

June 6, 2013

**IDEA/ICC JOINT MEETING
JUNE 6, 2013
COMFORT INN
BISMARCK, ND**

APPROVED Without Correction: 9.26.13

PRESENT

IDEA Members:

Barb Swedgarden
Kathy Schauer
Amanda Carlson

NDICC Members:

Nancy Skorheim
Tammy Gallup-Millner
Holly Major
Carol Brakel
Jennifer Barry
Stephen Olson
Holly English
Moe Schroeder
Alison Driessen

Staff:

Gerri Teevens
Roxane Romanick
Colette Perkins

Guest

Dr. Kirsten Baesler

TOPIC: APPROVAL OF AGENDA

- Presentation on Pre-Kindergarten Content Standards was deleted from the agenda.

TOPIC: FAMILY STORY

- Dr. Kirsten Baesler is the newly elected Superintendent of Public Instruction for North Dakota. She was asked to share her family story as it relates to education and early childhood. Dr. Baesler noted that family is her priority and that is why she is here today. She started her career in education while going to college. She had twins born 1 month early and they were in neonatal intensive care unit for 2 weeks. One of the twins underwent genetic testing and Dr. Baesler discussed how difficult the three weeks were before the testing came back. She reported that the tests came back without any concerns, but it caused her to reach out to parents in her community that were struggling with children with special needs. She noted that her three boys have been the greatest field tests for an educator. She talked about how each of the boys has approached academic instruction and learning in such different manners and yet had similar successful outcomes. Dr. Baesler noted that she feels strongly about the philosophy of needing to make a difference all the way back to infants and toddlers. She noted that early childhood education needs to be talked to about with non-educators. Dr. Baesler noted that she and Maggie Anderson, Director of DHS have met with the governor's office on the need for

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additional attention on early childhood. She is looking forward to the state's Early Childhood Education Council working to move forward the early childhood education and care efforts in our state. The next meeting for the Council is June 12th.

TOPIC: SEPTEMBER 2012 MINUTES REVIEW

ACTION:

- A motion was made by Jennifer Barry and seconded by Allison Driessen to approve the minutes. Motion carried.

TOPIC: SUMMARY ON ISSUES RELATED TO CHILDREN WITH DISABILITIES FROM THE 63RD LEGISLATIVE SESSION

- Education Funding: Gerry reported that there were two separate bills. The last week of the session they put everything into one bill. Basic goal was to provide a base level of financial support. The funding formula is based on the average daily membership based on number of students on any given day. There was an increase of 120% in the funding from the last appropriation. There will be an ongoing study to see how this is all working.
- There was a an increase in transportation if family transporting children because of needing to receive services in another district.
- Provide money to Career Ed and Technology Education to set up a certificate program for persons with Autism
- Autism Supports (HB 1038): There was one comprehensive bill passed by the legislature that included the following components:
 - Autism Database – This was a recommendation from Autism Task Force and the funding will be going to the Department of Health to administer
 - Voucher program – Funding was appropriated to support a number of individuals that will not qualify for the Autism Waiver. The Department of Human Services will administer this program.
 - State Autism Coordinator – will be house in Department of Human Services
 - Funding to expand the Autism Waiver from 30 to 47 slots and to increase the age through the age of 6.
 - Training funds.
 - There will administrative rules developed for parts of the legislation and this will allow for public comment.
- Medication Administration in public schools (HB 1276). This piece of legislation states that the local school districts have to set policy for medication administration. It allows public school staff to disagree with administering medication if they are uncomfortable.
- Teacher Licensure (HB 1296) – This bill allowed for individuals to be licensed in ND based on the licensing in their transferring state.
- Child Placement (HB 1301) - *The superintendent of public instruction shall reimburse a student's school district of residence an amount equal to eighty percent of the room and board costs paid by the district for a student with disabilities who is placed in a facility that is located either within or outside of the student's school district of residence in order to receive special education services. The student's school district of residence is liable for any room and board costs in excess of those reimbursed as provided in this*

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section. The placement of a student with disabilities in a public or private facility will be made by a school district. The placement of a student with disabilities in congregate care will be made in a facility designated by the department of human services.

- Early Childhood Education (HB 1429) – This bill allows school districts to establish an early childhood education program but did not provide any funding. **HB 2244** – Legislative management study and this is not a priority.
- Home and Community Based Services for Aging and Disabled (HB 2375) - *The legislative management shall consider studying, during the 2013-14 interim, home and community-based services Medicaid waiver to cover twenty-four-hour emergency assistance, adult companion service, behavioral programming, chore services, customized living services, environmental modifications, and transition modification support. The legislative management shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the sixty-fourth legislative assembly.* This study was chosen by the Legislative Council
- DHS Budget (HB 1012) – Developmental Disabilities and long term care providers (including infant development) received a 3%/3% each year, plus a \$1 per hour wage increase for staff for the 1st year for the biennium.
- Child Care (HB 1422) – This bill included an appropriation for child care quality, changed the required state median income % from 50% to 85% to access child care assistance; provided an appropriation for Inclusive Child Care specialists; revised some licensing regulation.

TOPIC: PART C TO PART B TRANSITION ACTIVITIES

ACTION:

- Nancy and Amanda reported that they are finalizing the Transition guidelines for publication. The completion of the guidelines was held up by the approval from the federal Office of Special Education for approval of the Part C Opt-Out and the Late Referral policies.
- Follow-up trainings were held for Part B and Part C staff in the spring. These trainings covered questions from the fall trainings and walked through late referral and summer birthdays, timing of the transitions when LEA Notification is sent.
- They will be setting up calls in fall for follow-up on additional topics.
- They are also finishing up the Memorandum of Understanding between Part C and Part B.

TOPIC: OFFICE OF SPECIAL EDUCATION PROGRAM FEDERAL UPDATES

- OSEP has rolled up some amendments to the State Performance Plan and Annual Performance Plan requirements for both Part B and Part C. When IDEA reauthorized in 2004, states had to create a 6 year State Performance Plan based on a number of specific indicators. The six years have expired and an additional 2 years were added. OSEP is interested in continuing to decrease the amount of work required of states. The SPP and APR will be combined and more emphasis will be

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placed on results vs. compliance. Some of the indicators will be dropped as they are redundant with other federal reporting.

- Both Part B and Part C will need to develop a results based systems improvement plan starting with the FFY '13 APR.
- Amanda reported that ND Early Intervention will experience an \$110,000 reduction in their FFY '13 funding due to sequestration.
- OSEP is still accepting comment on the SPP/APR package until July 14th. The link for commenting will be sent to members.

TOPIC: REVIEW OF 2013 MEETING CALENDAR

- Next meeting is Sept 26.
- Two agenda items – Tara Bitz will review the Pre-k standards; review of topical calls to transition guidelines. Level of determination for Part B and Part C should be received.
- Part B and Part C funding levels could be reported on.
- Update on HB1038 – Autism: registry/coordinator/etc. Current autism waiver is currently being renewed. The evaluation team got taken out and there is no funding to expand at this time. The state Autism Coordinator will need to look at this.

TOPIC: MEMBER UPDATES

- Jennifer – federal money for child care block grant and is out for public comment. Roxane will send the link out for this public comment.
- Roxane – fliers for the iCan Bike Camp is scheduled for August 5/9.

A motion was made by Carol Brakel and seconded by Steve Olson to adjourn. Motion carried.