contains terms/ conditions which qualify for access to the Joint Risk Fund. The costs associated with this agreement are \$27,000 in IEE and/or compensatory education costs and \$16,500 in parent attorney fee costs. The total cost associated with this agreement is \$55,000.

Action: It is the belief of WESELPA that this settlement agreement is in compliance with state and federal laws as well as in the best interest of the districts and the West End SELPA. It is recommended that the Superintendents' Council ratify this agreement.

Consent Agenda
Due Process Resolution
OAH Case # 2023070865

Background: In accordance with the current agreement regarding alternative dispute resolution/ and or due process resolution, the Program Manager for the Resolution and Education Support Team is bringing forth any and all settlements to the Superintendents' Council. All settlements are arrived at in collaboration with district directors who have followed recommended SELPA policies, regulations and guidelines. All related expenditures will be appropriated via the approved funding formula.

The following settlement has been entered into:

Due Process Resolution
Student v. Alta Loma SD

This agreement was the result of Due Process Resolution. The mediated agreement contains terms/ conditions which qualify for access to the Joint Risk Fund. The costs associated with this agreement are \$10,500 in compensatory services, \$5500 in IEE costs, \$9500 in parent attorney fee costs. The total cost associated with this agreement is \$25,500.

Action: It is the belief of WESELPA that this settlement agreement is in compliance with state and federal laws as well as in the best interest of the districts and the West End SELPA. It is recommended that the Superintendents' Council ratify this agreement.

Consent Agenda
Due Process Resolution
OAH Case # 2023070777

Background: In accordance with the current agreement regarding alternative dispute resolution/ and or due process resolution, the Program Manager for the Resolution and Education Support Team is bringing forth any and all settlements to the Superintendents' Council. All settlements are arrived at in collaboration with district directors who have followed recommended SELPA policies, regulations and guidelines. All related expenditures will be appropriated via the approved funding formula.

The following settlement has been entered into:

Due Process Resolution
Student v. Chaffey Joint UHSD

This agreement was the result of Due Process Resolution. The mediated agreement contains terms/ conditions which qualify for access to the Joint Risk Fund. The costs associated with this agreement are TBD for compensatory services and \$8000 in parent attorney fee costs. The total cost associated with this agreement at this time is \$8000.

Action: It is the belief of WESELPA that this settlement agreement is in compliance with state and federal laws as well as in the best interest of the districts and the West End SELPA. It is recommended that the Superintendents' Council ratify this agreement.

WEST END SPECIAL EDUCATION LOCAL PLAN AREA

AR 6159.8

CLASSIFICATION: Instruction

**SUBJECT: INDEPENDENT EDUCATIONAL EVALUATION –
CRITERIA**

Adopted: 01/21/2022
Revised: 08/01/2023
Selpa Adv: 09/11/2023
First Reading: 09/22/2023
Second Reading: 12/08/2023
Adopted:

LOCATION LIMITATIONS FOR EVALUATORS

Independent Educational Evaluators must be located within 50 miles of the West End SELPA office located at 8265 Aspen Ave., Rancho Cucamonga, CA 91730. Independent Evaluators outside this area will be approved only on an exceptional basis, providing the parents can demonstrate in writing the necessity of using personnel outside the specified area. The parents should submit this in writing to the school district's Director of Special Education. If it is determined that exceptional circumstances do not exist, the district may file for a due process hearing to demonstrate the parents' selected evaluator does not meet the SELPA criteria.

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The cost of independent educational evaluations shall be subject to the maximum allowable amounts specified in this policy, which shall include observations, administration and scoring of tests, report writing, and attendance (in person or telephonically) at the IEP team meeting to discuss the findings if invited by the school district. Costs above the maximum allowable amounts specified in this policy will not be approved unless the parent can demonstrate in writing that unique circumstances justify going above the pertinent maximum allowable amount. The parents should submit this in writing to the school district's Director of Special Education. If it is determined that exceptional circumstances do not exist, the district may file for a due process hearing to demonstrate the parents' selected evaluator does not meet the SELPA criteria.

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