IDEA Advisory Meeting Minutes

SEPTEMBER 13, 2022
9:00 AM – 4:00 P.M.

VIRTUAL MEETING/IN PERSON

MEETING CALLED BY
Dr. Patti Mahar, Chairperson

TYPE OF MEETING
IDEA Advisory Meeting

FACILITATOR
Mary McCarvel-O’Connor

NOTE TAKER
Michelle Souther

ATTENDEES
Mary McCarvel-O’Connor, Michelle Souther, Lucy Fredericks, Dr. Patti Mahar, Alyssa Kramer, Renee Speidel-Wetzsteon, Angela McSweyn, Tina Degree, Jacqueline Adusumilli, Brenda Ruehl, Amanda Meier, Nicki Kehr, Victoria Johnson, Colette Fleck, Jennifer Withers, Tracy Zaun, Dean Sturn, Penny Breuer, Penny Hetletved, Tracy Klein, Michael Neztloff, Rachel Sinness, Debbe Poitra, Lacey Long, Morgan Edmundson, Claire Burbank, Jacey Enget, John Copenhaver, Eric Gault, Amanda Peterson, Barb Burgart, Shannon Grave, Kimberly Ruby, Sarah, Matt Nelson, Michelle Pfaff, Mistie Bouly, Allison Miller, Janakate Walker, Tina Bay, Jill Staudinger, Michelle Ragan

Agenda topics

IDEA/ICC COMMITTEE TRAINING

DISCUSSION

TAESE held new IDEA/ICC Advisory member training.

IDEA ANNUAL REPORT APPROVAL

DISCUSSION

The IDEA Advisory Committee approved the annual report. Jacqueline Adusumilli made the motion to approve, and Tracy Klein seconded the motion.

SPECIAL EDUCATION OFFICE UPDATES

Discussion

We have three new staff members in the special education office Lacey Long, Morgan Edmundson, and Allison Miller.

New Superintendent of ND School for the Deaf: Donna Sorensen will begin September 6

• Washington School for the Deaf: teacher, a distance learning coordinator, and assistant principal
• Montana School for the Deaf and Blind: outreach director
• Mississippi School for the Deaf and Blind: Superintendent

Conferences:

• Northern Plains Law Conference
  • October 5-7, 2022 at the Bismarck Event Center. Topics include Dyslexia, Admin roles in IEPs, FBA/BIPs, Progress, Early Childhood, Education Alternatives, LRE
• ND Secondary Transition Interagency Conference – November 2-3, 2022 at the Baymont Inn and Suites, Mandan, ND
  • https://www.eventbrite.com/e/nd-secondary-transition-interagency-conference-tickets-295492274347
• 2022 ND School Based OT & PT Symposium – November 3-4, 2022 at the DoubleTree by Hilton, West Fargo
  • SEEIC - 2022 ND School Based OT & PT Symposium Registration

RESILIENT EARLY INTERVENTION LEADERS (REIL) GRANT

Discussion

Jacqueline received an email saying they got funding for a third year of the grant. Recruiting for the second cohort just closed. There were 25 applicants, and that doesn’t include the people that applied last year.
IMPACT OF COVID ON OUTCOMES OF CHILDREN

JACQUELINE ADUSUMILLI AND MARY MCCARVEL-O’CONNOR

Discussion

NDAA and NDAA-ELA
Novice scores went up in 2020-21 to 64.39%, 2021-22 63.89%

Indicator 11 -2021-2022 preliminary data shows 3,751 children for whom parental consent was received compared to 2020-21 - 3,268.

Indicator 12 – 2021-22 preliminary data shows 681 children who have been served in Part C and referred to Part B for Part B Eligibility compared to 2020-21 - 590. In 2019-20 we had 713 students.

Part C – because our exiting data is a three-year process. We take information when the student enters and when they exit for the child outcomes. We don't have any great data to show the impact of Covid. We did see a decrease in referrals during COVID, but referrals are coming back up.

OSEP LEVELS OF DETERMINATION PART B & C

JACQUELINE ADUSUMILLI AND MARY MCCARVEL-O’CONNOR

Discussion

Annually, the Secretary reviews the State’s performance based on the information provided by the State in the State’s annual performance report, information obtained through monitoring visits, and any other public information made available; the Secretary determines the State’s Level of Determination.

• Meets Requirements
• Needs Assistance
• Needs Intervention
• Needs Substantial Intervention

IDEA-Part C Level of Determination
• North Dakota Meets Requirements on the February 2020 submitted SPP/APR for Part C. The year before we were in need of assistance. We made changes to our child outcomes tool. In the last two years, we have had a complete cohort of students entering and exiting with the outcomes tool. We are required to provide Levels of determination to our early intervention providers.

IDEA-Part B Level of Determination
• North Dakota Needs Assistance on the February 2021 submitted SPP/APR for Part B. We had been meets requirements for a long time. The determination is based on results and compliance, and they give up points based on our scores. Our percentage was 76.25%, and results were 62.5%; compliance was 90%.

Areas under Results that ND lost points:
• NAEP -They looked at students with disabilities at basic or above in reading and math for 4th and 8th grade.
• Drop out graduation.

Areas under Compliance that ND lost points:
• Secondary transition
• Timely and accurate state-reported data

Since ND is in Need Assistance, we have been in contact with our OSEP contact. OSEP wants to ensure that ND has implemented the changes needed to increase its scores. NDDPI has provided training and has numerous resources on our website regarding Indicator 13. NDDPI identifies the districts that are out of compliance, and Letters of Determination are issued to each of the districts. NDDPI reviews over 300 files to review Indicator 13. We have created a student notice of meeting in Tienet, which helps ensure students are invited. Indicator 13 is a compliance indicator.

OSEP DIFFERENTIATED MONITORING & SUPPORT (DMS) NORTH DAKOTA

JACQUELINE ADUSUMILLI AND MARY MCCARVEL-O’CONNOR

Discussion

Part B and Part C are both being monitored by OSEP starting in October. OSEP will be looking at our fiscal, data, and general supervision. Year 2 is an on-site visit by OSEP. There are components of stakeholders being involved in this process. ND is in cohort two.

Dispute Resolution – has been updated into categories for easier finding documents.
Special Education (nd.gov)

Allowable Expenditures for IDEA Consolidated-Entitlement Grant
• Year I: Pre-site work: In the year prior to the scheduled monitoring visit, the OSEP State Lead, in consultation with team members, will begin working with the State to prepare for the visit. October 2022
• Year II: On-Site work: Based on information developed through the pre-site work OSEP will develop an agenda for the on-site visit focusing on the issues that require further exploration, deeper looks or additional discussions.
• **Year III: Follow-up:** In the year following the on-site visit, the OSEP State Lead will work with the State to ensure correction of any remaining outstanding findings, provide technical assistance and support, and discuss progress in improving identified results areas.

### ANNUAL DISPUTE RESOLUTION REPORT

**MARY MCCARVEL-O’CONNOR**

**Discussion**

**Dispute Resolution 21-22**

- Facilitations Completed 8 (7)
- Mediations 6 (1)
- Written State Complaints 8 (4)
- Due Process 2* (1)

**20-21**

- Facilitations 4 (3*)
- Mediations 3 (2)
- Written State Complaints 8 (6)
- Due Process 2(0)

**Dispute Resolution Update – 7/1/22 – 9/10/22**

- Facilitated IEPs – 1 withdrawn because the issue was resolved in mediation
- Written State Complaints – 2 continued
- Due Process Complaint – 1 new

**Written State Complaints**

May find:

- No violation
- Violation, with corrective action plan

Due Process 1 – 8 issues. Order student was provided a FAPE. Ruling in favor of school.

Due Process 2 – 13 issues. The ruling was in favor of school.

### SPP/APR CHANGE

**ALYSSA KRAMER**

**Discussion**

**SPP/APR Target Setting Updates**

- Indicator 3A Math and Reading – target has to be 95%
- Indicator 5 Educational Environments – Target A – 73.45%, Target B - 6.42%, Target C - 1.58%
- Indicator 6 Preschool Environments – 20.43%
- Indicator 14 – post-school outcomes – target 21.13%

### SUGGESTIONS SUMMARY

**Issues and Concerns in our State:** No issues.

### ACTION ITEMS

The committee approved the March minutes. Jacqueline Adusumilli motioned to accept the minutes, and Jacey Enget seconded the motion.

The meeting adjourned at 1:340 p.m. Jacey Enget made the motion, and Brenda Ruehl seconded the motion to adjourn.

**Public Comment:** No Public Comment

September meeting is scheduled for December 13, 2022.

**Agenda Items for December meeting:**

- YESS Presentation – 45 minutes
- SPP/APR – indicator data
- Indicator 17 SSIP