# ALACHUA COUNTY

AUGUST 29 - SEPTEMBER 1, 2005



FLORIDA DEPARTMENT OF EDUCATION BUREAU OF EXCEPTIONAL EDUCATION AND STUDENT SERVICES This is one of many publications available through the Bureau of Exceptional Education and Student Services, Florida Department of Education, designed to assist school districts, state agencies which support educational programs, and parents in the provision of special programs. For additional information on this publication, or for a list of available publications, contact the Clearinghouse Information Center, Bureau of Exceptional Education and Student Services, Florida Department of Education, Room 628, Turlington Bldg., Tallahassee, Florida 32399-0400.

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January 11, 2006

Dr. W. Daniel Boyd, Jr., Superintendent Alachua County School District 620 E. University Avenue Gainesville, Florida 32601-5498

Dear Superintendent Boyd:

We are pleased to provide you with the Final Report of Focused Monitoring of Exceptional Student Education Programs in Alachua County. This report was developed by integrating multiple sources of information, including: student record reviews; interviews with school and district staff; information from focus groups; and parent, teacher, and student survey data from our visit on August 29-September 1, 2005. The report includes a system improvement plan outlining the findings of the monitoring team. The final report will be placed on the Bureau of Exceptional Education and Student Services' website and may be viewed at www.firn.edu/doe/commhome/mon-home.htm.

Bureau staff have worked with Kathleen Black, ESE Executive Director, and her staff to develop a system improvement plan that includes strategies and activities to address the areas of concern and noncompliance identified in the report. We anticipate that some of the action steps that will be implemented will be long term in duration, and will require time to assess the measure of effectiveness. In addition, as appropriate, plans related to the district's continuous improvement monitoring may also relate to action steps proposed in response to this report. The system improvement plan has been approved and is included as a part of this final report.

Semi-annual updates of outcomes achieved and/or a summary of related activities, as identified in your district's plan, must be submitted for the next two years, unless otherwise noted on the plan. The first scheduled update will be due on May 30, 2006. A verification monitoring visit to your district may take place two years after your original monitoring visit.

Superintendent Boyd January 11, 2006 Page 2

If my staff can be of any assistance as you implement the system improvement plan, please contact Eileen L. Amy, ESE Program Administration and Quality Assurance Administrator. Mrs. Amy may be reached at 850/245-0476, or via electronic mail at <u>Eileen.Amy@fldoe.org</u>.

Thank you for your continuing commitment to improve services for exceptional education students in Alachua County.

Sincerely,

Durch

Banbi J. Lockman, Chief Jureau of Exceptional Education and Student Services

Enclosure

cc: Tina Pinkoson, School Board Chair Members of the School Board James F. Lang, School Board Attorney School Principals Kathleen Black, ESE Director Eileen Amy Evy Friend Kim Komisar

# Alachua County Final Monitoring Report Focused Monitoring August 29 – September 1, 2005

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# Alachua County Final Monitoring Report Focused Monitoring August 29 – September 1, 2005

# **Monitoring Process**

## Authority

The Florida Department of Education, Bureau of Exceptional Education and Student Services, in carrying out its roles of leadership, resource allocation, technical assistance, monitoring, and evaluation is required to oversee the performance of district school boards in the enforcement of all laws and rules (Sections 1001.03(8) and 1008.32, Florida Statutes (F.S.)). In fulfilling this requirement, the Bureau conducts monitoring activities of the exceptional student education (ESE) programs provided by district school boards in accordance with Sections 1001.42 and 1003.57, F.S. Through these monitoring activities, the Bureau examines and evaluates procedures, records, and programs of exceptional student education (ESE); provides information and assistance to school districts; and otherwise assists school districts in operating effectively and efficiently. One purpose of the Individuals with Disabilities Education Improvement Act (IDEA 2004) is to assess and ensure the effectiveness of efforts to educate children with disabilities (Section 300.1(d) of Title 34, Code of Federal Regulations (CFR), and districts are required to make a good faith effort to assist children with disabilities to achieve their stated goals and objectives in the least restrictive environment (34 CFR §300.350(a)(2) and §300.556). In accordance with the IDEA 2004 the Department is responsible for ensuring that the requirements of the IDEA 2004 are carried out and that each educational program for children with disabilities administered in the state meets the educational requirements of the state (34 CFR §300.600(a)(1) and (2)).

The monitoring system reflects the Department's commitment to provide assistance, service, and accountability to school districts, and is designed to emphasize improved educational outcomes for students while continuing to conduct those activities necessary to ensure compliance with applicable federal laws and regulations and state statutes and rules. In addition, these activities serve to ensure implementation of corrective actions such as those required subsequent to monitoring by the U.S. Department of Education, Office of Special Education Programs, (OSEP) and by the Office for Civil Rights (OCR), as well as other quality assurance activities of the Department.

## **Focused Monitoring**

The purpose of the focused monitoring process is to implement a methodology that targets the Bureau's monitoring intervention on key data indicators identified as significant for educational outcomes for students. Through this process, the Bureau uses data to inform the monitoring process, thereby implementing a strategic approach to intervention and commitment of resources that will improve student outcomes. A detailed description of the Bureau's monitoring processes

is provided in Focused Monitoring, Continuous Improvement/Self Assessment Plan Verification, Focused Monitoring Verification: Work Papers and Source Book for Exceptional Student Education Programs (2005). The protocols used by Bureau staff when conducting procedural compliance reviews are available in Compliance Manual: Work Papers and Source Book for Exceptional Student Education Programs (2005). These documents will be made available on the Bureau's website at www.firn.edu/doe/commhome/mon-home.htm.

## **Background Information**

During the week of August 29, 2005, the Florida Department of Education, Bureau of Exceptional Education and Student Services, conducted an on-site review of the exceptional student education (ESE) programs in Alachua County Public Schools. Kathleen Black, Exceptional Student Education Director, served as the coordinator and point of contact for the district during the monitoring visit. In its continuing effort to focus the monitoring process on student educational outcomes, the Bureau identified four key data indicators: percentage of students with disabilities participating in regular classes (i.e., spending at least 80% of the school day with their nondisabled peers); dropout rate for students with disabilities; percentage of students with disabilities exiting with a standard diploma; and percentage of students with disabilities of the school of students with disabilities of students with disabilities exiting with a standard diploma; and percentage of students with disabilities of the percentage of students with disabilities exiting in statewide assessments. Alachua County was selected for monitoring on the basis of the percentage of students with disabilities exiting with a standard diploma.

# **Demographics**

This section provides information related to demographic and background information specific to the district. Based on the 2005 Local Educational Agency (LEA) profile, Alachua County School District has a total school population (PK-12) of 29,095 with 19% of students being identified as students with disabilities, including 2% identified as only speech impaired, and 11% identified as gifted. Alachua County is considered a "medium size" district and is comprised of 24 elementary schools, (Pre-K-5, K-2, and 3-5), one middle/high school 6-12, eight middle schools 6-8, five high schools 9-12, three center schools, and one alternative school/ pre-K center. The district also has three facilities operated by the Department of Juvenile Justice and 14 charter schools.

Alachua County is a diverse community, with 46% of students on free or reduced lunch and 2% of students identified as limited English proficient. Of the students with disabilities who exited from the district during the 2003-04 school year, 55 (32%) met all requirements for a standard diploma, 16 (9%) met the requirements through a waiver of a passing score on the Florida Comprehensive Assessment Test (FCAT), and fewer than 1% graduated through the General Educational Development (GED) exit option (i.e., under-credited students who have passed the FCAT and who pass the GED examination).

## **District Selection**

In making the decision to include Alachua County in this year's focused monitoring visits, the data reviewed was related to students meeting all graduation requirements for a standard diploma. Districts were selected to be monitored based on a review of data from the 2003-04

school year that was submitted electronically to the Department of Education (DOE) Information Database for Surveys 2, 3, 5, 9, and from the assessment files. This data is compiled into an annual data profile for each district (LEA profile). The 2005 LEA profiles for all Florida school districts are available on the web at <a href="http://www.firn.edu/doe/commhome/datapage.htm">http://www.firn.edu/doe/commhome/datapage.htm</a>. Specifically, Bureau staff reviewed data related to the percentage of students with disabilities exiting with a standard diploma from survey 5. This review indicated that Alachua County's rate of 41% approached the lowest rate of graduation with a standard diploma for students with disabilities for all districts in the state. Alachua County School District's current 2005 LEA profile and the 2004 listing of districts rank-ordered on standard diploma rate for students with disabilities, which was used for district selection, are included in this report as appendix A.

# **Monitoring Activities**

The Bureau conducted the on-site focused monitoring visit from August 29-September 1, 2005. Six Bureau staff members and five peer monitors conducted site-visits to the following nine schools, including two charter schools, and one Department of Juvenile Justice (DJJ) facility:

- Abraham Lincoln Middle School
- C. W. Norton Elementary School
- Eastside High School
- Einstein Montessori School (Charter)
- F. W. Buchholz High School
- Florida SIA Tech School (Charter)
- Gainesville High School
- Gainesville Wilderness Camp
- Westwood Middle School

Peer monitors are exceptional student education personnel from other school districts who are trained to assist with the DOE's monitoring activities. A listing of Bureau staff and peer monitors who conducted the monitoring activities for this visit is included as appendix B.

The monitoring process includes interviews with administrators, teachers, and other service delivery providers, focus group interviews with students, case studies, classroom observations, record reviews, and surveys of students, parents, and teachers. A summary of the monitoring activities conducted in Alachua County is included in the table below.

Activity	Source	Number
Interviews	District staff	6
	School staff	
	School administrators/noninstructional	
	support	18
	<ul> <li>ESE teachers—disabilities</li> </ul>	20
	ESE teachers—gifted	3
	General education teachers	<u>18</u>
		Total 65

Activity	Source	Number
Focus Groups	Eastside H.S.—grades 11-12	
	<ul> <li>Students pursuing special diploma</li> </ul>	13
	Students pursuing standard diploma	12
	Eastside H.S.—grades 10-12	
	Students pursuing special diploma	9
	Students pursuing standard diploma	11
	Eastside H.S.—grades 11-12	
	Students pursuing special diploma	13
	Students pursuing standard diploma	<u>13</u>
		Total 71
Case studies	Individual student case studies	23
Classroom Visits	ESE and general education classrooms	20
Record Reviews	IEPs	
	Full desk-review	40
	<ul> <li>Targeted on-site review</li> </ul>	100
	<ul> <li>Matrix of services documents</li> </ul>	10
	EPs	
	Full desk-review	13
	<ul> <li>Targeted on-site review</li> </ul>	<u>10</u>
		Total 173
Surveys (appendix	Parents—students with disabilities	
C)	Number sent	2284
	Number returned (%)	193 (8%)
	Parents—gifted	
	Number sent	3,088
	Number returned	914 (30%)
	Teachers	
	Number sent	sufficient for all staff
	Number returned	928
	Students	
	Number sent	sufficient for all students 9-12
	Number returned	686

# **Reporting of Information**

Findings based on data generated through record reviews: focus group interviews; individual interviews; case studies; classroom visits; parent, teacher, and student surveys; and, the review of district forms are summarized in the reporting table that follows. This report provides conclusions with regard to the key data indicator and specifically addresses related areas that may contribute to or impact the indicator.

In accordance with the Department's agreement with the U.S. Department of Education, Office of Special Education Programs (OSEP), additional areas addressed during all monitoring visits include the following:

• the provision of counseling as a related service

- the communication needs of students with disabilities not eligible for programs for students who are speech or language impaired
- school to post-school transition

In addition, information related to services provided to ESE students in DJJ facilities and charter schools, and services for gifted students are reported.

To the extent possible, this report focuses on systemic issues rather than on isolated instances of noncompliance or need for improvement. In accordance with established Bureau monitoring procedures, a finding of a systemic violation will be made if evidence of such a violation is found in 25% or more of the pertinent data sources. The text of the pertinent legal citations noted in the reporting table is provided as appendix D.

In response to the findings included in the reporting table, the district is required to develop a system improvement plan. This plan is developed in consultation with the Bureau, and must include activities and strategies intended to address specific findings, as well as measurable evidence of change. In developing the system improvement plan, every effort should be made to link the system improvement activities resulting from this focused monitoring report to the district's continuous improvement plan. A draft system improvement plan is included following the reporting table.

During the course of conducting the focused monitoring activities, including daily debriefings with the monitoring team and district staff, it is often the case that suggestions and/or recommendations related to interventions or strategies are proposed. Listings of these recommendations as well as specific discretionary projects and DOE contacts available to provide technical assistance to the district in the development and implementation of the plan are included following the reporting table. The format for the system improvement plan, including findings that must be addressed and suggested activities and evidence of change measures also is included.

## Alachua County School District Focused Monitoring Standard Diploma Rate for Students with Disabilities

## **Monitoring Reporting Table**

Standard/Citation	Findings	Supporting Evidence	Concerns
Access to General Curricu	ılum	-	
<ul> <li>34 CFR 300.26(a)(3)</li> <li>Special education</li> <li>34 CFR 300.347(a)(4)</li> <li>Content of IEP</li> <li>34 CFR §300.550(b)</li> <li>General LRE</li> <li>requirements</li> <li>34 CFR §300.552</li> <li>Placements</li> <li>34 CFR 300.553</li> <li>Nonacademic settings</li> <li>Rule 6A-0311(1), FAC,</li> <li>Eligible Special Programs</li> <li>for Exceptional Students</li> </ul>	That removal from the general education environment occurs only when the nature or severity of the disability is such that education in regular classes with the use of supplementary aids and services cannot be achieved satisfactorily is not evident from students' IEPs.	<ul> <li><i>Records:</i></li> <li>For 15 of 40 IEPs the explanation of the extent to which the student will not participate with nondisabled peers was inadequate; explanations did not address the reason the student's IEP could not be implemented in the general education setting.</li> <li>For 25 of 40 IEPs the present level of educational performance statement was inadequate or incomplete.</li> <li>For 7 of 40 IEPs the present level of performance and annual goals and short term objectives or benchmarks did not support the services on the IEP.</li> <li>For 7 of 40 IEPs there was a lack of correspondence between the annual goals and short-term objectives or benchmarks and needs identified on the present level of educational performance statement</li> </ul>	Some general education teachers reported they were unclear of their role on the IEP team, and indicated that they did not routinely contribute to discussions and decisions regarding the supports a student may need in order to be supported satisfactorily in the general education setting. Focus group students at Eastside H.S. indicated that for some ESE courses that allow for repeated reenrollment (e.g., math for 9-12) cover the same content each year, despite some students having mastered the skills during previous years; teacher interviews supported these

Standard/Citation	Findings	Supporting Evidence	Concerns
		transitioning into a general education kindergarten class for all or part of the day did not have a general education teacher in attendance.	concerns.
		Interviews:	
		Some general education teachers reported that their attendance is required at IEP team meetings but that they generally do not participate in the discussion or placement decisions.	
		Case Studies:	
		8 of 27 IEPs for SLD students reviewed for general education participation included core content general education teachers as participants; 6 included nonacademic teachers (e.g., PE, art) and 13 did not include a general education teacher for students served at the separate class level.	
Accommodations, Modif	ications, Supplementary Aids and	d Services and Supports to School Person	nel
<ul> <li>34 CFR 300.342 When IEPs must be in effect.</li> <li>34 CFR 300.347(a) Content of IEP.</li> <li>34 CFR 300.342.350(a) IEP—accountability.</li> </ul>	No findings of noncompliance in this area.		IEPs include a statement that ESE training is provided to all teachers under this requirement rather than reflecting supports for school personnel that are based on the unique needs or

Standard/Citation	Findings	Supporting Evidence	Concerns
Rule 6A-6.03028(7), FAC, Development of Individual Educational Plans for Exceptional Students			characteristics of the individual student in question.
Discipline and Positive Be	havior Supports		
34 CFR §300.520 Authority of school personnel.	No findings of noncompliance in this area.		
34 CFR §300.523(a) Manifestation determination review.			
34 CFR §300.346(a) (2) Development, review, and revision of the IEP.			
Rule 6A-6.03028 (6)(d), FAC, Development of Individual Educational Plans for Exceptional Students			
Rule 6A-6.03312(4), FAC, Discipline Procedures for Students with Disabilities			
FCAT Preparation			
Rule 6A-6.03028(7) (a), FAC, Development of Individual Educational	No findings of noncompliance in this area.		Staff and students reported that students who do not have transportation or

Standard/Citation	Findings	Supporting Evidence	Concerns
<ul><li>Plans for Exceptional Students</li><li>S. 1003.43(11)(b) General requirements for high school graduation.</li></ul>			access to a computer at home have limited access to FCAT remediation and credit recoupment activities provided outside the traditional school day.
Student Course of Study a	and Diploma Option Decisions	1	
34 CFR 300.347(b) Content of IEP. Rule 6A-6.03028(7), FAC, Development of Individual Educational Plans for Exceptional Students Rule 6-1.0996(13), FAC, Graduation Requirements for Certain Students with Disabilities.	At Westwood M.S. some IEP teams do not base diploma decisions on the students' course of study but on the students' placement instead (i.e., ESE or general education).	<i>Case Studies</i> The IEPs for 2 of 3 case study students at Westwood M.S. (8 <sup>th</sup> grade; SLD) had the students being instructed in the general Sunshine State Standards in ESE classes, with "possible frustration" as the justification for removal from general education. Teachers reported that both students were receiving As and Bs in their classes, but that the diploma option for the students was special diploma as they had "always been in ESE classes and likely would continue to be."	
Staff Development	- -		
34 CFR 300.382 Improvement strategies.	No findings of noncompliance in this area.		
Counseling Services		1	
34 CFR §300.24 Related services. Rule 6A-6.03016(4) (d), FAC, Special Programs	Counseling as a related service is not included on the IEPs of all students served as severely emotionally disturbed.	<i>Records</i> 6 of 16 IEPs (38%) for SED students did not include counseling as a related service.	It is unclear that all students with disabilities who need counseling as a related service in order to benefit from specially designed

Standard/Citation	Findings	Supporting Evidence	Concerns
for Students Who Are Emotionally Handicapped			instruction are provided that service.
Communication Services			
34 CFR §300.346(a) (2)(iv) Development, review, and revision of the IEP.	There were no findings of noncompliance in this area.		
Rule 6A-6.03028(6), FAC, Development of Individual Educational Plans for Students with Disabilities			
School to Post-School Tra	nsition Services		
34 CFR §300.344(b) IEP team. Rule 6A-6.03028(3)-(4), FAC, Development of Individual Educational Plans for Exceptional Students	Transition is not included on IEP team meeting notice for all students ages 14 and older. Representatives of agencies are not invited to the IEP team meetings for all students ages 16 and over when appropriate.	Records: Transition was not included as a purpose on the meeting notices for 8 of 12 IEP meetings (67%) for students ages 14 and older. The statement of desired post-school outcomes was inadequate on 3 of 12 transition IEPs (25%), making it difficult to determine the appropriateness of the services provided.	
		Transition IEPs for 5 students with significant disabilities, ages 19-22, were reviewed on-site. There was evidence of agency participation in the provision of transition services with 3 of the 5	

Standard/Citation	Findings	Supporting Evidence	Concerns
		students, although transition agency representatives were not invited to the IEP team meetings.	
Gifted Services	_		
Section 1003.57, F.S. Exceptional Student Instruction Section 1003.01(3)(a), F.S. Definitions. Rule 6A-6.030191(5)(a), FAC, Development of Educational Plans for Exceptional Students Who	No findings of noncompliance in this area.		Consultation is the primary gifted service available to students at high schools that offer other types of advanced curriculum or programs (e.g., Cambridge).
Are Gifted Charter Schools			
34 CFR §300.241(a) Treatment of charter schools and their students. 34 CFR §300.312(a) Children with disabilities	No findings of noncompliance in this area.		
in public charter schools.			
DJJ Services			
34 CFR 300.2(b) Applicability of this part to State, local, and private agencies.	IEPs are not reviewed and revised as needed within 10 days of enrollment at the facility as required under DJJ	<i>Records:</i> 1 of 10 IEPs was not current on the day of review.	
Rule 6A-6.05281(1)(c),	quality assurance standards.	2 of 10 IEPs were not available for review; assumed not current.	

Standard/Citation	Findings	Supporting Evidence	Concerns
FAC, Educational Programs for Youth in Department of Juvenile Justice Detention, Commitment, Day Treatment, or Early Delinquency Intervention Programs.		2 of 10 IEPs did not reflect changes in services subsequent to enrollment at the facility.	
Matrix of Services			
S. 1011.62(1)(e), F.S. Funding model for exceptional student education programs.	Two matrix of service documents require correction due to inaccurate reporting.	<i>Records:</i> 2 of 10 IEPs/matrix of services documents for students reported at the 254 or 255 level were not reported accurately.	Some staff at Gainesville H.S. were using an older version of the matrix of services document that did not include extra point calculations; this could result in students being reported at a lower level than might be warranted.
<b>Review of Student Record</b>	S	-	
34 CFR §300.340-300.350 Individualized Educational Programs Rule 6A-6.03028, FAC, Development of Individual Educational Plans for Exceptional Students. Rule 6A-6.030191, FAC, Development of	<ul> <li>7 findings of noncompliance resulted in funding adjustments (4 lack of prior written notice of change of placement; 3 lack of current IEP).</li> <li>34 IEP teams must reconvene to address identified findings.</li> </ul>	<ul> <li>150 IEPs were reviewed, in part or in whole</li> <li>23 EPs were reviewed, in part or in whole</li> <li>A detailed description of the findings related to student records can be found in Appendix E, page 65.</li> </ul>	

Standard/Citation	Findings	Supporting Evidence	Concerns
Educational Plans for Exceptional Students who			
are Gifted.			
<b>Review of District Forms</b>			
34 CFR §300.503 Prior written notice by the public agency; content of notice.	14 forms require revisions to meet compliance.	A detailed description of the forms reviews was provided to the district in a letter dated July 29, 2005.	
34 CFR §300.347 Content of the IEP			
Rule 6A-6.03028, FAC, Development of			
Individual Educational			
Plans for Exceptional Students			

# System Improvement Plan

In response to these findings, the district is required to develop a system improvement plan for submission to the Bureau. This plan must include activities and strategies intended to address specific findings, as well as measurable evidence of change. In developing the system improvement plan, every effort should be made to link the system improvement activities resulting from this focused monitoring report to the district's continuous improvement plan. Following is the format for the system improvement plan, including a listing of the critical issues identified by the Bureau as most significantly in need of improvement.

During the course of conducting the focused monitoring activities, including daily debriefings with the monitoring team and district staff, it is often the case that suggestions and/or recommendations related to interventions or strategies are proposed. Listings of these recommendations as well as specific discretionary projects and DOE contacts available to provide technical assistance to the district in the development and implementation of the plan are included following the plan format.

## **Promising Practices, Recommendations, and Technical Assistance**

As a result of the focused monitoring activities, the Bureau has identified specific findings related to the number of ESE students graduating with a standard diploma. In addition, during this visit numerous promising practices were noted by district and school staff and by Bureau and peer monitors. Recommendations have been proposed for the district to consider when developing the system improvement plan and determining strategies that are most likely to effect change. A partial listing of technical assistance resources also is provided. This information may be of assistance in the development and/or implementation of the system improvement plan.

### **Promising Practices**

Some of the reporting promising practices were school specific, some were grade specific, and others were the results of district-wide initiatives. The District is encouraged to continue to promote an atmosphere where teachers and staff can share these practices. Some of the reported promising practices are listed below.

- Staff at C.W. Norton E.S. and Abraham Lincoln M.S. reported that the range of delivery models available, including support facilitation, consultation, co-teaching, and the Learning Strategies Course (for middle school) have been very effective in supporting ESE students in general education classrooms.
- Staff at F.W. Buchholz H.S. reported using a wide variety of accommodations and supports, including such things as headphones for students to decrease distractions.
- Staff at the middle schools visited described a comprehensive system of behavioral supports used to maintain students in the general education environment.
- Staff at the high schools visited reported extensive individualized transition planning for students with the most significant needs.
- A wide range of advanced classes, including honors, International Baccalaureate, Cambridge, and Lyceum, are available across the district.

• Staff reported strong agency partnerships and participation in transition planning for students who require assistance with post-secondary transitioning.

#### Recommendations

The list is not all-inclusive, and is intended only as a starting point for discussion among the parties responsible for the development of the system improvement plan (SIP).

- Develop and implement procedures to ensure DJJ facilities adhere to state and federal regulations regarding ESE services.
- Conduct periodic self-assessments of ESE programs across schools to ensure that IEPs are being implemented and that all information (e.g., time with nondisabled) is reported accurately.
- Develop parent and teacher training modules to address options and decision-making for diploma selection. Include strategies for increasing district, school, and parent expectations for academic achievement for students with disabilities.
- Develop training module to address the appropriate use of the FCAT Waiver.
- Establish working relationship with the community college and develop a method for tracking how many students who graduate with a special diploma take GED classes, take the GED and how many pass the test.
- Review data related to use of the FCAT waiver to determine if it is being reported accurately.
- Develop training modules that addresses the importance of general education and special education teacher collaboration in the development of IEPs in IEP training.

### **Technical Assistance**

The following are some of the resources available through the Florida Department of Education. If there are additional topics or areas of concern that are not included, please contact the Bureau for assistance.

#### **Florida Inclusion Network**

Website: http://www.FloridaInclusionNetwork.com/

The project provides learning opportunities, consultation, information, and support to educators, families, and community members, resulting in the inclusion of all students. Technical assistance on literacy strategies, curriculum adaptations, suggestions for resource allocations, and expanding models of service delivery, positive behavioral supports, ideas on differentiating instruction, and suggestions for building and maintaining effective school teams is available.

### **Project CENTRAL**

Website: http://reach.ucf.edu/~CENTRAL/

This comprehensive, statewide project is designed to identify and disseminate information about resources, training, and research related to current and emerging effective instructional practices.

The ultimate goals are to provide information leading to appropriate training, products, and other resources that provide benefits and appropriate outcomes for all students.

#### **Student Support Services Project**

Website: http://sss.usf.edu

The project purpose is to provide technical assistance, training and resources to Florida school districts and state agencies in matters related to student support (school psychology, social work, nursing, counseling, and school-to-work).

### **Bureau of Exceptional Education and Student Services**

In addition to the special projects described above, Bureau staff are available for assistance on a variety of topics. Following is a partial list of contacts:

**ESE Program Administration and Quality Assurance—Monitoring** (850) 245-0476

Eileen Amy, Administrator Eileen.Amy@fldoe.org

Kim Komisar, Program Director Kim.Komisar@fldoe.org

April Katine, Program Specialist April.Katine@fldoe.org

Barbara McAnelly, Program Specialist Barbara.Mcanelly@fldoe.org

Angela Nathaniel, Program Specialist Angela.Nathaniel@fldoe.org

Denise Taylor, Program Specialist Denise.Taylor@fldoe.org

Clearinghouse Information Center <u>cicbiscs@FLDOE.org</u> (850) 245-0477

Arlene Duncan, Program Director Arlene.Duncan@fldoe.org **Special Programs Information, Clearinghouse, and Evaluation** (850) 245-0475

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Marie LaCap, Program Specialist Marie.Lacap@fldoe.org

Virginia Sasser, Program Specialist Virginia.Sasser@fldoe.org

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Mentally Handicapped/Autism Sheryl Sandvoss, Program Specialist Sheryl.Sandvoss@fldoe.org

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**Gifted** Donnajo Smith, Program Specialist <u>Donnajo.Smith@fldoe.org</u>

## Alachua County School District Focused Monitoring System Improvement Strategies

The district is required to provide system improvement strategies to address identified findings of noncompliance, which may include an explanation of specific activities the district has committed to implementing, or it may consist of a broader statement describing planned strategies. For each issue, the plan also must define the measurable evidence of whether or not the desired outcome has been achieved. Target dates that extend for more than one year should include benchmarks in order to track interim progress. In addition to findings of noncompliance, the report includes areas of concern that the district is encouraged to address, either through this system improvement plan or through other avenues. Resources, suggestions and/or recommended actions are provided following this plan format.

Findings of Noncompliance	Improvement Strategies/Interventions	Outcome Measures and Timeline
Access to the General Curriculum	r	
That removal from the general education environment occurs only when the nature or severity of the disability is such that education in regular classes with the use of supplementary aids and services cannot be achieved satisfactorily is not evident from students' IEPs. Areas of concern are noted in the body of the report.	<ul> <li>Training and/or technical assistance regarding requirements for placement decisions will be incorporated into the general staff development activities for ESE staff.</li> <li>District and/or school staff will conduct periodic reviews of a sampling of IEPs (≥ 20 records) of students who are removed from the general education setting for part of the day to evaluate:</li> <li>sufficiency of explanations justifying removal</li> <li>extent to which the present level of educational performance addresses all the needs related to the disability</li> <li>correspondence among identified needs, goals and short-term objectives</li> </ul>	District report of self-assessment reveals compliance with targeted elements for 100% of IEPs reviewed. May 2006 November 2006

Findings of Noncompliance	Improvement Strategies/Interventions	Outcome Measures and Timeline
	or benchmarks, and services provided.	
	The district is encouraged to include	
	strategies to address concerns noted in the	
	body of this report.	
Accommodations, Modifications, Supplem	nental Aids and Services, and Supports to S	chool Personnel
No findings of noncompliance in this area.	The district is encouraged to include	
Areas of concern are noted in the body of the report.	strategies to address concerns noted in the body of this report.	
Discipline and Positive Behavior Support	S	
No findings of noncompliance in this area.		
FCAT Preparation	,	
No findings of noncompliance in this area.	The district is encouraged to include	
Areas of concern are noted in the body of	strategies to address concerns noted in the	
the report.	body of this report.	
Student Course of Study and Diploma Op	tion Decisions	
At Westwood M.S. some IEP teams do not base diploma decisions on the students' course of study but on the students' placement instead (i.e., ESE or general education).	District staff will review a sample of transition IEPs (5-10) of SLD students served at the separate class level at each middle school in the district to determine if diploma decisions are unduly restrictive. Training and/or technical assistance regarding diploma options will be provided to staff at Westwood M.S. and any other schools identified during the above review.	

Findings of Noncompliance	Improvement Strategies/Interventions	Outcome Measures and Timeline
Staff Development		
No findings of noncompliance in this area.		
Counseling as a Related Service	1	
Counseling as a related service is not included on the IEPs of all students served as severely emotionally disturbed. Areas of concern are noted in the body of the report.	The IEP teams for the identified students will reconvene to determine if reevaluation of the student is warranted and to ensure that all required services are documented and provided on the IEP. District and/or school staff will review the IEPs of all students identified as SED; the IEP teams for any SED students whose IEPs do not include counseling as a related service must reconvene to address this need. The district is encouraged to include strategies to address concerns noted in the body of this report.	Documentation was submitted to the Bureau within the prescribed timeline. District report of self-assessment reveals compliance with targeted elements for 100% of IEPs reviewed. May 2006 November 2006
Communication	· · ·	
There were no findings of noncompliance in this area.		
School to Post-school Transition		
Transition is not included on IEP team meeting notice for all students ages 14 and older. Representatives of agencies are not invited to the IEP team meetings for all students ages 16 and over when appropriate.	Training and/or technical assistance regarding transition planning procedures (e.g., including transition as a purpose of the meeting on meeting notices; inviting transition agencies to participate in transition IEP team meetings whenever	District report of self-assessment reveals compliance with targeted elements for 100% of IEPs reviewed. May 2006 November 2006

Findings of Noncompliance	Improvement Strategies/Interventions	Outcome Measures and Timeline
	they may be expected to provide or pay for transition services) will be incorporated into the general staff development activities for ESE staff.	
	District and/or school staff will conduct periodic reviews of a sampling of IEPs $(\geq 10 \text{ records})$ of students ages 14 or older to ensure that all transition requirements are addressed.	
Services to Gifted Students	1	
No findings of noncompliance in this area.	The district is encouraged to include	
Areas of concern are noted in the body of the report.	strategies to address concerns noted in the body of this report.	
Services to ESE Students in Charter Scho	ools	
No findings of noncompliance in this area.		
Services to ESE Students in Department	of Juvenile Justice Facilities	
IEPs are not reviewed and revised as needed within 10 days of enrollment at the	IEP teams for the identified students will convene to develop appropriate IEPs.	Documentation was submitted to the Bureau within the prescribed timeline.
facility as required under DJJ quality assurance standards.	The district will review the process at the DJJ facility for identification and verification of special education services and timely development and implementation of IEPs. Based on that review, a procedure will be developed and implemented to ensure that students are identified and verified and an IEP developed and implemented within the required DJJ Quality Assurance Standard	District report of self-assessment reveals compliance with targeted elements for 100% of IEPs reviewed. May 2006 November 2006

Findings of Noncompliance	Improvement Strategies/Interventions	Outcome Measures and Timeline
	of 10 business days.	
	Facility and/or district staff will conduct quarterly compliance reviews to ensure timely identification and services.	
	The district is encouraged to include strategies to address concerns noted in the body of this report.	
Matrix of Services		
Two matrix of service documents require correction due to inaccurate reporting.	An amendment was submitted to the Automated Student Information System database for the identified students.	Documentation was submitted to the Bureau within the prescribed timeline.
Review of Student Records		
7 findings of noncompliance resulted in funding adjustments (4 lack of prior	The IEP teams for the identified students reconvened to address identified findings.	Documentation was submitted to the Bureau within the prescribed timeline.
<ul><li>written notice of change of placement; 3</li><li>lack of current IEP).</li><li>34 IEP teams must reconvene to address</li></ul>	The identified noncompliant elements will be targeted in the district's IEP and EP training.	District report of self-assessment reveals compliance with targeted elements for 100% of IEPs reviewed.
identified findings.	Using protocols developed by the Bureau, school and/or district staff will conduct semi-annual compliance reviews of a random sample of 15 IEPs and five EPs.	May 2006 November 2006
Review of District Forms		
14 forms require revisions to meet compliance.	The district will revise forms as required and submit them to the Bureau for review.	February 2006

Appendix A:

**District Data** 



FLORIDA DEPARTMENT OF EDUCATION BUREAU OF EXCEPTIONAL EDUCATION AND STUDENT SERVICES

# 2005 LEA PROFILE

JOHN WINN, COMMISSIONER

DISTRICT:	ALACHUA		PK-12 POPULATION:	29,095
ENROLLMENT GROUP:	20,000 то 40,000		PERCENT DISABLED:	19%
			PERCENT GIFTED:	11%

# INTRODUCTION

The LEA profile is intended to provide districts with a tool for use in planning for systemic improvement. The profile contains a series of data indicators that describe measures of educational benefit, educational environment, and prevalence for exceptional students. The data are presented for the district, their enrollment group (districts of comparable size), and the state. Where appropriate and available, comparative data for general education students are included.

Data presented as indicators of educational benefit (Section One)

- Standard diploma rates for students with disabilities receiving standard diplomas through meeting all graduation requirements, GED Exit Option, and FCAT waivers
- Dropout rates
- Post-school outcome data
- Third grade promotion and retention, including good cause promotions

Note: FCAT participation and performance data formerly included in the LEA profile will be published separately in Fall 2005.

Data presented as indicators of educational environment (Section Two)

- Regular class, resource room, and separate class placement, ages 6-21
- Early childhood setting or home, part-time early childhood/part-time early childhood special education setting and early childhood special education setting, ages 3-5
- Discipline rates

Data presented as indicators of prevalence (Section Three)

- Student membership by race/ethnicity
- Gifted membership by free/reduced lunch and limited English proficiency (LEP) status
- Student membership in selected disabilities by race/ethnicity
- Selected disabilities as a percentage of all disabilities and as a percentage of total PK-12 population

#### LEA PROFILE 2005

Three of the indicators included in the profile, graduation rate, dropout rate, and regular class placement, are also used in the selection of districts for focused monitoring. Indicators describing the prevalence and separate class placement of students identified as educable mentally handicapped (EMH) are included to correspond with provisions of the Bureau's partnership agreement with the Office for Civil Rights.

#### **DATA SOURCES**

The data contained in this profile were obtained from data submitted electronically by districts through the Department of Education Information Database in surveys 2, 9, 3, and 5 and through the Florida Education and Training Placement Information Program (FETPIP).

#### DISTRICTS IN ALACHUA'S ENROLLMENT GROUP:

ALACHUA, BAY, CLAY, HERNANDO, LAKE, LEON, OKALOOSA, SANTA ROSA, ST. JOHNS, ST. LUCIE



# SECTION ONE: EDUCATIONAL BENEFIT

Educational benefit refers to the extent to which children benefit from their educational experience. Progression through and completion of school are dimensions of educational benefits as are post-school outcomes and indicators of consumer satisfaction. This section of the profile provides data on indicators of student progression, school completion, and post-school outcomes.

#### STANDARD DIPLOMA STUDENTS MEETING ALL GRADUATION REQUIREMENTS:

The number of students with disabilities graduating with a standard diploma (withdrawal code W06) by earning required credits, maintaining required GPA and passing FCAT divided by the total number of students with disabilities who completed their education (withdrawal codes W06-W10, W27, WGD, WFW, WFT) as reported in end of year (survey 5). The resulting percentages are reported for the three-year period from **2001-02** through **2003-04**.

	2001-02	2002-03	2003-04
Alachua	56%	48%	32%
Enrollment Group	55%	58%	52%
State	48%	45%	42%

#### STANDARD DIPLOMA THROUGH GED EXIT OPTION:

The number of students with disabilities in a GED Exit Option Model who passed the GED Tests and the FCAT or HSCT and were awarded a standard high school diploma (withdrawal code W10) divided by the total number of students with disabilities who completed their education (withdrawal codes W06-W10, W27, WGD, WFW, WFT) as reported in end of year (survey 5). The resulting percentages are reported for the three-year period from **2001-02** through **2003-04**.

	2001-02	2002-03	2003-04
Alachua	0%	0%	0%
Enrollment Group	<1%	<1%	1%
State	1%	1%	1%

#### STANDARD DIPLOMA THROUGH FCAT WAIVER:

The number of students with disabilities graduating with a standard diploma through the FCAT waiver (withdrawal code WFW) divided by the total number of students with disabilities who completed their education (withdrawal codes W06-W10, W27, WGD, WFW, WFT) as reported in end of year (survey 5). The resulting percentages are reported for **2002-03** and **2003-04**.

	2002-03	2003-04
Alachua	15%	9%
Enrollment Group	5%	8%
State	9%	14%

#### **DROPOUT RATE:**

The number of students grades 9-12 for whom a dropout withdrawal reason (DNE, W05, W11, W13-W23) was reported, divided by the total enrollment of grade 9-12 students and students who did not enter school as expected (DNEs) as reported in end of year (survey 5). The resulting percentages are reported for students with disabilities, gifted students, all students, students identified as EH/SED, and students identified as SLD for the years **2001-02** through **2003-04**.

	Students with Disabilities		Gifted Students			All Students			
	2001-02 2002-03 2003-04			2001-02	2002-03	2003-04	2001-02	2002-03	2003-04
Alachua	<1%	3%	2%	0%	0%	1%	5%	5%	5%
Enrollment Group	4%	4%	4%	<1%	<1%	<1%	3%	3%	3%
State	5%	4%	5%	<1%	<1%	<1%	3%	3%	3%

	EH/SED				SLD	
	2001-02 2002-03 2003-04			2001-02	2002-03	2003-04
Alachua	3%	7%	4%	<1%	2%	2%
Enrollment Group	6%	7%	6%	4%	4%	4%
State	7%	7%	7%	5%	4%	5%

#### **POSTSCHOOL OUTCOME DATA:**

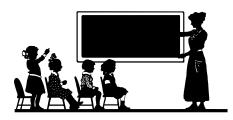
The Florida Education and Training Placement Information Program (FETPIP) is an interagency data collection system that obtains follow-up data on former students. The most recent FETPIP data available reports on students who exited Florida public schools during the **2002-03** school year. The table below displays percent of students with disabilities and students identified as gifted exiting school in 2002-03 who were found employed between October and December 2003 or in continuing education (enrolled for the fall or preliminary winter/spring semester) in 2003.

	Students wit	h Disabilities	Gifted S	tudents
	Employed	Cont. Ed.	Employed	Cont. Ed.
Alachua	55%	28%	100%	100%
Enrollment Group	roup 51% 24%		40%	73%
State	44%	20%	37%	72%

#### THIRD GRADE PROMOTION AND RETENTION RATE:

The number of third grade students promoted, promoted with cause, and retained divided by the total year enrollment as reported in end of year (survey 5). The percent of students promoted with cause is a subset of total promoted. Total enrollment is the count of all students who attended school at any time during the school year. The results are reported for third grade students with disabilities and all third grade students for **2003-04**.

	2003-04						
	Students with Disabilities			ŀ	All Students		
	Promoted with				Promoted with		
	Promoted	Cause	Retained	Promoted	Cause	Retained	
Alachua	84%	24%	16%	90%	9%	10%	
Enrollment Group	86%	21%	14%	92%	8%	8%	
State	82%	30%	18%	89%	11%	11%	



# SECTION TWO: EDUCATIONAL ENVIRONMENT

Educational environment refers to the extent to which students with disabilities receive special education and related services in natural environments, classes or schools with their nondisabled peers. This section of the profile provides data on indicators of educational environments.

#### **REGULAR CLASS, RESOURCE ROOM AND SEPARATE CLASS PLACEMENT, AGES 6-21:**

The number of students with disabilities ages 6-21 in regular class, resource room, and separate class placement divided by the total number of students with disabilities ages 6-21 reported in December (survey 9). Regular class includes students who spend 80 percent of more of their school week with nondisabled peers. Resource room includes students spending between 40 and 80 percent of their school week with nondisabled peers. Separate class includes students spending less than 40 percent of their week with nondisabled peers. The resulting percentages are reported for the three years from **2002-03** through **2004-05**.

	Regular Class			Resource Room			Separate Class		
	2002-03	2003-04	2004-05	2002-03	2003-04	2004-05	2002-03	2003-04	2004-05
Alachua	58%	55%	60%	24%	20%	19%	19%	20%	16%
Enrollment Group	55%	56%	58%	23%	22%	21%	18%	18%	16%
State	48%	50%	55%	26%	24%	21%	22%	22%	20%

#### EARLY CHILDHOOD EDUCATION SETTINGS, AGES 3-5:

The number of students with disabilities ages 3-5 who are served in early childhood settings, part-time early childhood special education settings, and early childhood special education settings divided by the total number of students with disabilities ages 3-5 reported in December (survey 9). Students in early childhood settings receive all (100%) of their special education and related services in educational programs designed primarily for children without disabilities or in their home. Students in part-time early childhood and part-time early childhood special education settings receive special education and related services in multiple settings. Students in early childhood special education settings receive all (100%) of their special education and related services in multiple settings. Students in early childhood special education settings receive all (100%) of their special education and related services in multiple settings. Students in early childhood special education settings receive all (100%) of their special education and related services in multiple settings. Students in early childhood special education settings receive all (100%) of their special education and related services in educational programs designed primarily for children with disabilities housed in regular school buildings or other community-based settings. The resulting percentages are reported for the three years from **2002-03** through **2004-05**.

	Early Childhood Setting or Home			Part-Time Early Childhood/ Part-Time Early Childhood					
							Early Childhood Special		
				Special Education Setting			Education Setting		
	2002-03	2003-04	2004-05	2002-03	2003-04	2004-05	2002-03	2003-04	2004-05
Alachua	7%	6%	6%	82%	80%	84%	10%	9%	6%
Enrollment Group	9%	8%	6%	64%	60%	59%	25%	29%	32%
State	7%	7%	7%	57%	57%	56%	31%	31%	33%

#### SEPARATE CLASS PLACEMENT OF EMH STUDENTS, AGES 6-21:

The number of students ages 6-21 identified as educable mentally handicapped who spend less than 40 percent of their day with nondisabled peers divided by the total number of EMH students reported in December (survey 9). The resulting percentages are reported for three years from **2002-03** through **2004-05**.

	2002-03	2003-04	2004-05
Alachua	55%	60%	59%
Enrollment Group	62%	64%	62%
State	61%	62%	57%

#### **DISCIPLINE RATES:**

The number of students who served in-school or out-of-school suspensions, were expelled, or moved to alternative placement at any time during the school year divided by the total year enrollment as reported in end of year (survey 5). The resulting percentages are reported for students with disabilities and nondisabled students for **2003-04**.

		2003-04							
	In-S	chool	Out-of-School				Alter	native	
	Suspensions		Suspensions		Expulsions		Placement*		
	Students		Students		Students		Students		
	with	Nondisabled	with	Nondisabled	with	Nondisabled	with	Nondisabled	
	Disabilities	Students	Disabilities	Students	Disabilities	Students	Disabilities	Students	
Alachua	9%	3%	21%	7%	0%	0%	<1%	0%	
Enrollment Group	10%	7%	14%	7%	<1%	<1%	<1%	<1%	
State	14%	9%	15%	7%	<1%	<1%	<1%	<1%	

\* Student went through expulsion process but was offered alternative placement.



# **SECTION THREE: PREVALENCE**

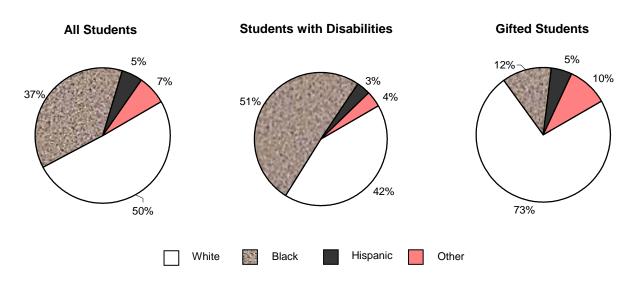
Prevalence refers to the proportion of the PK-12 population identified as exceptional at any given point in time. This section of the profile provides prevalence data by demographic characteristics.

#### STUDENT MEMBERSHIP BY RACIAL/ETHNIC CATEGORY:

The three columns on the left show the statewide racial/ethnic distribution for all PK-12 students, all students with disabilities, and all gifted students as reported in **October 2004** (survey 2). Statewide, there is a larger percentage of black students in the disabled population than in the total PK-12 population (28 percent vs. 24 percent) and a smaller percentage of black students in the gifted population (10 percent vs. 24 percent). Similar data for the district are reported in the three right-hand columns and displayed in the graphs.

		State		District			
		Students			Students		
	All	with	Gifted	All	with	Gifted	
	Students	Disabilities	Students	Students	Disabilities	Students	
White	49%	50%	63%	50%	42%	73%	
Black	24%	28%	10%	37%	51%	12%	
Hispanic	23%	19%	20%	5%	3%	5%	
Asian/Pacific Islander	2%	<1%	4%	3%	<1%	6%	
Am Ind/Alaskan Native	<1%	<1%	<1%	<1%	<1%	<1%	
Multiracial	3%	2%	3%	4%	3%	3%	

# District Membership by Race/Ethnicity



#### **FREE/REDUCED LUNCH AND LEP:**

The percent of all students and all gifted students in the district and the state on free/reduced lunch. The percent of all students and all gifted students in the district and in the state who are identified as limited English proficient (LEP). These percentages are based on data reported in **October 2004** (survey 2).

	Sta	ate	District		
	All	Gifted	All	Gifted	
	Students Students		Students	Students	
Free/Reduced Lunch	46%	22%	46%	20%	
LEP	11%	3%	2%	<1%	

#### SELECTED DISABILITIES BY RACIAL/ETHNIC CATEGORY:

Racial/ethnic data for all students as well as students with a primary disability of specific learning disabled (SLD), emotionally handicapped or severely emotionally disturbed (EH/SED), and educable mentally handicapped (EMH) are presented below. The data are presented for the state and the district as reported in **October 2004** (survey 2).

	All Students		SLD		EH/SED		EMH	
	State District		State	District	State	District	State	District
White	49%	50%	51%	41%	47%	30%	32%	25%
Black	24%	37%	24%	53%	39%	67%	51%	65%
Hispanic	23%	5%	22%	3%	12%	2%	14%	7%
Asian/Pacific Islander	2%	3%	<1%	<1%	<1%	0%	<1%	<1%
Am Ind/Alaskan Native	<1%	<1%	<1%	<1%	<1%	<1%	<1%	0%
Multiracial	3%	4%	2%	3%	2%	2%	1%	2%

#### SELECTED DISABILITIES AS PERCENT OF DISABLED AND PK-12 POPULATIONS:

The percentage of the total disabled population and the total population identified as SLD, EH/SED, EMH, and speech impaired (SI) for the district and the state. Statewide, seven percent of the total population is identified as SLD and 46 percent of all students with disabilities are SLD. The data are presented for the district and state as reported in **October 2004** (survey 2).

	All Stu	udents	All Disabled		
	State	District	State	District	
SLD	7%	11%	46%	55%	
EH/SED	1%	2%	9%	10%	
EMH	1%	<1%	7%	4%	
SI	2%	2%	14%	10%	



John Winn, Commissioner

### Districts Rank-Ordered on Standard Diploma Rate for Students with Disabilities

Based on data reported to the FDOE for Survey 5 (2003-04), the rates at which students with disabilities graduated with a standard diploma were used to rank-order the districts.

District	# Completers	# St. Dip.	%	Rank	District	# Completers	# St. Dip.	%	Rank
Glades	6	1	17%	1	Lake	252	139	55%	35
Columbia	40	7	18%	2	Leon	232	129	56%	36
Liberty	15	3	20%	3	Volusia	483	275	57%	37
Nassau	4	1	25%	4	Citrus	151	89	59%	38
Baker	17	5	29%	5	Pasco	526	314	60%	39
Polk	680	233	34%	6	Hillsborough	1.010	613	61%	40
Escambia	315	110	35%	7	St. Lucie	226	142	63%	41
Jackson	60	22	37%	8	Santa Rosa	151	95	63%	42
Suwannee	46	17	37%	9	Levy	54	34	63%	43
Hamilton	24	9	38%	10	St. Johns	127	80	63%	44
Madison	33	13	39%	11	Monroe	46	30	65%	45
Duval	663	268	40%	12	Indian River	134	88	66%	46
Alachua	173	70	40%	13	Pinellas	784	521	66%	47
Hernando	97	42	43%	14	Franklin	6	4	67%	48
Hardee	30	13	43%	15	Sarasota	329	221	67%	49
Marion	401	175	44%	16	Martin	126	87	69%	50
Manatee	356	159	45%	17	Miami Dade	1,515	1,053	70%	51
Putnam	106	48	45%	18	Clay	288	201	70%	52
Bradford	58	27	47%	19	Bay	146	102	70%	53
Osceola	278	130	47%	20	Palm Beach	813	568	70%	54
Jefferson	17	8	47%	21	Seminole	336	235	70%	55
Orange	1,073	512	48%	22	Gulf	10	7	70%	56
Hendry	71	34	48%	23	Wakulla	20	14	70%	57
Gadsden	31	15	48%	24	Washington	27	19	70%	58
Lee	430	211	49%	25	Brevard	440	314	71%	59
Dixie	20	10	50%	26	Gilchrist	20	15	75%	60
Highlands	114	57	50%	27	Calhoun	22	17	77%	61
Lafayette	12	6	50%	28	Okaloosa	255	199	78%	62
Okeechobee	65	33	51%	29	Taylor	30	24	80%	63
Broward	933	483	52%	30	Walton	28	23	82%	64
DeSoto	44	23	52%	31	Charlotte	159	133	84%	65
Sumter	65	34	52%	32	Union	13	12	92%	66
Holmes	35	19	54%	33	Flagler	54	54	100%	67
Collier	297	163	55%	34	District Total	15,420	8,812	57%	

Note: Shaded districts have been monitored during the past four years or are currently being monitored.

Appendix B:

**ESE Monitoring Team Members** 

### **ESE Monitoring Team Members**

### **Department of Education Staff**

Bambi J. Lockman, Chief, Bureau of Exceptional Education and Student Services Eileen L. Amy, Administrator, ESE Program Administration and Quality Assurance Kim C. Komisar, Program Director, ESE Program Administration and Quality Assurance

Angela Nathaniel, Program Specialist, Team Leader Kim Komisar, Program Director April Katine, Program Specialist Barbara McAnelly, Program Specialist Denise Taylor, Program Specialist Demetria Harvell, Program Specialist

### Peer Reviewers and Contracted Staff

Cathy Hedbawny, Jackson County School District Angelyn Vaughan, Okaloosa County School District Ron Cooley, Broward County School District Pam Harshbarger, Pinellas County School District Cara Sipel, Indian River County School District Brenda Johnson, DeSoto County School District

Appendix C:

**Survey Results** 

### Parent Survey Report: Students with Disabilities

Responding to the need to increase the involvement of parents and families of exceptional education students in evaluating the educational services provided to their children, the Florida Department of Education, Bureau Exceptional Education and Student Services, contracted with the University of Miami to develop and administer a parent survey as part of the Bureau's district monitoring activities.

Due to technical difficulties with the electronic addressing system, surveys were not able to be sent to all parents of students with disabilities. As a result, the parent survey was sent to parents of the 2,284 students with disabilities, representing a random sample of geographic areas, schools, grade levels, and disabilities. The sample represents approximately 40% of the students with disabilities in the district. A total of 193 parents (PK, n = 9; K-5, n = 100; 6-8, n = 43; 9-12, n = 41), representing 8% of the sample, returned the survey. Surveys from 156 families were returned as undeliverable, representing 7% of the sample. Parents represented the following students with disabilities: educable mentally handicapped, trainable mentally handicapped, orthopedically impaired, speech impaired, language impaired, deaf or hard of hearing, visually impaired, emotionally handicapped, specific learning disabled, hospital/homebound, profoundly mentally handicapped, autistic, severely emotionally disturbed, developmentally delayed, and other health impaired.

### % Very Strongly Agree, Strongly Agree, Agree combined

70

#### **Overall, I am satisfied with:**

•	the amount of time my child spends with general education students.	85
•	the way I am treated by school personnel.	83
•	the level of knowledge and experience of school personnel.	79
•	the way special education teachers and general education teachers work	
	together.	78
•	the exceptional education services my child receives.	74
•	my child's academic progress.	74
•	the effect of exceptional student education on my child's self-esteem.	73
•	how quickly services are implemented following an IEP (Individual	
	Educational Plan) decision.	71
My	child:	
•	has friends at school.	89
•	is learning skills that will be useful later in life.	83
•	spends most of the school day involved in productive activities.	80
•	is happy at school.	80

• receives all the special education and related services on his/her IEP.

At	my child's IEP meetings we have talked about:	
٠	all of my child's needs.	85
٠	whether my child should get accommodations (special testing conditions),	
	for example, extra time.	81
•	* which diploma my child may receive.	78
٠	ways that my child could spend time with students in general education classes.	77
٠	* my child's goals after high school.	74
•	whether my child needed speech/language services.	72
•	whether my child needed services beyond the regular school year.	70
•	whether my child would take the FCAT (Florida Comprehensive	
	Assessment Test).	68
•	* the transition services my child needs to achieve his/her goals.	67
•	* the requirements for different diplomas.	65
•	whether my child needed physical and/or occupational therapy.	61
•	the specific skills my child needs to work on in preparation for the FCAT.	60
•	whether my child needed transportation.	58
•	whether my child needed psychological counseling services.	53
My	child's special education teachers:	
•	expect my child to succeed.	88
٠	set appropriate goals for my child.	87
٠	are available to speak with me.	86
•	encourage students to ask for help if they need it.	86
•	give students with disabilities extra time or different assignments, if needed.	83
٠	individualized instruction for my child.	77
٠	give homework that meets my child's needs.	73
•	call me or send me notes about my child.	72
	·	
My	child's general education teachers:	
٠	expect my child to succeed.	78
٠	are available to speak with me.	77
٠	encourage students to ask for help if they need it.	75
٠	set appropriate goals for my child.	74
٠	give homework that meets my child's needs.	72
•	give students with disabilities extra time or different assignments, if needed.	69
•	call me or send me notes about my child.	63
•	individualized instruction for my child.	58

\*These questions were answered by parents of students grades 8 and above.

# % Very Strongly Agree, Strongly Agree, Agree combined

My child's school:	0
• encourages me to participate in my child's education.	84
• makes sure I understand my child's IEP and the services my child will re-	ceive. 79
• encourages acceptance of students with disabilities.	79
• sends me information written in a way I understand.	78
• does all it can to keep students from dropping out of school.	76
• offers students with disabilities the classes they need to graduate with a	
standard diploma.	76
• wants to hear my ideas.	75
<ul> <li>handles discipline problems appropriately.</li> </ul>	73
<ul> <li>addresses my child's individual needs.</li> </ul>	72
• involves students with disabilities in clubs, sports, or other activities.	71
• explains what I can do if I want to make changes to my child's IEP.	70
<ul> <li>provides students with disabilities updated books and materials.</li> </ul>	68
• * offers a variety of vocational courses, such as computers and business	
technology.	65
<ul> <li>informs me about all of the services available to my child.</li> </ul>	64
• sends me information about activities and workshops for parents.	56
• * provides information to students about education and jobs after high sc	hool. 54
• * informed me, beginning when my child turned 14, that one purpose of	
the IEP meeting was to discuss a plan for my child's transition out of sch	ool. 54
Parent Participation	
• I have attended my child's IEP meetings.	96
• I meet with my child's teachers to discuss my child's needs and progress.	95
• I am comfortable talking about my child with school staff.	90
• I participate in school activities with my child.	83
• My input is considered in the development of my child's IEP.	82
• I have used parent support services in my area.	37
• I attend meetings of the PTA/PTO.	34
• I attend meetings of organizations for parents of students with disabilities	
I attend School Advisory Committee meetings concerning school improv	vement. 31
• I have heard about the Florida Diagnostic and Learning Resources	
System ("FDLRS") and the services they provide to families of children	
disabilities.	25

\*These questions were answered by parents of students grades 8 and above.

# **Teacher Survey Report: Students with Disabilities**

In order to obtain the perspective of teachers who provide services to students with disabilities, the Florida Department of Education, Bureau of Exceptional Education and Student Services, contracted with the University of Miami to develop and administer a teacher survey in conjunction with the Bureau's focused monitoring activities.

A sufficient number of surveys were sent to each school in the district for all teachers and other service providers to participate. A total of 928 teacher surveys representing approximately 55% of ESE and general education teachers in the district were returned. Data are from 44 (75%) of the district's 59 schools.

# % Always, Almost Always, Frequently combined

То	provide students with disabilities access to the general	
cur	riculum, my school:	
٠	places students with disabilities into general education classes whenever	
	possible.	93
•	ensures that students with disabilities feel comfortable when taking	
	classes with general education students.	92
٠	modifies and adapts curriculum for students as needed.	90
٠	addresses each students' individual needs.	87
٠	gives ESE teachers access to adequate instructional materials,	
	including technology.	86
٠	implements support facilitation and/or consultation by ESE teachers for	
	students in general education classes.	84
٠	encourages collaboration among ESE teachers, GE teachers and	
	service providers.	84
٠	ensures that the general education curriculum is taught in ESE classes	
	to the maximum extent possible.	83
٠	offers teachers professional development opportunities regarding	
	curriculum and support for students with disabilities.	80
٠	provides adequate support for GE teachers who teach students with disabilities.	74
٠	implements co-teaching for some or all classes.	63
То	help students with disabilities who take the FCAT, my school:	
٠	provides students with appropriate testing accommodations.	97
٠	provides ESE teachers with FCAT test preparation materials.	93
٠	aligns curriculum for students with the standards that are tested on the FCAT.	91
٠	gives students in ESE classes updated textbooks.	88
•	provides extra help or remediation before or after school.	79

# % Always, Almost Always, Frequently combined

То	keep students with disabilities from dropping out, my school:	
٠	conducts ongoing assessments of individual students' performance.	n/a
٠	provides positive behavioral supports.	n/a
٠	develops IEPs according to student needs.	95
٠	makes an effort to involve parents in their child's education.	95
•	allows students to make up credits lost due to disability-related absences.	94
•	ensures that classroom material is grade- and age- appropriate.	91
•	ensures that classroom material is culturally appropriate.	89
•	tracks student attendance to identify students with attendance problems.	86
•	encourages participation of students with disabilities in extracurricular activities.	85
•	ensures that students are taught strategies to manage their behavior as	
	needed.	83
•	provides social skills training to students as needed.	79
•	provides adequate counseling services for students who need it.	74
•	implements dropout prevention activities.	71
•	uses a child study team to develop strategies for students identified as	
	having an attendance problem.	67

The items in the following section relate primarily to middle and high schools. If any items did not apply, respondents marked N/A.

# My school:

٠	implements an IEP transition plan for each student.	92
٠	encourages students to aim for a standard diploma when appropriate.	92
٠	informs students through the IEP process of the different diploma options	
	and their requirements.	91
٠	provides extra help to students who need to retake the FCAT.	90
٠	provides students with information about options after graduation.	87
٠	coordinates on-the-job training with outside agencies.	76
٠	teaches transition skills for future employment and independent living.	75
•	provides students with job training.	73

### **Student Survey Report: Students with Disabilities**

In order to obtain the perspective of students with disabilities who receive services from public school districts, the Florida Department of Education, Bureau of Exceptional Education and Student Services, contracts with the University of Miami to develop and administer a student survey as a component of the Bureau's focused monitoring activities.

In conjunction with the 2004 Levy County School District monitoring activities, a sufficient number of surveys were provided to allow all students with disabilities, grades 9-12, to respond. Instructions for administration of the survey by classroom teachers, including a written script, were provided for each class or group of students. Since participation in this survey is not appropriate for some students whose disabilities might impair their understanding of the survey, professional judgment is to be used to determine appropriate participation.

Surveys were received from 686 students, representing approximately 54% of the students with disabilities in grades 9-12 in the district. Data are from 10 (59%) of the district's 17 schools with students in grades 9-12.

% YES

I ai	n taking the following ESE classes:	
٠	Math	44
•	English	40
•	Learning Strategies or Unique Skills	40
•	Science	31
•	Social Studies	25
•	Electives (physical education, art, music)	18
٠	Vocational (woodshop, computers)	11
At	my school:	
٠	ESE teachers encourage students to ask for help if they need it.	85
٠	ESE teachers give students extra help, if needed.	84
٠	ESE teachers believe that ESE students can learn.	84
٠	ESE teachers teach students in ways that help them learn.	82
٠	ESE teachers give students extra time or different assignments, if needed.	82
٠	ESE teachers understand ESE students' needs.	78
٠	ESE teachers teach students things that will be useful later on in life.	76
•	ESE teachers provide students with updated books and materials.	64

I an	n taking the following general education/mainstream classes:
٠	Electives (physical education, art, music)
٠	English
٠	Math
٠	Science
٠	Social Studies
•	Vocational (woodshop, computers)
At n	ny school:
٠	general education teachers believe that ESE students can learn.
•	general education teachers encourage students to ask for help if they need it.
٠	general education teachers teach students things that will be useful later on in life.
٠	general education teachers give students extra help, if needed.
٠	general education teachers teach ESE students in ways that help them learn.
•	general education teachers understand ESE students' needs.
٠	general education teachers provide students with updated books and materials.
٠	general education teachers give students extra time or different assignments,
	if needed.
At n	ny school, ESE students:
٠	get the help they need to do well in school.
٠	are encouraged to stay in school.
٠	get information about education after high school.
•	get work experience (on-the-job training) if they are interested.
٠	can take vocational classes such as computers and business technology.
٠	fit in at school.
•	participate in clubs, sports, and other activities.
٠	are treated fairly by teachers and staff.
•	spend enough time with general education students.
Dipl	loma Option
٠	I know the difference between a standard and a special diploma.
٠	I know what courses I have to take to get my diploma.
٠	I agree with the type of diploma I am going to receive.
٠	I will probably graduate with a standard diploma.
•	I had a say in the decision about which diploma I would get.
IEP	
•	I was invited to attend my IEP meeting this year.
٠	I had a say in the decision about which classes I would take.
٠	I attended my IEP meeting this year.
٠	I had a say in the decision about special testing conditions I might get for
	the FCAT or other tests.

• I had a say in the decision about whether I need to take the FCAT or a different test. 26

# % YES

•	I took the FCAT this year.	83
•	In my English/reading classes, we work on the kinds of skills that are tested	
	on the reading part of the FCAT.	71
•	Teachers help ESE students prepare for the FCAT.	66
•	In my math classes, we work on the kinds of problems that are tested on the	66
	math part of the FCAT.	
•	I received accommodations (special testing conditions) for the FCAT.	51

## **Parent Survey Report: Gifted Students**

Responding to the need to increase the involvement of parents and families of exceptional education students in evaluating the educational services provided to their children, the Florida Department of Education, Bureau of Exceptional Education and Student Services contracted with the University of Miami to develop and administer a parent survey as part of the Bureau's monitoring activities.

The parent survey was sent to parents of the 3,088 students identified as gifted for whom complete addresses were provided by the district. A total of 914 parents (KG-5, n = 581; 6-8, n = 271; 9 – 12, n = 62), representing 30% of the sample, returned the survey. Surveys from 73 families were returned as undeliverable, representing 2% of the sample.

	%YES
Overall, I am satisfied with:	
• general education teachers' subject area knowledge.	92
• the effect of gifted services on my child's self-esteem.	91
• gifted teachers' subject area knowledge.	91
• gifted teachers' expertise in teaching students identified as gifted.	87
• my child's academic progress.	86
• the gifted services my child receives.	80
• how quickly services were implemented following an initial request for evaluation	. 79
• general education teachers' expertise in teaching students identified as gifted.	78
In general education classes, my child:	
<ul> <li>has friends at school.</li> </ul>	95
• is learning skills that will be useful later on in life.	94
• is usually happy at school.	88
<ul> <li>has his/her social and emotional needs met at school.</li> </ul>	86
• has creative outlets at school.	80
• is academically challenged at school.	66
In gifted classes, my child:	
<ul> <li>has friends at school</li> </ul>	98
• is learning skills that will be useful later on in life.	96
• is usually happy at school.	95
• has his/her social and emotional needs met at school.	92
• is academically challenged at school.	87
• has creative outlets at school.	87

# %YES

My child's general education teachers:	
• expect appropriate behavior.	97
• are available to speak with me.	93
• provide coursework that includes representation of diverse ethnic, racial,	
• and other groups.	90
• have access to adequate instructional materials, including technology.	80
• set appropriate goals for my child.	79
• relate coursework to students' future educational and professional pursuits.	77
• give homework that meets my child's needs.	75
• call me or send me notes about my child.	70
My child's gifted teachers:	
• expect appropriate behavior.	98
• are available to speak with me.	94
• provide coursework that includes representation of diverse ethnic, racial,	
and other groups.	90
• set appropriate goals for my child.	89
• give homework that meets my child's needs.	85
• have access to adequate instructional materials, including technology.	85
• relate coursework to students' future educational and professional pursuits.	82
• call me or send me notes about my child.	69
My child's home school:	
• treats me with respect.	95
<ul> <li>handles discipline problems appropriately.</li> </ul>	90
• sends me information written in a way I understand.	89
• encourages me to participate in my child's education.	87
• wants to hear my ideas.	82
• provides students identified as gifted with appropriate books and materials.	80
• involves me in developing my child's Educational Plan (EP or IEP).	79
• makes sure I understand my child's EP or IEP.	79
• addresses my child's individual needs.	75
• informs me about all of the services available to my child.	71
• sends me information about activities and workshops for parents.	70
• explains what I can do if I want to make changes to my child's EP or IEP.	68
• implements my ideas.	67
· · · ·	

# %YES

My child's 2 <sup>nd</sup> school:	
• treats me with respect.	97
• encourages me to participate in my child's education.	90
handles discipline problems appropriately.	90
• provides students identified as gifted with appropriate books and materials.	88
• sends me information written in a way I understand.	88
• wants to hear my ideas.	87
• addresses my child's individual needs.	84
<ul> <li>informs me about all of the services available to my child.</li> </ul>	77
• involves me in developing my child's Educational Plan (EP or IEP).	74
• implements my ideas.	73
• makes sure I understand my child's EP or IEP.	70
• explains what I can do if I want to make changes to my child's EP or IEP.	68
• sends me information about activities and workshops for parents.	63
Students identified as gifted:	
• are provided with information about options for education after high school.	73
• are provided with career counseling.	66
<ul> <li>have the option of taking a variety of vocational courses.</li> </ul>	59
• are provided with the opportunity to participate in externships or mentorships.	46
Parent Participation	
• I participate in school activities with my child.	91
• I have attended one or more meetings about my child during this school year.	89
• I am a member of the PTA/PTO.	60
• I attend School Advisory Committee meetings concerning school improvement.	19
• I have used parent support services in my area.	11
• I belong to an organization for parents of students identified as gifted.	5

Appendix D:

**Regulatory Citations** 

# **Regulatory Citations**

Requirements related to exceptional student education are found in the Individuals with Disabilities Education Act, its implementing regulations in Title 34 of the Code of Federal Regulations, Florida statutes, and the Florida State Board of Education rules. The following legal provisions apply to the issues referenced in this report:

# **Related to Access to the General Curriculum**

Title 34 Section 300.26(a) (3), Code of Federal Regulations (CFR), Special Education states "Specially designed instruction means adapting, as appropriate to the needs of the eligible child under this part, the content, methodology, or delivery of instruction—(i) To address the unique needs of the child that result from the child's disability; and (ii) To ensure access of the child to the general curriculum, so that he or she can meet the educational standards within the jurisdiction of the public agency that apply to all children.

**34 CFR 300.347(a)(4) Content of IEP** states "The IEP for each child with a disability must include... an explanation of the extent, if any, to which the child will not participate with nondisabled children in the regular class..."

**34 CFR §300.500 (b) General LRE Requirements** states "Each public agency shall ensure- (1) That to the maximum extent appropriate, children with disabilities including children in public or private institutions or other care facilities, are educated with children who are nondisabled; and (2) That special classes, separate schooling or other removal of children with disabilities from the regular educational environment occurs only if the nature or severity of the disability is such that education in regular classes with the use of supplementary aids and services cannot be achieved satisfactorily."

**34 CFR 300.552, Placements** states "In determining the educational placement of a child with a disability, including a preschool child with a disability, each public agency shall ensure that – (a) The placement decision - (1) Is made by a group of persons, including the parents, and other persons knowledgeable about the child, the meaning of the evaluation data, and the placement options; and (2) Is made in conformity with the LRE provisions of this subpart including §§ 300.500 – 300.554: (b) The child's placement – (1) Is determined at least annually; (2) Is based on the child's IEP; and (3) Is as close as possible to the child's home. (c) Unless the IEP of a child with a disability requires some other arrangement, the child is educated in the school that he or she would attend if nondisabled: (d) In selecting the LRE, consideration is given to any potential harmful effect on the child or on the quality of services that he or she needs: and (e) A child with a disability is not removed from education in age-appropriate regular classrooms solely because of needed modifications in the general curriculum."

**34 CFR § 300.553 Nonacademic settings** states "In providing or arranging for the provision of nonacademic and extracurricular services and activities, including meals, recess periods, and the services and activities set forth in § 300.306, each public agency shall ensure that each child with a disability participates with nondisabled children in those services and activities to the maximum extent appropriate to the needs of that child."

Rule 6A – 6.0311 (1), Florida Administrative Code (FAC), Eligible Special Programs for Exceptional Students requires a continuum of placements and states... "Special programs shall be organized so that an exceptional student shall receive instruction in one or more of the following ways: (a) Supplementary consultation or related services is the provision of assistance to school staff in basic, vocational or exceptional classes. (b) Resource room special instruction is supplemental instruction to exceptional students who receive their major educational program in other basic, vocational or exceptional classes. (c) Special class is the provision of instruction to exceptional students who receive the major portion of their educational program in special classes located in a regular school. (d) A special day school is a school which is administratively separate from regular schools and is organized to serve one or more types of exceptional students. (e) A residential school is a special school which in addition to providing special education and related services provides room and board. (f) Special class in a hospital or facility operated by a noneducational agency. (g) Individual instruction in a hospital or home. (h) In addition, districts may provide supplementary instructional personnel to public or nonpublic preschool or day care programs for the instruction of pre-kindergarten exceptional students."

# **Related to Services, Accommodations, Modifications, and Supports**

**34 CFR 300.342(b)(3) When IEPs must be in effect** states "Each public agency shall ensure that each teacher and provider described in paragraph (b)(2) of this section is informed of (i) his or her specific responsibilities related to implementing the child's IEP; and (ii) the specific accommodation, modifications, and supports that must be provided for the child in accordance with the IEP."

**34 CFR 300.347 (a) Content of IEP** states "The IEP for each child with a disability must include... (3) A statement of the special education and related services and supplementary aids and services to be provided to the child, or on behalf of the child, and a statement of the program modifications or supports for school personnel that will be provided for the child (i) To advance appropriately toward attaining the annual goals; (ii) To be involved and progress in the general curriculum in accordance with paragraph (a) (1) of this section and to participate in extracurricular and other nonacademic activities; and (iii) To be educated and participate with other children in the activities described in this section; (4) An explanation of the extent, if any, to which the child will not participate with nondisabled children in the regular class and in the activities described in paragraph (a) (3) of this section: (5) (i) A statement of any individual modifications in the administration of State or district-wide assessments of student achievement that are needed in order for the child to participate in a particular State or district-wide assessment is not appropriate for the child; and (B) How the child will be assessed."

**34 CFR 300.350(a) IEP—accountability** states "...each public agency must—(1) Provide special education and related services to a child with a disability in accordance with the child's IEP, and (2) make a good faith effort to assist the child to achieve the goals and objectives or benchmarks listed in the IEP."

Rule 6A-6.03028 (7), FAC, Development of Individual Educational Plans for Students with **Disabilities**, states "(c) A statement of the specially designed instruction and related services and supplementary aids and services to be provided to the student, or on behalf of the student, and a statement of the classroom accommodations, modifications or supports for school personnel that will be provided for the student to advance appropriately toward attaining the annual goals; to be involved and progress in the general curriculum in accordance with paragraph (7) (a) of this rule; to participate in extracurricular and other nonacademic activities; and to be educated and participate with other students with disabilities and nondisabled students in the activities described in this paragraph. (e) A statement of any individual accommodations in the administration of the state or district assessments of student achievement that are needed in order for the student to participate in state or district assessments. A parent must provide signed consent for a student to receive instructional accommodations that would not be permitted on the statewide assessments and must acknowledge in writing that he or she understands the implications of such accommodations. Accommodations that negate the validity of a statewide assessment are not allowable in accordance with Section 1008.22(3) (c) 6. Florida Statutes. If the IEP team determines that the student will not participate in the Florida Comprehensive Assessment Test (FCAT) or district assessment of student achievement or part of an assessment, a statement of why that assessment is not appropriate for the student and how the student will be assessed. If a student does not participate in the FCAT, the district must notify student's parent and provide the parent with information regarding the implications of such nonparticipation in accordance with Section 1008.22 (3), 6 Florida Statutes."

# **Related to Discipline and Positive Behavioral Supports**

**34 CFR 300.520 (b)Authority of school personnel** states "(1) Either before or not later than 10 business days after either first removing the child for more than 10 school days in a school year or commencing a removal that constitutes a change of placement under § 300.519, including the action described in paragraph (a) (2) of this section – (i) If the LEA did not conduct a functional behavioral assessment and implement a behavioral intervention plan for the child before the behavior that resulted in the removal described in paragraph (a) of this section, the agency shall convene an IEP meeting to develop an assessment plan. (ii) If the child already has a behavioral intervention plan, the IEP team shall meet to review the plan and its implementation, and modify the plan and its implementation as necessary, to address the behavior. (2) As soon as practicable after developing the plan described in paragraph (b) (1) (i) of this section, and completing the assessments required by the plan, the LEA shall convene an IEP meeting to develop appropriate behavioral interventions to address those interventions."

**34 CFR 300.523 (a) Manifestation determination review** states "If an action is contemplated regarding behavior described in §§ 300.520 (a) (2) or 300.521, or involving a removal that constitutes a change of placement under § 300.519 for a child with a disability who has engaged in other behavior that violated any rule or code of conduct of the LEA that applies to all children

-(1) Not later than the date on which the decision to take that action is made, the parents must be notified of that decision and provided the procedural safeguards notice described in § 300.504; and (2) Immediately, if possible, but in no case later than 10 school days after the date on which the decision to take that action is made, a review must be conducted of the relationship between the child's disability and the behavior subject to the disciplinary action."

**34 CFR §300.346(a)(2)(i) Development, review, and revision of the IEP** states "Consideration of special factors. The IEP team also shall— (i) In the case of a child whose behavior impedes his or her learning or that of others, consider, if appropriate, strategies, including positive behavioral interventions, strategies, and supports to address that behavior."

Rule 6A-6.03028 (6) (d), FAC, Development of individual educational plans for students with disabilities states... "In the case of a student whose behavior impedes learning or the learning of others, if appropriate, strategies, including positive behavioral interventions, strategies, and supports to address that behavior."

Rule 6A-6.03312 (4), FAC, Discipline Procedures for Students with Disabilities states "(a) The school district must notify the parent of the removal decision and provide the parent with a copy of the notice of procedural safeguards as referenced in Rule 6A-6.03311,FAC., on the same day as the date of the removal decision; (b) An IEP meeting must be held immediately if possible but in no case later than ten (10) school days after the removal decision to conduct a manifestation determination review as described in subsection (3) of this rule; (c) Services consistent with subsection (5) of this rule must be provided; (d) Either before or not later than ten (10) business days after either first removing the student for more than ten (10) school days in a school year or beginning with a removal that constitutes a change in placement: 1. If the school district did not conduct a functional behavioral assessment (FBA) and implement a positive behavioral intervention plan (PBIP) for the student before the behavior that resulted in the removal, the IEP team must meet to develop an assessment plan. 2. As soon as practicable after developing the assessment plan and completing the FBA, as prescribed in subparagraph (4)(d) 1., of this rule, the IEP team must meet to develop an appropriate PBIP to address the behavior and shall implement the PBIP. 3. If the student has a PBIP, the IEP team shall meet to review the plan and its implementation and revise the plan and its implementation as necessary to address the behavior."

# Rule 6.03016 (4), FAC, Special Programs for Students Who Are Emotionally Handicapped

states "Criteria for eligibility for programs for severely emotionally disturbed... (d) Provides extensive support services specifically designed for severely emotionally disturbed students. These services include but are not limited to: 1. individual or group counseling, 2. parent counseling or education, and 3. consultation from mental health, medical or other professionals."

# **Related to FCAT Participation and Preparation**

Links to the full text of the following IDEA Regulations and State Board of Education Administrative Rules related to IEPs are available on the Bureau website at www.firn.edu/doe/commhome/linkhome.htm

# Rule 6A-6.03028 (7) (a), FAC, Development of Individual Educational Plans for

**Exceptional Students,** "A statement of the student's present level of educational performance, including how the student's disability affects the student's involvement and progress in the general curriculum. For students with disabilities who participate in the general statewide assessment program, consistent with the provision of Rule 6A-1.0943, FAC., a statement of the remediation needed for the student to achieve a passing score on the statewide assessment..."

# **Related to Student Course of Study and Diploma Option**

**34 CFR 300.347(b), FAC, Content of the IEP** states "The IEP must include… For each student with a disability beginning at age 14 (or younger, if determined appropriate by the IEP team), and updated annually, a statement of the transition service needs of the student under the applicable components of the student's IEP that focuses on the student's courses of study (such as participation in advanced-placement courses or a vocational education program)…"

**Rule 6A-6.03028 (7), FAC, Development of Individual Educational Plans for Students with Disabilities** states "Each district, in collaboration with the student's parents, shall develop an IEP for each student with a disability. For children with disabilities ages three (3) through five (5) years, districts may develop an IEP or a family support plan in accordance with Rule 6A-6.03029, FAC. The IEP for each student with a disability must include: (h) During the student's eighth grade year or during the school year of the student's fourteenth birthday, whichever comes first, a statement of whether the student is pursuing a course of study leading to a standard diploma or a special diploma. "

# Rule 6-1.0996(13), FAC, Graduation Requirements for Certain Students with Disabilities

states "Sunshine State Standards. For student with disabilities as defined in this rule, mastery of the Sunshine State Standards through successful completion of courses that meet graduation requirements for a standard diploma, specified in Rule 6A-1.09401(1)(a-g), FAC., shall be accepted in lieu of Sunshine State Standards for Special Diploma noted in subsection (12) of this rule for awarding of a special diploma.

# **Related to Staff Development**

Links to the full text of the following IDEA Regulations is available on the Bureau website at <a href="http://www.firn.edu/doe/commhome/linkhome.htm">www.firn.edu/doe/commhome/linkhome.htm</a>

**34 CFR §300.382 Improvement Strategies** Each State must describe the strategies the State will use to address the needs identified under §300.381. These strategies must include how the State will address the identified needs for in-service and pre-service preparation to ensure that all personnel who work with children with disabilities (including both professional and paraprofessional personnel who provide special education, general education, related services, or early intervention services) have the skills and knowledge necessary to meet the needs of children with disabilities

# **Related to Counseling as Related Service**

**34 CFR 300.24 (a) Related services** states "As used in this part, the term *related services* means transportation and such development, corrective, and other supportive services as are required to assist a child with a disability to benefit from special education, and includes speech-language pathology audiology services, psychological services, physical and occupational therapy, recreation, early identification and assessment of disabilities in children, counseling services..."

**Rule 6.03016 (4), FAC, Special Programs for Students Who Are Emotionally Handicapped** states "Criteria for eligibility for programs for severely emotionally disturbed... (d) Provides extensive support services specifically designed for severely emotionally disturbed students. These services include but are not limited to: 1. individual or group counseling, 2. parent counseling or education, and 3. consultation from mental heal, medical or other professionals.

# Related to the Communication Needs of Students with Disabilities

**34 CFR 300.346 (a) Development, review, and revision of IEP** states "(1) in developing each child's IEP, the IEP team shall consider... (2) Consideration of special factors. The IEP team shall consider... (iv) The communication needs of the child, and in the case of a child who is deaf or hard of hearing, consider the child's language and communication needs, opportunities for direct communications with peers, and professional personnel in the child's language and communication mode, academic level, and full range of needs, including opportunities for direct instruction in the child's language and communication mode."

**34 CFR §300.347(a) (2)(i)(ii), Content of the IEP** A statement of measurable annual goals, including short-term objectives, related to - (i) Meeting the needs of the child that result from the child's disability to enable the child to be involved in and progress in the general curriculum (i.e. the same curriculum as for nondisabled children), or for preschool children, as appropriate, to participate in appropriate activities; and (ii) Meeting each of the child's other educational needs that result from the child's disability."

Rule 6A-6.03028 (6), FAC, Development of Individual Educational Plans for Students with Disabilities states "The IEP team shall consider the following in IEP development, review, and revision: (g) The communication needs of the student, and in the case of a student who is deaf or hard of hearing, the student's language and communication needs, opportunities for direct communications with peers and professional personnel in the student's language and communication mode, academic level, and full range of needs, including opportunities for direct instruction in the student's language and communication mode.

# **Related to Transition from School to Post-school Living**

**34 CFR 300.344 (b), IEP Team** states "(1) Under paragraph (a) (7) of this section, the public agency shall invite a student with a disability of any age to attend his or her IEP meeting if a purpose of the meeting will be the consideration of -(3) (i) In implementing the requirements of § 300.347 (b) (2), the public agency also shall invite a representative of any other agency that is likely to be responsible for providing or paying for transition services."

**Rule 6A.6.03028 (3)(b)(2), FAC, Development of Individual Educational Plans for Students with Disabilities** "For Students with a disability, beginning at age 16 (or younger if determined appropriate by the IEP team), the notice must indicate that a purpose of the meeting is the consideration of needed transition services for the student as required in paragraph (7)(i) and (j) of this rule, indicate that the school district will invite the student, and indicate any other agency that will be invited to send a representative."

**Rule 6A.6.03028 (4), FAC, Development of Individual Educational Plans for Students with Disabilities** states "The IEP team, with a reasonable number of participants, shall include: (i) To implement the requirements of paragraph (7) (j) of this rule, the school district shall invite a representative of any other agency that may be responsible for providing or paying for transition services, when the purpose of the IEP meeting is to consider transition services. If an agency invited to send a representative to a meeting does not do so, the school district shall take other steps to obtain the participation of the agency in the planning of any transition services."

# **Related to Exceptional Educational Students Enrolled in Charter Schools**

**34 CFR 300.312 (a) Children with disabilities in public charter schools** states "Children with disabilities who attend public charter schools and their parents retain all rights under this part."

**34 CFR 300.241 (a) (b), Treatment of charter schools and their students** states "(a) The LEA must have on file with the SEA information to demonstrate that in carrying out this part with respect to charter schools that are public schools of the LEA, the LEA will serve children with disabilities attending those schools in the same manner as it serves children with disabilities in its other schools; and (b) Provide funds under Part B of the Act to those schools in the same manner as it provides those funds to its other schools."

# **Related to Exceptional Educational Students Enrolled in Facilities Operated by the Department of Juvenile Justice**

**34 CFR 300.2 (b) Applicability of this part to State, local, and private agencies** states "The provisions of this part -(1) Apply to all political subdivisions of the State that are involved in the education of children with disabilities."

Rule 6A.6.05281, (1) (c), FAC, Educational Programs for Youth in Department of Juvenile Justice Detention, Commitment, Day Treatment, or Early Delinquency Intervention Programs states "All students placed in a DJJ program, who meet the eligibility criteria for exceptional student education, shall be provided a free appropriate public education consistent with the requirements of Chapter 6A-6, FAC. Students with disabilities, as defined by Section 504 of the Rehabilitation Act, shall be provided the necessary aids and services."

# **Related to the Matrix of Services Document**

Section 1011.62(1) (c) (e), F.S., Funds for operations of schools, states that "Cost factors based on desired relative cost differences between the following program shall be established in the

annual General Appropriations Act. The Commissioner of Education shall specify a matrix of services and intensity levels to be used by districts in the determination of the two weighted cost factors for exceptional students with the highest levels of need...and (e) 1.a. The funding model uses basic, at-risk, support levels IV and V for exceptional students and career Florida Education Finance Program cost factors, and a guaranteed allocation for exceptional student education programs. Exceptional education cost factors are determined by using a matrix of services to document the services that each exceptional student will receive...and 1.b. In order to generate funds using one of the two weighted cost factors, a matrix of services must be completed at the time of the student's initial placement into an exceptional student education program and at least once every 3 years by personnel who have received approved training..."

## **Related to the Individual Educational Plans**

Links to the full text of the following IDEA Regulations and State Board of Education Administrative Rules related to IEPs are available on the Bureau website at www.firn.edu/doe/commhome/linkhome.htm

**34 CFR 300.340-300.350** describe the requirements related to IEPs for students with disabilities, including: §300.340, definitions related to IEPs; §300.341, responsibility of SEA and other public agencies for IEPs; §300.342, when IEPs must be in effect; §300.343, IEP meetings; §300.344, IEP team; §300.345, parent participation; §300.346, development, review, and revision of IEPs; §300.347, content of IEPs; §300.348, agency responsibilities for transition services; §300.349, private school placements by public agencies; and, §300.350, IEP accountability.

**Rule 6A-6.03028, FAC, Development of Individual Educational Plans for Exceptional Students,** states that "An Individual Educational Plan (IEP) or an Individual Family Support Plan (IFSP) must be developed, reviewed, and revised for each eligible child with a disability served by a school district or other state agency that provides special education and related services either directly, by contract, or through other arrangements, in accordance with this rule..." The rule includes requirements related to: (1) the role of parents; (2) definitions; (3) parent participation for students with disabilities; (4) IEP team participants; (5) timelines; (6) considerations in IEP development, review, and revision for students with disabilities; (7) contents of the IEP for students with disabilities; (8) transition services for students beginning at age sixteen (or younger, if determined appropriate by the IEP team); (9) transition of children with disabilities from the infants and toddlers early intervention program to prekindergarten programs that provide specially designed instruction and related services operated by the school district; (10) review and revision of the IEP; (11) IEP implementation and accountability; and, (12) students with disabilities placed in private schools or community facilities through contractual arrangements by the school district.

# **Related to Educational Plans**

A link to the full text of the following State Board of Education Administrative Rule related to EPs is available on the Bureau website at <a href="http://www.firn.edu/doe/commhome/linkhome.htm">www.firn.edu/doe/commhome/linkhome.htm</a>

**Rule 6A-6.030191, FAC, Development of Educational Plans for Exceptional Students Who Are Gifted,** states that "Educational Plans (EPs) are developed for students identified solely as gifted. Parents are partners with schools and school district personnel in developing, reviewing, and revising the educational plan (EP) for their child. Procedures for the development of the EPs for exceptional students who are gifted, including procedures for parent involvement, shall be set forth in each district's Policies and Procedures for the Provision of Specially Designed Instruction and Related Services to Exceptional Students document and shall be consistent with the following requirements:..." The rule includes requirements related to: (1) the role of parents; (2) parent participation; (3) EP team participants; (4) contents of the EPs; (5) considerations in EP development; (6) timelines; and, (7) EP implementation.

# **Related to Forms**

Links to the full text of the following IDEA Regulations and State Board of Education Administrative Rules related to IEPs are available on the Bureau website at www.firn.edu/doe/commhome/linkhome.htm

**34 CFR §300.347 Content of IEP "**The content for each child with a disability must include...."

**34 CFR §300.503 Prior Notice By the Public Agency; Content of Notice "(a)** Notice. (1) Written notice that meets the requirements of paragraph (b) of this section must be given to the parents of a child with a disability a reasonable time before the public agency -- ..."

Rule 6A-6.03028(7), FAC, Development of Individual Educational Plans for Exceptional Students, Contents of the IEP for students with disabilities. Each district, in collaboration with the student's parents, shall develop an IEP for each student with a disability. ...."

**Rule 6A-6.03028(3) (b), FAC, Development of Individual Educational Plans for Exceptional Students,** "A written notice to the parent must indicate the purpose, time and location of the meeting, and who, by title or position, will be attending..."

Appendix E:

**Student Record Reviews** 

# **Student Record Reviews**

A total of 40 student records of students with disabilities and 13 records of students identified as gifted, randomly selected from the population of ESE students, were reviewed prior to the on-site visit. The records were from 33 schools in the district. Twelve of the records represented transition IEPs for students aged 14 or older. Targeted or partial reviews of an additional 110 records were conducted on-site in conjunction with student case studies and to collect information related to additional compliance areas designated by the Bureau. In addition to IEP reviews, the Bureau conducted reviews of 10 matrix of services documents for students reported at the 254 or 255 funding level through the Florida Education Finance Program (FEFP). Any services claimed on the matrix must be documented on the IEP and must be in evidence in the classroom. Two of 10 (20%) matrix records reviewed were found to be inaccurately reported, and the district must submit an amendment of its data through the Automated Student Information System database for those students.

To be determined systemic in nature, an item must be found noncompliant in at least 25% of the records reviewed. In Alachua County, at least 10 of the IEPs and three of the EPs must have been noncompliant on a given item to be considered a systemic finding. For 15 of the 40 IEPs more than 50% of the goals were not measurable, and IEP teams must be reconvened to address this finding. The district was notified of the specific students requiring reconvened IEP meetings in a letter dated October 14, 2005.

Systemic findings were made in the following areas:

- Lack of criteria for measurability in short term objectives or benchmarks (38)
- Lack of complete information in the present level of performance statement (25)
- Lack of measurable goals (25)
- Lack of identification of supplementary aids and services (16)
- Lack of the identification of supports for school personnel (16)
- Lack of an explanation of the extent, if any, to which the student will not participate with nondisabled students in the regular class (15)
- Lack of identification of program accommodations and/or modifications (14)
- Lack of statement indicating how the student's disability affects their involvement and progress in the general curriculum (12)
- Lack of identification of special education services/specially designed instruction (12)
- Lack of identification of related services (11)

Individual or non systemic findings were noted in 54 additional areas.

Of the 10 EPs reviewed, there were nine systemic findings of noncompliance:

- The EP identified location of services (10)
- The student's EP includes performance on district and statewide assessments (9)

- The interpreter of instructional implications of testing was present at the EP meeting (7)
- Lack of measurable goals (6)
- There is evidence that the EP team considered the results of recent evaluation, class work, and district and state assessments in developing the EP (6)
- The general education teacher was present at the EP meeting (5)
- There is evidence that the EP team considered the strengths and needs of the student resulting from their giftedness in developing the EP (5)
- The student's EP includes present levels of performance with strengths and interests (3)
- The EP identified specially designed instruction (3)

In addition, individual or nonsystemic findings were as follows:

- Notice of the EP meeting (1)
- The student's EP includes the student's needs beyond the general curriculum (1)
- There is documentation that the parent as provided a copy of the EP (1)
- Adequate short-term objectives or benchmarks (1)

In summary, there were 10 systemic findings of noncompliance on IEPs for students with disabilities, and nine systemic findings of noncompliance on EPs for gifted students. The IEP teams for 36 students must be reconvened to address identified findings. There were seven findings that will require an adjustment of federal funds, and the district will be required to correct the matrix funding level for two students with disabilities.

Appendix F:

**Glossary of Acronyms** 

# **Glossary of Acronyms**

BureauBureau of Exceptional Education and Student ServicesCFRCode of Federal RegulationsDJJDepartment of Juvenile JusticeDNEDid Not EnterDOEDepartment of EducationEHEmotionally HandicappedEMHEducable Mentally Handicapped
DNEDid Not EnterDOEDepartment of EducationEHEmotionally Handicapped
DOEDepartment of EducationEHEmotionally Handicapped
EH Emotionally Handicapped
• • • • • • • • • • • • • • • • • • • •
EMH Educable Mentally Handicapped
EP Educational Plan (for gifted students)
ESE Exceptional Student Education
F.S. Florida Statutes
FAC Florida Administrative Code
FBA Functional Behavioral Assessment
FCAT Florida Comprehensive Assessment Test
FDLRS Florida Diagnostic and Learning Resource System
FEFP Florida Education Finance Program
FETPIP Florida Education and Training Placement Information Program
GE General Education
GED General Educational Development diploma
GSC Guidance Support Committee
IDEA 2004 Individuals with Disabilities Education Improvement Act, 2004
IEP Individual Educational Plan (for students with disabilities)
ISS In-School Suspension
K Kindergarten
LEA Local Educational Agency
LEP Limited English Proficient
LI Language Impaired
LRE Least Restrictive Environment
OSEP Office of Special Education Programs (USDOE)
OSS Out-of-School Suspension
OT Occupational Therapy
PBIP Positive Behavior Intervention Plan
PreK (PK) Pre-kindergarten
SED Severely Emotionally Disturbed
SI Speech Impaired
SIP System Improvement Plan
SLD Specific Learning Disability
USC United States Code