

APPROVED MINUTES  
INDIANA STATE ADVISORY COUNCIL ON THE EDUCATION  
OF CHILDREN WITH DISABILITIES (SAC)

May 8, 2009  
Carmel Clay Educational Service Center  
Carmel, IN

Advisory council members present:

C. Endres, K. Farrell, R. Kirby, B. Kirk, L. Kovacs, B. Lewis, K. Mears, J. Nally,  
D. Schmidt, Helen Coldiron for K. Calita,

Advisory council members not present:

R. Burden, K. Calita, D. Downer, D. Geeslin, C. H. Hansen, B. Henson, J.  
Hammond, M. Johnson, J. Swiss, S. Tilden, T. Wyatt

Indiana Department of Education Staff Present:

S. Knoth, B. Reynolds

Visitors:

Marilynn Edwards (Indiana State Teachers Association), Margaret Jones  
(Parent/Attorney), Pat Pierce (NISEC)

Interpreters:

Randy Nicolai  
Kim Vansuilen

Meeting:

D. Schmidt opened the meeting at 9:12 a.m.

Minutes from March 6, 2009

B. Lewis motioned to accept the minutes as written. R. Kirby seconded.

Minutes as written were approved by a unanimous vote.

## Announcements

- M. Ramos resigned her membership from the council
- The Superintendent is seeking parental nominations for the SAC.

### **Action:**

- An award to M. Ramos for her time served on the SAC
- Blurb on the SAC duties.

## Part B Application Status

Monday, May 11, 2009 the Application is due to U.S. Department of Education To be mailed today.

Discussion of where Article 7 goes beyond will be included in the Part B application.

## Finding from monitoring visits

- A total desk audit was not sufficient. Monitoring team had to do on-site visits. We are piloting different concepts with the onsite visits.
- The monitoring team tried to change the model of the Craig call to fit the onsite visit.
- The monitoring team will have to submit a monitoring report to the OSEP.
- How can DEL be more clear on the determinations?

### **Action:**

- SAC will offer feed-back on how to clarify the local determinations.
- Challenges the LEA face are how the funds can be used.
- Maintenance of Effort was defined.
- IDOE will receive stimulus money. IDOE said that this money is optional LEAs don't have to try for the maintenance of effort to try to reduce the MOE. If you have a tight budget the funds will allow you to keep giving services. You would still get normal distribution in June and then another distribution in October but it has to be used in two years. You are moving dollars from one

account to another to help benefit all children and then the money is replaced with the special education funds.

- DEL is projecting 2009-2010 onsite visits. Anyone who has findings will be chosen at random then those that were in needs intervention and then the schools that are in their second year will be selected because they need sanctions.
- Dr. Bennett is looking at the One Plan, his findings may change our on-site visit plans.
- Letters are being sent out and a rubric was posted on May 7, 2009. A review of the rubric of local determinations was discussed. Indicators were defined. The schools funding will be tied to the results of these indicator findings. Dr. Bennett decided to increase the timeline for determinations to give the schools the option to the maintenance of effort.
- May 16, 2009 marks 1 year that the school was given to correct compliance.
  - o There has been more concern with Indicator 11 than the other indicators because of the timeline for evaluations.
  - o Indicator 12 has been the hardest for schools to comply.
  - o Indicator 13 random selection STNs of schools that said that the child was not there even though they submitted the child on their December 1 count. You either get all or nothing score for this indicator. However, IDOE feels that there should be points for turning in the data. If there is no data turned in then they receive a 0.
  - o Indicator 20: Districts get a window of 1-5 days for late submission but, six is considered late.
  - o Audit findings: No audits findings everyone received 5 points.
  - o Overall Local Determinations: However many elements of the indicator are available to you divided by the points received gives you the average for the Overall Local Determinations.
- This year we chose to not put anyone in substantial intervention. Next year we will have to. There will be an appeal process available.
- Schools are receiving different feed-back from IDOE on what is considered to be reasons for compliance not being met.
- We believe that there has been an increase in compliances because we have been making the monthly monitoring calls and letting the LEA know that we are monitoring what the school is doing. Last year was the first year of making determinations. There was no credit given in certain areas. This year we did

give credit, so it increased. The CODA system and ISTART7 has helped to provide electronic data to the LEAs.

- The indicator data received has had good response on the parent end. Indicator 12 is a parent option.
- Encourage people that they can appeal.

511 IAC 7-42-15: Revocation of consent for special education and related services.

- The language is moving ahead. B. Marra will be meeting with the budget agency, public hearings will be held then the language submitted.
- There has been no new draft language on the BSEA.
- There is no new draft language on the Alternative Residential (Alt. Res.) Rule 47 discusses Alternative Residential.
  - o Concern: Financial Department from Alt. Res. Buildings are telling schools that the LEA is going to be responsible for the costs. Response: No changes have been made to the Rule 47.
  - o Concerns may be from the memo sent from B. Marra on February 25, 2009. The applications that are being submitted for 12 months are being returned for 6 months.
  - o The information in the memo is a proposal to revise not a memo to move forward.

**Action:**

- If there is new language before the August 14<sup>th</sup> meeting it will be brought to the Council. If the language is changed it will not take place until the 2010-2011 school-year.

Part B Revisited:

- Part B dollars can be used for reconstruction and remodeling. You can use these funds if it meets the “foot print of the building”.
- We do not know what the memo for the process of using these dollars for reconstruction is going to look like. If there are better ways to get the information out suggestions are welcome.
- IDOE feels that the stimulus dollars may prompt more monitoring visits from USDOE.

### Business:

- Jason Thacker and Molly Chamberlin are now the new contacts for data for LEA building information. There is a new reporting and data process for request of data. This will allow a more consistent format for distributing data and reporting. The new process will allow us to know what data needs to be available on the web.
- The December 1, 2009 DOE/SE report is where the schools funding will generate. IDOE is working on a pod cast. We are assisting LEAs regarding their April 1 count to make sure that the counts will be matching for the DOE/SE report on December 1. If the SE report is not correct it could affect not only special education but, also the homeless.
- We have received two parent applications for parent seats.
- Interested parties who would like to serve on the SAC may send their resume to B. Reynolds at breynold@doe.in.gov.
- Meeting Dates and times for 2009-2010 School year
  - o August 14, 2009; November 6, 2009; February 5, 2010, and May 7, 2010.
  - o Proposal was made for 9:30 a.m. start time rather than 9:00 a.m. B. Lewis motioned to accept the 9:30 a.m. start time and meeting dates. J. Nally seconded.
  - o Discussion: The meeting time is 9:00 a.m. and we did not start on time. If the start time is pushed back the meetings would start even later. Proposal was withdrawn.
- J. Nally complimented Ball State on the state-wide ISTART7 training and the discretionary grant projects.

### **Action:**

- B. Reynolds will look into stipends and child care reimbursement for SAC members.
- B. Reynolds will send Mary Ramos's and Paul Ash's address to SAC
- Send list of discretionary grants to SAC
- Adjourn: Meeting adjourned at 11:50 a.m.