Joint Powers Authority (CAHELP JPA)

GOVERNANCE COUNCIL MEETING

March 26, 2021 -10:00 a.m. Virtual Via Teleconference
Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

AGENDA

NOTICE: This meeting will be held virtually only. If members of the public wish to participate in the meeting and/or make public comment, please follow the instructions below to participate telephonically:

PARTICIPATE BY PHONE:

Dial Access Number: 1-415-655-0003

When prompted - enter Access Code: 133 906 7162

Follow directions as a Participant; an Attendee I.D. is not required to participate.

If you wish to make a public comment at this meeting, prior to the meeting please submit a request to address the CAHELP Governance Council to the recording secretary via fax at 1-760-242-5363 or email jamie.adkins@cahelp.org. Please include your name, contact information and which item you want to address.

<u>Reasonable Accommodation</u>: if you wish to request reasonable accommodation to participate in the meeting telephonically, please contact the recording secretary (via contact information noted above) at least 48 hours prior to the meeting.

1.0 CALL TO ORDER

2.0 PUBLIC PARTICIPATION

Citizens are encouraged to participate in the deliberation of the CAHELP JPA Governance Council. Several opportunities are available during the meeting for the Council to receive oral communication regarding the presentations of any items listed on the agenda. Please ask for recognition either before a presentation or after the presentation has been completed. Please complete and submit a "Registration Card to Address the Governance Council" to the Recording Secretary and adhere to the provisions described therein.

3.0 ADOPTION OF THE AGENDA

3.1 **BE IT RESOLVED** that the February 5, 2021 CAHELP JPA Governance Council Meeting Agenda be approved as presented.

4.0 INFORMATION / ACTION

4.1 County Operated Preschool Program Fee-For-Service (ACTION)

The San Bernardino County Superintendent of Schools (SBCSS) Internal Business Program Manager will present changes in county operated preschool program fee-for-service model. In 2018/19, the CDE combined Federal Local Assistance (resource 3310) with Federal Preschool Local Assistance (3320). As a result, the county operated fee-for-service model was impacted. Prior to the consolidation of funds, the Preschool Local Assistance funding was used to offset costs associated with county operated preschool programs before a fee-for-service rate was calculated.

Joint Powers Authority (CAHELP JPA)

GOVERNANCE COUNCIL MEETING

March 26, 2021 -10:00 a.m. Virtual Via Teleconference
Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

AGENDA

This revised funding distribution restores the preschool local assistance set-aside to be used to offset the fee-for-service rates for county operated preschool programs.

- 4.1.1 **BE IT RESOLVED** that the change in County Operated Preschool Program Fee-For-Service be approved as presented.
- 4.2 Hesperia Property Assessor's Parcel Number (APN) 0405-042-60-0-000 (ACTION)

Jenae Holtz will propose a consideration for the Hesperia property identified as Assessor's Parcel Number (APN) 0405-042-60-0-000 be sold.

- 4.2.1 **BE IT RESOLVED** that the sale of the Hesperia property identified as Assessor's Parcel Number (APN) 0405-042-60-0-000 be approved as presented.
- 4.3 Desert/Mountain SELPA and Charter SELPA Form D/M 127 Assistive Technology Assessment Referral (ACTION)

Forms used in the operations of special education programs within the Desert/Mountain SELPA and Desert/Mountain Charter SELPA are developed, reviewed and revised throughout the year upon the recommendation of the Program Team. Forms are modified as necessary in order to support the operations of special education programs in an efficient, effective and legally compliant manner. Suggested revisions to SELPA Forms are submitted to the D/M SELPA and D/M Charter SELPA Steering Committees for consideration and approval.

4.3.1 **BE IT RESOLVED** that the Desert/Mountain SELPA and Charter SELPA Form D/M 127 Assistive Technology Assistance Referral be approved as presented.

5.0 CONSENT ITEMS

It is recommended that the Governance Council consider approving several Agenda items as a Consent list. Consent Items are routine in nature and can be enacted in one motion without further discussion. Consent items may be called up by any Council Member at the meeting for clarification, discussion, or change.

- 5.1 **BE IT RESOLVED** that the following Consent Items be approved as presented:
 - 5.1.1 Approve the February 5, 2021 CAHELP JPA Governance Council Meeting Minutes,
 - 5.1.2 Approve the 2021-22 Council for Exceptional Children membership for Heidi Chavez in the amount of \$190.00,

Joint Powers Authority (CAHELP JPA)

GOVERNANCE COUNCIL MEETING

March 26, 2021 -10:00 a.m. Virtual Via Teleconference
Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

AGENDA

- 5.1.3 Approve the 2021-22 HealthCare Compliance Association (HCCA) Membership for Veronica Hay in an amount not to exceed \$325.00.
- 5.1.4 Approve the Declaration of Low Incidence Equipment as Salvage or Surplus.

The Desert/Mountain SELPA is seeking approval from the CAHELP JPA Governance Council for the release to surplus or salvage of unassigned and/or obsolete low incidence equipment currently in storage. All of the low incidence equipment identified on the inventory report has been reviewed and determined to be unassigned and/or obsolete.

6.0 CHIEF EXECUTIVE OFFICER AND STAFF REPORTS

6.1 Desert Mountain Children's Center (DMCC) Budget

Jenae Holtz will present an update on the Desert Mountain Children's Center (DMCC) budget.

6.2 Alternative Dispute Resolution (ADR) Planning Committee Update

Jenae Holtz will share updates to ADR planning including the draft of tiered interventions.

7.0 INFORMATION ITEMS

- 7.1 Resolution Support Services Summaries
- 7.2 Professional Learning Summaries

8.0 GOVERNANCE COUNCIL MEMBERS COMMENTS / REPORTS

9.0 CEO COMMENTS

10.0 MATTERS BROUGHT BY CITIZENS

This is the time during the agenda when the CAHELP JPA Governance Council is again prepared to receive the comments of the public regarding items on this agenda or any school related special education issue.

When coming to the podium, citizens are requested to give their name and limit their remarks to five minutes.

Persons wishing to make complaints against CAHELP JPA Governance Council personnel must have filed an appropriate complaint form prior to the meeting.

California Association of Health and Education Linked Professions Joint Powers Authority (CAHELP JPA)

GOVERNANCE COUNCIL MEETING

March 26, 2021 -10:00 a.m. Virtual Via Teleconference
Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

AGENDA

When the CAHELP JPA Governance Council goes into Closed Session, there will be no further opportunity for citizens to address the Council on items under consideration.

11.0 ADJOURNMENT

The next regular meeting of the CAHELP JPA Governance Council will be held on Friday, May 14, 2021, at 10:00 a.m., at the Desert Mountain Educational Service Center, Aster/Cactus Room, 17800 Highway 18, Apple Valley, CA 92307.

Individuals requiring special accommodations for disabilities are requested to contact Jamie Adkins at (760) 955-3555, at least seven days prior to the date of this meeting.

County Operated Funding Proposal

Α

County Operated Programs Academy for Academic Excellence Norton Science and Language Academy Adelanto Elementary Apple Valley Unified Baker Valley Unified Barstow Unified Bear Valley Unified Excelsior Education Center Excelsior Charter School Corona-Norco Health Sciences High and Middle College Helendale Elementary Hesperia Unified Lucerne Valley Unified Needles Unified Oro Grande Elementary
Oro Grande Elementary
Silver Valley Unified Snowline Joint Unified Trona Joint Unified Victor Elementary Victor Valley Union High

В	С	D	E	F	G	Н	I	J	
P	roposed			Current		Cu	rrent less Proposed	posed	
Resource	Resource								
6500	3310	Total	6500	3310	Total	6500	3310	Total	
45,589,126	1,560,781	47,149,908	45,552,390	1,597,880	47,150,270	(36,736)	(37,099)	(73,835)	
880,929	174,392	1,055,322	882,810	178,538	1,061,347	1,880	(4,145)	(2,265)	
431,366	119,514	550,880	431,935	122,354	554,290	569	(2,841)	(2,272)	
(1,087,727)	1,263,430	175,703	(1,083,126)	1,293,461	210,335	4,601	(30,031)	(25,430)	
811,692	1,992,814	2,804,506	820,798	2,040,182	2,860,979	9,105	(47,368)	(38,263)	
81,442	17,073	98,516	81,547	17,479	99,026	105	(406)	(301)	
(715,768)	1,124,404	408,636	(715,429)	1,151,131	435,702	339	(26,726)	(26,387)	
368,307	345,126	713,433	369,707	353,330	723,036	1,399	(8,203)	(6,804)	
1,079,694	337,809	1,417,503	1,079,840	345,839	1,425,679	147	(8,030)	(7,883)	
58,583	17,073	75,657	58,587	17,479	76,066	3	(406)	(403)	
257,507	112,197	369,704	257,338	114,863	372,201	(169)	(2,667)	(2,836)	
88,948	220,734	309,682	83,701	225,981	309,682	(5,247)	(5,247)	(10,493)	
4,458,157	3,563,199	8,021,356	4,467,572	3,647,894	8,115,466	9,415	(84,695)	(75,280)	
246,547	141,767	388,314	243,177	145,137	388,314	(3,370)	(3,370)	(6,739)	
273,011	179,271	452,281	268,749	183,532	452,281	(4,261)	(4,261)	(8,522)	
2,966,289	562,202	3,528,491	2,974,069	575,565	3,549,635	7,780	(13,363)	(5,583)	
1,226,062	452,550	1,678,611	1,224,105	463,307	1,687,411	(1,957)	(10,757)	(12,714)	
(401,807)	1,268,452	866,645	(399,848)	1,298,602	898,754	1,959	(30,150)	(28,191)	
127,796	68,294	196,090	127,189	69,917	197,106	(607)	(1,623)	(2,230)	
(1,564,285)	1,802,583	238,298	(1,551,862)	1,845,429	293,567	12,423	(42,846)	(30,424)	
(1,055,828)	2,026,853	971,025	(1,053,208)	2,075,030	1,021,823	2,621	(48,177)	(45,556)	
54,120,041	17,350,519	71,470,560	54,120,041	17,762,930	71,882,971	0	(412,411)	(412,411)	

From: Jenae Holtz
To: Jamie Adkins

Subject: FW: Hesperia Property

Date: Tuesday, March 9, 2021 1:33:33 PM

Attachments: <u>image001.png</u>

From: Mathilde7 < mathilde7@aol.com>

Sent: Thursday, September 17, 2020 1:23 PM **To:** Jenae Holtz < Jenae. Holtz@cahelp.org>

Subject: Re: Hesperia Property

CAUTION:This email originated from outside of the organization. Please do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello Jenae:

I have reviewed activity and sales for your property at Mariposa Rd., (APN: 0405-042-60-0-000).

My broker and owner of First Team Real Estate specializes in commercial properties like yours and he has sold many big commercial parcels. He reviewed your property's features, current market conditions and activities with me and we both came to the conclusion that the suggested market range of \$1,400,000 to \$1,700,000 is still a fair market range.

The last Comparable Market Analysis was from September 15, 2019.

Please let me know if you would like to have a complete new break-down of active, pending and sold properties.

Thank you for the opportunity to work with you. Very Sincerely,

Mathilde Kirkland, CRS - Broker Associate

First Team Real Estate - Hi Desert

15545 Bear Valley Rd.

Hesperia, CA 92345

DRE#: 00948195

760.964.3186 cell

760.513.1260 e-fax

In a message dated 9/10/2020 1:46:00 PM Pacific Standard Time, Jenae.Holtz@cahelp.org writes:

Thank you so much.

Jenae

From: Mathilde7 < mathilde7@aol.com >

Sent: Thursday, September 10, 2020 1:38 PM **To:** Jenae Holtz < <u>Jenae.Holtz@cahelp.org</u>>

Subject: Re: Hesperia Property

CAUTION:This email originated from outside of the organization. Please do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello Jenae:

So good to hear from you. Hope that you and the family are doing well also.

Let me do a review and get back to you before your meeting.

Thank you!

Mathilde Kirkland, CRS - Broker Associate

First Team Real Estate - Hi Desert

15545 Bear Valley Rd.

Hesperia, CA 92345

DRE#: 00948195

760.964.3186 cell

760.513.1260 e-fax

In a message dated 9/10/2020 12:54:11 PM Pacific Standard Time, <u>Jenae.Holtz@cahelp.org</u> writes:

Hi Mathilde,

I hope you are staying well. I meet with my governance council next week and I would like to bring up selling the property again. Are there any changes in the market (pros and cons)?

Thar	nks for your assistance.
Jena	e
Sent	n: Mathilde7 < <u>mathilde7@aol.com</u> > t: Tuesday, October 1, 2019 8:55 PM Jenae Holtz < <u>Jenae.Holtz@cahelp.org</u> > ject: Re: Hesperia Property
	Jenae:
coun	
It ma	y be a wise decision to hold on to this prime property at this time.
Agair	n, thank you.
Best	wishes.
Math	ilde
Math	ilde Kirkland, CRS
Broke	er Associate - Shear Realty
1554	5 Bear Valley Rd.
Hesp	eria, CA 92345
DRE	#: 00948195
760-9	964-3186 - cell
760-	513-1260 - e-fax
<u>www</u>	.shearrealty.com/agent/5560/mathilde-kirkland/
	message dated 10/1/2019 11:48:44 AM Pacific Standard Time, e.Holtz@cahelp.org writes:

Hi Mathilde,

Thank you again for the comp documents for my governance council meeting last week. The governance council voted against selling the property at this time. I was a bit surprised but they decided to hold on to it to see if it grows in value. I so appreciate your help and when are ready, I will be calling.

Take care and I hope you are well.

Jenae Holtz

Chief Executive Officer

California Association of Health and Education Linked Professions

Direct: 760-955-3555 | Office: 760-552-6700 | www.dmselpa.org



The Relentless Pursuit of Whatever Works in the Life of a Child

Statement of Confidentiality: The contents of this e-mail message and any attachments are intended solely for the addressee. The information may also be confidential and/or legally privileged. This transmission is sent for the sole purpose of delivery to the intended recipient. If you have received this transmission in error, any use, reproduction, or dissemination of this transmission is strictly prohibited. If you are not the intended recipient, please immediately notify the sender by reply e-mail, send a copy to postmaster@sbcss.net and delete this message and its attachments, if any. E-mail is covered by the Electronic Communications Privacy Act, 18 USC SS 2510-2521 and is legally privileged.

DESERT/MOUNTAIN SPECIAL EDUCATION LOCAL PLAN AREA DESERT/MOUNTAIN CHARTER SPECIAL EDUCATION LOCAL PLAN AREA

17800 HIGHWAY 18 • APPLE VALLEY, CA 92307 (760) 552-6700 • (760) 242-5363 FAX



Assistive Technology Assessment Referral

	STUDENT I	NFORMATION	
Student Name:		Date of Birth:	
Medi-Cal No:		Grade:	Gender: Male Female
Disability:		Medical Diagnosis:	
School Site:			
LEA of Attendance:			
Parent/Guardian:			
Home Phone:		Othe	er Phone:
Street Address:		State:	Zip Code:
Mailing Address:	City:	State:	Zip Code:
Current special education services/placen			
Time/day student can be observed perform	ning skill/activity of concern:		
Contact Person:		Phone:	Email:
	ADDITIONAL INFO	DRMATION REQUIRED	
1. Describe the following area(s) of con	ncern:	-0.4	
a. Switch Access:		<i>Sio</i>	
b. Computer Access:	.,,,00)	
c. Augmentative Communication:			
2. What question(s) is an Assistive Tec	hnology Assessment intended	to answer?	
3. Please mark the adaptive equipment Wheelchair Crutches Specialized Classroom Chair	t currently being used: Leg Braces Computer Switches	Stander Hand Splints Other:	☐ Communication Device ☐ Body Jacket
Additional comments: (For example: en	notional/behavior concerns; me	edical issues; hearing or vision im	pairments, etc.)
Referred By:		Title:	
Contact Phone:	Email Add	ress:	
Special Education Director Signature:			Date:
ATTACH A COPY OF THE STUDENT INFORMATION SUCH AS DOCTOR REF			IEP AND INCLUDE ANY ADDITIONAL RPT REPORTS, ETC.

D/M 127 Rev. 03/21 Page 1 of 1

PLEASE NOTE: INCOMPLETE REFERRALS WILL BE RETURNED FOR COMPLETION AND RESUBMISSION.

Joint Powers Authority (CAHELP JPA)

GOVERNANCE COUNCIL MEETING

February 5, 2021 -2:00 p.m. Virtual Via Teleconference
Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

MINUTES

GOVERNANCE COUNCIL MEMBERS PRESENT:

Academy for Academic Excellence – Lisa Lamb, Allegiance STEAM Academy – Sebastian Cognetta, Apple Valley USD – Trenae Nelson, Baker Valley USD – Cecil Edwards, Barstow USD – Julie Carter, Jeff Malan, Desert Trails Preparatory Academy (DTPA) & LaVerne Elementary Preparatory Academy (LEPA) – Debra Tarver, Excelsior Charter Schools – Dr. Ronnie Henderson, Helendale SD – Ross Swearingen, Lucerne Valley USD – Peter Livingston, Needles USD – Dr. Mary McNeil, Silver Valley USD – Jesse Najera, Snowline USD – Ryan Holman, and Victor Elementary SD – Jan Gonzales.

OTHERS PRESENT:

Doreen Mulz – Ballington Academy, and Michelle Romaine – Virtual Prep Academy.

CAHELP JPA STAFF PRESENT:

Jamie Adkins, Heidi Chavez, Peggy Dunn, Marina Gallegos, Jenae Holtz, Linda Llamas, Kami Murphy, Kathleen Peters, Adrienne Shepherd-Myles, and Jennifer Sutton

1.0 CALL TO ORDER

The regular meeting of the California Association of Health and Education Linked Professions Joint Powers Authority (CAHELP JPA) Governance Council was called to order by Chairperson Jan Gonzales at 2:00 p.m. at the Desert/Mountain Educational Service Center, Apple Valley.

2.0 PUBLIC PARTICIPATION

None.

3.0 ADOPTION OF THE AGENDA

3.1 **BE IT RESOLVED** that a motion was made by Jeff Malan, seconded by Jesse Najera, to approve the February 5, 2021 CAHELP JPA Governance Council Meeting Agenda as presented. The motion carried on the following vote 13:0: Ayes: Cognetta, Edward, Gonzales, Henderson, Holman, Lamb, Livingston, Malan, McNeil, Najera, Nelson, Swearingen, Tarver. Nays: None, Abstentions: None.

4.0 INFORMATION / ACTION

4.1 Small District Adjustment (ACTION)

Jenae Holtz proposed the Desert/Mountain SELPA small district protection to be increased to districts with less than 2500 Average Daily Attendance (ADA). This proposal provides protection to our districts without increasing contributions from our larger districts. This item is attached to the next item and would only be valid if item 4.2 stays at the current or increased level of funding.

Jenae Holtz explained that the small district policy was written for districts in D/M SELPA, not

Joint Powers Authority (CAHELP JPA)

GOVERNANCE COUNCIL MEETING

February 5, 2021 -2:00 p.m. Virtual Via Teleconference
Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

MINUTES

D/M Charter SELPA, and defines small districts as those with 1500 or less students Average Daily Attendance (ADA). The policy states that districts with 1501 ADA or more will pay towards the small district protections to help the smallest districts. Jenae said this has become a huge burden on small districts that are between 1501 and 2500 ADA. She and Marina Gallegos are researching how to relieve that pressure without putting the burden on larger districts. Jenae explained that the small districts of 1500 ADA or less are protected from contracted services or purchased services from county, served by and for, and any SELPA related services as those are paid for by the larger districts. In changing small districts to include those with up to 2500 ADA, the proposal is not to contribute to the small district protection but those LEAs with 1501 to 2500 will continue to pay for their own purchased services and served by and for.

- 4.1.1 **BE IT RESOLVED** that a motion was made by Ryan Holman, seconded by Trenae Nelson, to approve the that the Small District Adjustment as presented. The motion carried on the following vote 13:0: Ayes: Cognetta, Edward, Gonzales, Henderson, Holman, Lamb, Livingston, Malan, McNeil, Najera, Nelson, Swearingen, Tarver. Nays: None, Abstentions: None.
- 4.2 Allocation of Low Incidence Funds for Low Incidence Itinerant Services (ACTION)

Jenae Holtz proposed the use of increased low incidence funds to cover costs for LEAs in the Desert/Mountain SELPA for Low Incidence Itinerant Services. These funds will offset the increase in the small districts and provide LEAs with additional funding.

Jenae Holtz stated there was a large increase in Low Incidence Funds this year that went from \$466.18 per student identified as low incidence to \$2,943.97 per student with 738 students identified throughout D/M SELPA. Low incidence funding has consistently been an under-funded mandate and now has been increased to cover all low incidence equipment but also to cover all costs for county itinerant services for all districts who require these services for students identified as having a primary or secondary disability as defined by education code as low incidence.

4.2.1 **BE IT RESOLVED** that a motion was made by Jeff Malan, seconded by Lisa Lamb, to approve the allocation of low incidence funds for low incidence itinerant services as presented. The motion carried on the following vote 13:0: Ayes: Cognetta, Edward, Gonzales, Henderson, Holman, Lamb, Livingston, Malan, McNeil, Najera, Nelson, Swearingen, Tarver. Nays: None, Abstentions: None.

5.0 CONSENT ITEMS

It is recommended that the Governance Council consider approving several Agenda items as a Consent list. Consent Items are routine in nature and can be enacted in one motion without further discussion. Consent items may be called up by any Council Member at the meeting for clarification, discussion, or change.

Joint Powers Authority (CAHELP JPA)

GOVERNANCE COUNCIL MEETING

February 5, 2021 -2:00 p.m. Virtual Via Teleconference
Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

MINUTES

- 5.1 **BE IT RESOLVED** that a motion was made by Cecil Edwards, seconded by Jesse Najera, to approve the following Consent Items as presented. The motion carried on the following vote 13:0: Ayes: Cognetta, Edward, Gonzales, Henderson, Holman, Lamb, Livingston, Malan, McNeil, Najera, Nelson, Swearingen, Tarver. Nays: None, Abstentions: None.
 - 5.1.1 Approve the September 18, 2020 CAHELP JPA Governance Council Meeting Minutes.
 - 5.1.2 Approve the Revised 2020-21 CAHELP JPA Governance Council Schedule of Meetings.
 - 5.1.3 Approve Tools to Grow Software annual membership for Crystal Aden, Michael Brooksby, Marisa DiDonato, Patricia Gonzales, Tonia Griffin, Wendy Guilbert-Neal, Karen Lindquist, Jessica Marfia, Janet Ray, Meghan Stevens, and Lisa Sutton in the amount of \$459.00.
 - 5.1.4 Approve the 2020-21 Crisis Prevention Institute (CPI) Annual Membership for Cheryl Goldberg-Diaz and Cecilia Holguin in an amount not to exceed \$150.00 per individual membership.
 - 5.1.5 Approve 2021 Theraplay Certification Renewals for Rosalina Becerra, Julie McNeil, and Janice Titherley at \$50.00 each and a combined total of \$150.00.
 - 5.1.6 Approve the 2021/2022 two-year International Critical Incident Stress Foundation (ICISF) memberships for Kenia Aguilar, Brian Follis, and Robin McMullen in the amount of \$95.00 per individual membership.

6.0 CHIEF EXECUTIVE OFFICER AND STAFF REPORTS

6.1 Special Education Funding Study

Jenae Holtz shared information regarding a current study taking place for special education funding. Jenae said the study comes from WestEd and reminded the committee that WestEd has been questioning the function of SELPAs and how the monies are allotted throughout California. The study is remiss in that it is not looking at what SELPAs do overall and miss pieces by separating fiscal and program provisions. Jenae pointed out that WestEd is gathering stakeholder input on considerations through March 2021 and encouraged the superintendents to share their views. Jenae said WestEd is stating special education funding and general education funding being parallel and separate and how they can be put together. WestEd has also said California's approach to distributing special education funds exclusively to and through SELPAs is unique citing Education Code and policies do not clearly state with entity is responsible for free and appropriate public education (FAPE). Jenae expressed her disagreement as it is very clear the LEA is

California Association of Health and Education Linked Professions Joint Powers Authority (CAHELP JPA)

GOVERNANCE COUNCIL MEETING

February 5, 2021 -2:00 p.m. Virtual Via Teleconference
Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

MINUTES

responsible for FAPE and it is the SELPAs responsibility to provide supports needed to the LEAs to ensure FAPE is provided. WestEd also reported California's statewide high-cost pools to support LEAs with high-cost special education students are among the lowest funded in the nation. Jenae shared there is discussion about allocating dollars differently to different areas to different types of children but there are many unknowns which is why it is important for the superintendents to participate in providing feedback. Long-term Goals of WestEd are:

- create one system of planning and coordinating special education and other supplemental services,
- Educationally Related Mental Health Services (ERMHS) funds to go directly to the LEAs instead of through the SELPAs,
- transition over time from the exclusive distribution of state special education funds to SELPAs towards a mixed distribution to local LEAs and a regional entity, for instance County Office of Education and SELPAs.

Jenae stated the CAHELP JPA Board has agreed to use the ERMHS dollars in conjunction with Department of Behavioral Health (DBH) dollars to serve almost three times more children (approximately 9,000 students annually). Due to being a Joint Powers Authority (JPA), CAHELP is different and able to make independent decisions on how to operate even in the event SELPA structures change. If these items are put in place, Jenae does not know how it will affect the LEAs for those not connected to a JPA.

The immediate and near-term goals are to combine planning and reporting requirements as well as identify and promote best practices for coordinating structural supports. Jenae said she agrees with combining Local Control and Accountability Plan (LCAP) with Special Education Plans because it would eliminate double work in that area.

Jenae asked the superintendents to work with their special education directors to provide feedback on the benefits and drawbacks of the specific considerations at https://forms.gle/9JZ7cbJuv4DY4Qi28.

6.2 Spirit River Complex

Jenae Holtz reported there has been problems with homelessness coming in to the complex and urinating and defecating around the trash dumpster, sleeping in doorways, trying to enter office doors when staff leave, mailboxes destroyed, and a physical confrontation with the property manager, Bob Tinsley. Jenae shared that she had spoken to Jan Gonzalez about the possibility of hiring a security company to get control of the situation. Since then, the property manager has spoken with Jenae and shared that he and others have been able to talk to the people and the unwanted behaviors stopped. Because of that, Mr. Tinsley asked Jenae to hold off on hiring a security company and instead upgrade the security system including increasing the number of cameras. Jenae stated there have not been any incidents in the last 4-6 weeks. She agreed that upgrading the security system is not always the solution to an immediate situation but that it is

Joint Powers Authority (CAHELP JPA)

GOVERNANCE COUNCIL MEETING

February 5, 2021 -2:00 p.m. Virtual Via Teleconference
Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

MINUTES

appropriate to monitor at this time. Jenae reported the cost to hire a full-time security person from a company is approximately \$200,000 per year but the cost might be different if someone was hired independently.

6.3 Hesperia Property

Jenae Holtz reported the Budget Subcommittee discussed the Hesperia property that was purchased for \$1.5 million. The realtor said the property could currently be listed for \$1.8 million. Jenae asked for the committee members to think about the possibility of selling the property between now and the next meeting as it will be an action item. Jenae stated that she does not anticipate building on the property based on finances and bid to build.

6.4 Desert/Mountain SELPA and Charter SELPA Local Plan Revise-Board Signatures

Jenae Holtz provided an update on Desert/Mountain SELPA and Charter SELPA Local Plan Revise-Board Signatures. She said the updated Local Plan signed by all of the school boards is required by the California Department of Education (CDE) by June 30, 2021. Jenae stated she has received many board signatures and asked for those who have not taken the document to their board to get it on the agenda as soon as possible so the signatures can be returned to Jenae then submitted together to CDE. Daria Raines can help if there is a process issue and Jenae offered to help by speaking to the boards if that is needed.

6.5 Compliance Update

Jenae Holtz provided information regarding the latest Mega Letter regarding compliance issues from the California Department of Education (CDE). Jenae shared the Mega Letter was sent by the CDE who has said that no LEA that wrote a Special Education Plan (SEP) will need to write a new one this year. Instead, the LEAs will write a progress report on last year's plan and how they are moving forward with goals stated in the SEP. CDE had previously said there would be no consequence for late annuals and tri-annuals but would work with LEAs to get current. In January, CDE said this is now a compliance issue. D/M SELPA and the LEAs will continue to work on the annuals and tri-annuals impacted by COVID-19. Jenae said that California as a whole is in the same position.

Jenae continued that the status of the California Assessment of Student Performance and Progress (CAASPP) English Language Proficiency Assessments for California (ELPAC) is unclear for this year but she will share information as she receives it.

7.0 INFORMATION ITEMS

- 7.1 Resolution Support Services Summary
- 7.2 Professional Learning Summary

California Association of Health and Education Linked Professions Joint Powers Authority (CAHELP JPA)

GOVERNANCE COUNCIL MEETING

February 5, 2021 -2:00 p.m. Virtual Via Teleconference
Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

MINUTES

8.0 GOVERNANCE COUNCIL MEMBERS COMMENTS / REPORTS

Jan Gonzalez said in this time when there is very little that is stable, the LEAs can count on CAHELP JPA to be the stability and support needed.

9.0 CEO COMMENTS

Jenae Holtz shared that she appreciates who the committee is as a board and that they support CAHELP JPA and listen to the guidance but also challenge the agency to be better. She said if there are any problems or concerns, to please let her know. Jenae said her team is committed to do whatever needs to be done to fix problems and provide supports for the LEAs.

10.0 MATTERS BROUGHT BY CITIZENS

None.

11.0 ADJOURNMENT

Having no further business to discuss, a motion was made by Jesse Najera, seconded by Peter Livingston, to adjourn the meeting. The motion carried on the following vote 13:0: Ayes: Cognetta, Edward, Gonzales, Henderson, Holman, Lamb, Livingston, Malan, McNeil, Najera, Nelson, Swearingen, Tarver. Nays: None, Abstentions: None.

The next regular meeting of the CAHELP JPA Governance Council will be held on Friday, March 26, 2021, at 10:00 a.m., at the Desert Mountain Educational Service Center, Aster/Cactus Room, 17800 Highway 18, Apple Valley, CA 92307.

Individuals requiring special accommodations for disabilities are requested to contact Jamie Adkins at (760) 955-3555, at least seven days prior to the date of this meeting.

February 1, 2021

Heidi D. Chavez Desert Mountain SELPA 17800 Highway 18 APPLE VALLEY, CA92307 UNITED STATES

Subscription INVOICE					
Expiration Date:	03/31/2022				
Member Number:	1269631				
Member Type:	Full				
State/Provincial Unit:	CA				
Source Code:	WEB				

Membership	Amount
Full Membership	122.00
CA-California Council for Exceptional Children	8.00
Council of Administrators of Special Education	60.00
Tota	al: 190.00

Check # (payable to CEC)			PO # (Submit with this	s form)
Credit Card	VISA 🗆	MasterCard □	Discover 🗆	American Express □
Credit Card Number				
Expiration Date			Security Code	
Card Holder's Name				
Billing Address				
Card Holder's Signature				

Marysol Hurtado

From:

Heidi Chavez

Sent:

Monday, February 1, 2021 3:44 PM

To: Cc: Marysol Hurtado Heidi Chavez

Subject:

Fw: Renewal for CASE / CEC

Attachments:

CECInvoice.pdf

Marysol,

Can you please put in a PO to have my membership renewed? I paid for it last year when COVID hit so there won't be any previous record of it. It is set to expire on March 31, 2021.

Thank you,

Heidi

From: Council for Exceptional Children <CECservice@cec.sped.org>

Sent: Monday, February 1, 2021 9:12 AM **To:** Heidi Chavez <Heidi.Chavez@cahelp.org>

Subject: Heidi, Time flies, right?

CAUTION: This email originated from outside of the organization. Please do not click links or open attachments unless you recognize the sender and know the content is safe.



View this email in your browser.

Your association. Your professional home.

Membership

Your membership is set to expire on 3/31/2021. Please take a moment to review your member profile and renew your membership.

Name: Heidi D. Chavez Member ID: 1269631 Member Type: MF

Division Membership: CASE

Email Address: heidi.chavez@cahelp.org

State or Province: CA

Thank you for being part of the CEC community!

Renew your membership



Council for Exceptional Children 3100 Clarendon Blvd, Suite 600 Arlington, VA 22201-5332

Update email preferences
Unsubscribe from all CEC emails

네 higher logic

HCCA Membership Application

Contact Information

Veronica	TT				
First Name	Hay MI Last Name				
	JPA Complianc	a Managar			
Credentials (CHC, CCEP, etc.)	Job Title	e Manager			
CAHELP JPA					
Organization (Name of Employer)					
17800 Highway 18,					
Street Address					
Apple Valley	CA	92307	USA		
City/Town	State/Province	Zip/Postal Code	Country		
760-955-3582					
Work Phone					
Veronica.Hay@cahelp.org					
Email (required)					
		Online application at hcca-info.org/membership Mail this form to HCCA, 6500 Barrie Road, Suite 250, Minneapolis, MN 55435-2358			
○ Group Employee Membership	\$275	Fax this form to 952.988.0146			
\$275 per employee annually. Must have four or more applicants from the same organization to qualify. Please fill out one form for each applicant.		Email this form to helpteam@hcca-info.org — Due to PCI compliance, do not provide credit card information via email. You may email this form (without credit card information), then call HCCA at 888.580.8373 with payment information.			
○ Student Membership	\$150	O Invoice me			
\$150 per student annually. To qualify you mus		O Check enclosed (payable to HCCA)			
or part-time student and unemployed.		Wire transfer requested			
TOTAL \$		Oredit card: I authorize HCCA to charge my:			
, , , , , , , , , , , , , , , , , , ,		○ Visa ○ MasterCard ○) Discover O American Express		
Terms and Conditions		Credit Card Account Number			
By submitting this membership application, you full Terms and Conditions, including the use of viewable at hcca-info.org/membership/tandc.	9	Credit Card Expiration Date			
Your information may be shared for marketing and/or networking purposes within the association and with our affiliates, and partners. To see the full use or if you wish to opt-out, visit hcca-info.org/privacy.		Cardholder Name			
Opt-Out: Select if you would like to opt-out of t	he following:	Cardholder Signature			
☐ Member Magazine Listings: HCCA lists all no	ow mombors				

Questions? Call 888.580.8373 or 952.988.0141 or email helpteam@hcca-info.org



monthly magazine, Compliance Today.

(first and last name, organization, and state or country) in our

☐ Online Member Directory: HCCA's member directory lists first and last name, organization, title, address, and phone number.

BROKEN/OUTDATED LOW INCIDENCE EQUIPMENT FOR GOVERNANCE COUNCIL AUTHORIZATION TO SEND TO SBCSS SURPLUS OR SALVAGE 3/26/2021

LIE#	Item	Tag#	LIE Date	Requested Action	Comments
N/A	Phonak Campus Transmitter	DM2234	N/A	Salvage/E- waste	
N/A	Pico Forte Amplifiers	DM2235	N/A	Salvage/E- waste	
N/A	1 Edulink	DM2419	N/A	Salvage/E- waste	
N/A	Campus S Transmitter, Charger, and Wax Traps	DM2281	N/A	Salvage / E-Waste	
N/A	Edulink Receiver (1)	DM 2922	N/A	Salvage / E-Waste	
2007.54	Edulink S (2) Receivers	DM2681	11/09/2006	Salvage / E-Waste	D/M SELPA
N/A	Charger, Computer Cord, Wax Traps, and 2 Rubber Cases	DM2418	N/A	Salvage / E-Waste	
2007.42	Edulink S (2), Wax Traps, and Computer Cord.	DM2636 DM2637	10/30/2006	Salvage / E-Waste	D/M SELPA
N/A	Pico Forte Amplifiers SCD3 (2)	DM2318	N/A	Salvage / E-Waste	
N/A	Phonak MLX-S Receivers (10)	N/A	N/A	Salvage / E-Waste	
2009.012	Phonak AS5-MLx Receivers (2) Boots (2) Maxx 211 Amplifier (2)	DM2939 DM2938	7/25/2008	Salvage / E-Waste	D/M SELA
N/A	Phonak MLx-S Receivers (2)	N/A	N/A	Salvage / E-Waste	

2010.112	Pico Forte 3 SCD Amplifiers (2)	N/A	12/28/2009	Salvage / E-Waste	
N/A	Pico Forte Amplifiers PPCLP3 (2) SCD3 (1)	N/A	N/A	Salvage / E-Waste	DHH Class Hesperia
N/A	Pico Forte Amplifiers PPCLP3 (2)	N/A	N/A	Salvage / E-Waste	
2008.100	CRX Receiver was student's personal one	DM2862	1/28/2008	Salvage / E-Waste	
N/A	ADA Counselor/DMSCC/Phonak Transmitter;mic, computer cord, and power source	N/A	N/A	Salvage / E-Waste	
N/A	ADA Counselor/DMSCC/Pass around mic, computer cord, and power source.	N/A	N/A	Salvage / E-Waste	
N/A	Phonak Campus SX Transmitter, charger, 3 rubber cases, computer cord, and zipper case.	DM2822	N/A	Salvage / E-Waste	
2008.107	Phonak Transmitter NB boots AS5-MLx (4) Teacher trans, Charger and case	DM2871	2/5/3009	Salvage / E-Waste	D/M SELPA
2012.161	Phonak ISense Micro Phonak Zoomlink	DM3393	3/30/2012	Salvage / E-Waste	
N/A	Campus TX5 Transmitter	DM2519	N/A	Salvage / E-Waste	
N/A	Phonak Zoomlink transmitter, Receivers MLX-5 (2)	N/A	N/A	Salvage / E-Waste	



State of California—Health and Human Services Agency Department of Health Care Services



DATE: April 30, 2020

Behavioral Health Information Notice No: 20-024

TO: California Alliance of Child and Family Services

California Association for Alcohol/Drug Educators

California Association of Alcohol & Drug Program Executives, Inc.

California Association of DUI Treatment Programs

California Consortium of Addiction Programs and Professionals California Council of Community Behavioral Health Agencies

California Opioid Maintenance Providers California State Association of Counties Coalition of Alcohol and Drug Associations

County Behavioral Health Directors

County Behavioral Health Directors Association of California

County Drug & Alcohol Administrators

SUBJECT: Payment/Reimbursement Flexibilities Related to Specialty Mental Health

Services and Substance Use Disorder Services during the COVID-19

Public Health Emergency

PURPOSE

This Behavioral Health Information Notice (BHIN) clarifies for county Mental Health Plans (MHPs), Drug Medi-Cal (DMC) State Plan counties, and DMC organized delivery systems (DMC-ODS) guidance related to: (1) existing options for increasing reimbursement for non-county providers during the novel coronavirus (COVID-19) public health emergency; and (2) additional interim payment flexibilities that the Department of Health Care Services (DHCS) is seeking from the federal Centers for Medicare & Medicaid Services (CMS).

BACKGROUND

DHCS has received information from multiple counties, non-county providers, and other sources that counties and non-county providers are facing mounting fiscal challenges due to the COVID-19 public health emergency. This information includes reports that: although counties and providers are working to provide telehealth services wherever possible, fewer Medi-Cal beneficiaries are attending appointments or engaging in services due to social distancing recommendations and shelter-in-place/stay-at-home

BEHAVIORAL HEALTH INFORMATION NOTICE NO.: 20-024 April 30, 2020 Page 2

directives; many counties and providers are rendering fewer services and experiencing higher costs per unit of service; some providers are beginning to reduce, or consider reducing, their workforce to adjust for the decrease in demand and revenue; and multiple counties and non-county providers have initiated discussions to increase reimbursement levels or modify reimbursement arrangements to reflect higher costs per unit of service and/or maintain access to needed specialty mental health services and substance use disorder services.

DHCS is concerned about the potential negative impact of these trends on Medi-Cal beneficiaries' ability to access needed services in the short and long terms. DHCS supports efforts by counties and non-county providers to explore financial strategies to mitigate these negative impacts within the framework of the flexibilities afforded by existing Medi-Cal policy and, if applicable, additional flexibilities that may become available under future Section 1135 waiver or related approvals.

POLICY:

I. Existing flexibilities related to reimbursement of non-county providers

This section outlines flexibilities that are currently available to counties under existing Medi-Cal policy related to reimbursement of non-county providers through the current interim payment methodologies. All payments will be subject to interim and final reconciliations.

Medi-Cal Specialty Mental Health Services

The approved Medi-Cal Specialty Mental Health Services Certified Public Expenditure (CPE) Protocol describes the reimbursement methodology for Medi-Cal specialty mental health services. MHPs are expected to negotiate rates with their contract providers and, subject to the terms of the agreement between the MHP and a contract provider, may modify the rates at any time without pre-approval from DHCS or enter into alternative (e.g., non-fee-for-service-based) reimbursement arrangements such as, but not limited to, making estimated payments to contract providers and reconciling those payments at a later date.

DHCS reimburses MHPs the non-county share of the amount the MHP certifies as a public expenditure for each claim. Pursuant to the CPE Protocol, MHPs shall certify public expenditures for services provided by a non-county provider as follows:

BEHAVIORAL HEALTH INFORMATION NOTICE NO.: 20-024 April 30, 2020 Page 3

- Except for privately-operated individual providers, privately-operated group providers, privately-operated administrative service organizations, and therapeutic behavioral services providers, the amount the MHP certifies to the State as a public expenditure may not exceed the lowest of (1) the amount the MHP actually paid the provider for the service rendered, (2) a reasonable approximation of the provider's allowable cost to render the service based upon its most recently filed cost report, or (3) the provider's usual and customary charge for rendering the service.
- For privately operated individual providers, privately operated group providers, privately operated administrative service organizations, and therapeutic behavioral service providers, the amount the MHP certifies to the State as a public expenditure must equal the amount the MHP paid the provider.

Interim reimbursement may be limited by the county contract rate(s), if any, previously established by the MHP pursuant to Mental Health and Substance Use Disorder Services (MHSUDS) IN 19-015. MHPs who seek to update or remove previously established county contract rate limits may do so by submitting to DHCS the County Contract Rate form provided with MHSUDS IN 19-015. Once the form is received, DHCS will process an update to the Short-Doyle Medi-Cal claiming system to adjudicate claims with the new rate limit(s) or no rate limit, as applicable.

DHCS monitors interim payments to MHPs for services provided by contract providers on a quarterly basis to identify potential over-claiming. DHCS compares the MHPs' claimed amounts against a control rate that is calculated for each contract provider based upon the contract provider's most recently filed cost report. If the claimed rate exceeds the control rate by more than ten percent, DHCS will contact the MHP to confirm that the MHP is, in fact, paying the provider at this higher rate. However, DHCS does not use the control rate to limit interim payments for services rendered by contract providers.

Medi-Cal Substance Use Disorder Services

The approved <u>DMC-ODS County CPE Protocol</u> describes the reimbursement methodology for DMC-ODS services. For non-Narcotic Treatment Program (NTP) modalities of service, DMC-ODS counties reimburse contract providers at county-specific negotiated rates, which are proposed annually as part of the county's fiscal plan and reviewed and approved by DHCS. For NTP services, DMC-ODS counties reimburse contract providers the lower of the Uniform Statewide Daily Reimbursement (USDR) rate or the provider's usual and customary charge to the general public for the

¹ For definitions of these provider types, see the <u>Specialty Mental Health Services Certified Public Expenditure Protocol Effective July 1, 2012</u>.

same or similar services. DHCS reimburses a county the non-county share of the county's certified public expenditures for each claim, not to exceed the approved county interim rate for non-NTP services, or the USDR rate for NTP services, as applicable.

California's Medicaid State Plan describes the reimbursement methodology for DMC State Plan services in DMC State Plan counties. DHCS annually calculates Statewide Maximum Allowance (SMA) rates for non-NTP modalities of service and the USDR rate for the NTP modality of service. DHCS reimburses a county the non-county share of the county's certified public expenditures for each claim, not to exceed the SMA rate or USDR rate, as applicable.

Counties have the authority to adjust their reimbursement of contract providers for substance use disorder services. However, DHCS is currently unable to reimburse counties above the thresholds described in the preceding paragraphs.

- II. Additional payment flexibilities requested by DHCS related to COVID-19 In response to the COVID-19 public health emergency, DHCS is seeking approval from CMS for additional flexibilities related to interim payments for specialty mental health services and substance use disorder services. On March 19, 2020, DHCS submitted to CMS a request for Section 1135 waivers of the following interim payment methodologies:
 - For specialty mental health services provided by county-operated providers, DHCS' interim payments to counties are limited to the interim rates established annually in accordance with the methodology described in the Specialty Mental Health Services CPE Protocol.
 - For DMC-ODS services, DHCS' interim payments to counties are limited to interim rates that are developed in accordance with the methodology described in the DMC-ODS County CPE Protocol.
 - For non-Narcotic Treatment Program (non-NTP) services in DMC State Plan counties, DHCS' interim payments to counties are limited to the SMA rate for the service rendered.

On April 3, 2020, DHCS submitted <u>State Plan Amendment 20-0024</u> and a <u>Section 1115</u> <u>waiver</u> request to further support these requests. DHCS is also seeking flexibility to settle payments for specialty mental health outpatient services and non-NTP outpatient services to allowable costs, suspending other limitations (such as usual and customary charges) where applicable, for services provided during the COVID-19 public health emergency. If these requests are approved, DHCS will issue additional guidance related to the implementation of these additional flexibilities.

BEHAVIORAL HEALTH INFORMATION NOTICE NO.: 20-024 April 30, 2020 Page 5

QUESTIONS

Questions regarding this BHIN may be directed to the Local Governmental Financing Division, Behavioral Health Financing Section, Support Unit, by email to MedCCC@dhcs.ca.gov or by phone call to (916) 650-6525.

Sincerely,

Original signed by

Rafael Davtian, Chief Local Governmental Financing Division

COUNTY MENTAL HEALTH PLAN COUNTY CONTRACT RATE

1.	County Mental Health Plan
2.	Please check the box if you would like the State to reimbursement claims for services provided by contract providers based upon the amount claimed:
3a.	Please check the box if you would like the State to limit reimbursement of claims for services provided by contract providers to a county contract rate:

3b. If you checked item # 3a above, please enter the county contract rate per unit of service that you would like the State to use to limit reimbursement for each appropriate mode and service function:

Service Function	Unit of Service	Rate Per Unit
Acute Psychiatric Inpatient Hospital Services	Client day	\$
Administrative Day Services	Client day	\$
Psychiatric Health Facility Services	Client day	\$
Crisis Residential Services	Client day	\$
Adult Residential Services	Client day	\$
Crisis Stabilization – Emergency Room	Client hour	\$
Crisis Stabilization – Urgent Care	Client hour	\$
Day Treatment Intensive – Half Day	Client half-day	\$
Day Treatment Intensive – Full Day	Client full day	\$
Day Rehabilitation – Half Day	Client half-day	\$
Day Rehabilitation – Full Day	Client full day	\$
Case Management/Brokerage/ICC	Staff minute	\$
Mental Health Services/IHBS/STRTP	Staff minute	\$
Medication Support Services	Staff minute	\$
Crisis Intervention	Staff minute	\$

County Mental Health Director	-	Date



School Site Level of Resolution Support

Teacher

(Educational/curriculum/behavior/classroom)

Site Administrator

(School safety/program/personnel)

School Psychologist

(Behavior/program/placement)

Site level systems and practices establish a foundation of regular, proactive support for staff training in facilitation skills, de-escalation strategies, communication expectations, staff roles, site specific procedures

- ✓ Office staff are trained in their role with special education systems and establish open communication between the school and parent at the time of enrollment
- ✓ Introductions are made to administration and office staff; parents are connected to the case-carrier upon enrollment
- ✓ Parents are provided brochures, are informed of available resources and points of contact
- ✓ Parents know their role in the IEP process as an advocate for their child and equal team member, what to expect in an IEP, where to go with their concerns
- ✓ Site level staff attend the ADR and legal pathway trainings offered by DMSELPA
- ✓ Staff are trained in their role in the IEP process, of parents' role as child advocate and as an equal IEP team member
- ✓ General education teachers are trained to implement and participate in IEPs
- ✓ Staff are trained in conflict resolution including de-escalation strategies
- ✓ Administration allocates the resources needed to adhere to timelines and hold IEP meeting. This may include providing flexible blocks of time, substitute teachers, planning time, time to develop relationships with parents
- ✓ Staff are well planned and prepared to run facilitated IEPs with complete teams, present levels and drafted goals
- ✓ Staff debrief after IEP meetings to obtain insight into meeting effectiveness, status of relationships, to capture concerns, ensure compliance and determine needs
- ✓ Staff are proactive in identifying and responding timely to parents concerns
 - o A system is used for identifying unsigned IEPs
 - A protocol is in place for reaching out to parents and resolving conflict at the lowest level of leadership
 - Case-carrier
 - Site administrator
 - District administrator
- ✓ A system is in place for debriefing with parents after ADR or Due Procress is used to support communication and positive relationships
- ✓ *Other provisions specific to District:*

 \sim



District Level of Resolution Support

District Program Specialist or Coordinator (Program concerns)

Director of Special Education

(Educational/program/placement issues)

District Superintendent Designee

(Site/personnel/program/educational issues)

District level practices provide systematic standards for holding productive IEP meetings such as staff training, meeting supports and resources, Director involvement, meeting protocols and performance expectations, for resolving conflict

- ✓ Resources are allocated for IEP implementation
 - o Time sufficient to conduct IEP without a rushed environment with opportunities to seek input from parents and allow them to express their concerns and needs
 - Time for case carriers to prepare IEPs and connect with families and staff prior to meetings
- ✓ Brochures are provided informing parents of the IEP process and how to resolve conflict/issues specific to the district
- ✓ Training is provided to site administrators, case carriers, and school psychologists on the process of Facilitated IEPs
 - o SELPA ADR Pathway
- ✓ District or site administrators have been identified to serve as ADR leads
- ✓ District level protocols and expectations are required for IEP practices
- ✓ Directors address IEP cases that have gone unresolved by contacting parents directly and/or by attending IEPs
- ✓ Directors work with staff and parents to build bridges of communication
- ✓ Directors review IEP completion or open IEP reports on a monthly bases and communicate needs to principals
- ✓ Districts hold a local Special Ed Community Advisory Committee
- ✓ Special Education information is available in community resource centers
- ✓ Directors connect parents to Community resources as needed
 - o Brochures
 - Online resources (video)
 - o Community meetings (similar to CAC)
- ✓ *Other provisions specific to District member:*

0



DMSELPA Level of Resolution Support

Program Specialist

(Facilitated IEP, Local Resolution Meeting)

Resolution Support Services Manager/Designee

(Due Process Procedures including: Resolutions, Mediations, and Hearings)

DMSELPA provides training and interventions for intense IEP related conflicts with interventions such as staff training, alignment of support strategies, parent contact with a neutral versus supportive role, protocols, immediate response time, Program Specialists support ...

- ✓ DMSELPA clearly communicates the expectation that all LEAs operate a system to resolve conflicts at the lowest level
- ✓ Provides legal references and language upon member request
- ✓ Provides updated procedures and communications from California and Federal Departments of Education
- ✓ Alternate Dispute Resolution (ADR) policies and procedures are updated, readily available and clearly communicated
- ✓ DMSELPA Program Specialists receive updated training and are readily available to provide support for Alternate Dispute Resolution through the facilitation of IEPs and Local Resolution Meetings (LRM)
- ✓ Resolution Support Services staff receive updated training and are readily available to provide support for legal concerns
- ✓ ADR brochures are digitally updated and readily available
- ✓ ADR trainings are provided yearly both in person and virtually
- ✓ Legal trainings are provided each year to special education directors and representatives with updates on state and federal education codes and court decisions
- ✓ Standardized intake procedures are followed with requests for LRM and facilitated IEPs
- ✓ SELPA Staff contact parents and district representatives to gather information and ensure ADR understanding and preparedness
- ✓ Program Specialists attend IEPs that follow LRM to ensure application of the agreement
- ✓ Gages client satisfaction through an exit survey at the conclusion of Due Process
- ✓ Program Specialists provide neutral support to parents with a focus on the best interest of the child



DMSELPA Support for Due Process, The CA State Resolution System

Office of Administrative Hearing (OAH)

California Department of Education/Special Education Division (CDE)

(Issues dealing with compliance/implementation of Federal and State Education Code)

DMSELPA provides training and support to district members for Due Process filings with the California Office of Administration

- ✓ Secures contracts with legal counsel from the most up to date and respected firms
- ✓ Provides fiscal support through District contributions to the *X-pot*
- ✓ Provides staff support throughout Due Process including facilitation of the required *Resolution Meeting* and attendance at *Mediation* and *Hearing*
- ✓ Provides legal counsel throughout Due Process from filing to hearing
- ✓ Processes and files all procedural documents with OAH within the legal timelines
- ✓ Tracks and ensures timeline adherence from *Resolution* to *Mediation* to *Hearing*
- ✓ Analyzes IEPs for strengths and concerns and provides a written chronology of IEPs and assessment
- ✓ Advises Directors on the defensibility of IEPs, assessments and procedural safeguards
- ✓ Provides training on how to do a chronology and how to survive a Due Process at request
- ✓ Gages client satisfaction through an exit survey at the conclusion of Due Process

DISTRICT													CASE A	ACTIVITY	FOR CUR	RENT YE	AR
	10/11	11/12	12/13	13/14	14/15	15/16	16/17	17/18	18/19	19/20	20/21	Total	D/W	Resolution	Mediation	Settled	Hearing
Adelanto SD	2	0	3	6	5.5	2.5	5	3	3.5	3	2	35.5	0	0.5	0	1.5	0
Apple Valley USD	1.33	0	0	2	1	1.5	1.5	0	3.5	10	4	24.83	1	0	0	3	0
Baker USD	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Barstow USD	1	0	0	0	0	1	3.5	0	2	0	1	8.5	0	0	0	1	0
Bear Valley USD	0	1	0	0	0	0	1	2	0	0	1	5	0	0	0	1	0
Helendale SD	0	0	0	0	0	0	0	1	0	0	0	1	0	0	0	0	0
Hesperia USD	1	5.5	4	3	5	7.5	7	6	7	17.5	5	68.5	0	0	0	4	1
Lucerne Valley USD	4	0	1	2	1	1	2	0	1.5	0	0	12.5	0	0	0	0	0
Needles USD	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Oro Grande SD	0	0	0	0	0	0	0	0	0	2	0	2	0	0	0	0	0
Silver Valley USD	0	1	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0
Snowline USD	0	2	1	1	5	4.5	6.5	2	8.5	7	2	39.5	0	1	0	1	0
Trona USD	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Victor Elementary SD	1	1	1	4.33	3.33	1.83	2.5	6.5	0	7	1	29.5	0	0	0	1	0
Victor Valley Union High SD	0	2	4	3.33	4.3	7.83	4	4	8.5	6.5	5	49.5	1	0.5	1	2.5	0
Academy for Academic Excellence	1.33	0	0	4	2	0	1	2	1	1	1	13.33	0	0	0	1	0
CA Charter Academy	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Desert/Mountain OPS	0.34	0.5	1	1.33	0.83	4.33	3	1.5	3	2	0	17.83	0	0	0	0	0
Excelsior Education Center	0	0	0	0	0	0	0	0	0.5	2	0	2.5	0	0	0	0	0
Health Sciences HS & MS	0	0	0	0	0	0	0	0	1	1		2	0	0	0	0	0
SELPA-WIDE TOTALS	12	13	15	33	27.96	33	37	28	40	*59	22	313	2	2	1	16	1

Districts showing a value of .50 above indicates that the district is a co-respondent with another district.

^{*}Number accounts for High Tech High but has exited from CAHELP. Actual count for 2019-20 is 67.

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Pre-Hearing Conference	Due Process Hearing	Status
1. Apple Valley Case No. 2020070137	 Appropriate services, goals, placement, accommodations Failure to implement IEP as written Denial of Home instruction Failure to timely assess and review evaluations Failure to provide accommodations for cheer tryouts 	0703/20	07/13/20 07/16/20 08/14/20	08/27/20	08/17/2020 09/21/20	08/25 8/27/2020 09/29 10/01/20	Resolution unsuccessful. Parent demands placement of daughter on cheer team, reimbursement for private/city cheer team participation, compensatory ed, Spanish class letter grade change. Parent agreed to mediation then withdrew. Preparing for hearing. 8/26/20 parent withdrew from mediation. Prepare for hearing. 9/26/20 case dismissed by parent. CLOSED
2. Hesperia USD Case No. 2020070579	 Appropriate placement and program Statutorily appropriate LAS assessment 	07/17/20	7/31/20 08/17/20	09/08/20	10/26/20	11/03- 11/15/20	08/26/20 settlement agreement for DMCC ERMHS, IEE-speech; service increases to speech and occupational therapy. Comp. education: speech, counseling, tutoring. CLOSED
3. VVUHSD Case No. 2020070920	 Appropriate placement and program Failure to make progress Failure to provide ABA aide at parent request Minimal services during COVID 19 	07/29/20	08/11/20		09/11/20	09/22- 09/24/20	08/28/20 settlement agreement for comp. education: tutoring, speech language, occupational therapy. CLOSED
4. Hesperia Case No. 2020070962	 Appropriate program in LAS, Fine Motor, Behavior Statutorial appropriate LAS assessment and psycho ed assessment 	07/30/20	08/07/2020 08/18/20	09/17/20	09/11/20	09/22 09/24/20 10/20- 10/22/20	08/27/20 settlement agreement for IEEs: speech language, FBA, Psycho-Ed. IEP additions: increase in speech language, occupational therapy. Comp. education: tutoring, speech. CLOSED

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Pre-Hearing Conference	Due Process Hearing	Status
5. VVUHSD 2020080045	Child Find 1.Severe depression 2. Hospitalized 4x 3. Failing classes	08/05/20	8/18/20		09/14/20	09/22- 09/24/20	Seeking identification as SPED in order to cover residential placement. Student in medical RTC in Whittier. Upon release, VVUHSD to commence assessment. Settlement 08/27/20 - CLOSED
6. Victor Elem SD 2020080331	Child Find 1.Failure to assess	08/12/20	09/02/20		09/28/20	10/06- 10/08/20	Student had 504 in Victor Elem SD; VVUHSD found eligible for special education. Seeking comp. education. Settlement 9/24/20 - CLOSED
7. Adelanto SD & VVUHSD 2020080427	Denial of FAPE 1. Health plan 2. Academic 3. Complete assessment	08/13/20	08/25/20		09/25/20	10/06- 10/08/20	09/28/20 settlement agreement; fund IEE – Psycho ed; IEP to modify goals, health plan, and implementation with parent; comp. education; CLOSED
8. Hesperia USD 2020090471	Denial of FAPE 1. Failure to assess in all areas 2. Failure to offer SLP, ERMHS 3. Failure to provide appropriate SAI 4. Lack of appropriate goals 5. Failure to implement IEP	09/16/20	09/23/20 10/05/20	11/17/20	11/02/20 12/21/20	01/05- 01/07/21	Mediation goal: comp. ed. differences, teacher placement. Settlement agreement 11/18/20: IEP program enrollment, reassigned class to avoid teacher; CLOSED
9. Adelanto 2020090691	Denial of FAPE 1. Inappropriate program & placement 2. Inaccurate MD 3. Failure to provide FBA 4. No services Feb 2020-May 2020	09/22/20	09/29/20 expedited	10/07/20 Expedited 11/19/20 regular		10/20- 10/22/20 Expedited 11/17- 11/19/20 Regular 01/12- 01/14/21	LEA retracting MD; requesting to dismiss expedited status; gathering DLP data for expedited mediation or regular resolution; expedited status dismissed. Proceeding with regular mediation. 11/23/20 settlement agreement: FBA assessment, IEE for ERMHS, 1:1 behavior aide in home, DMCC and VCC intensive; CLOSED

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Pre-Hearing Conference	Due Process Hearing	Status
10. VVUHSD 2020100043	Denial of FAPE 1. Failed to hold an IEP in February 2019 2. Failed to hold an IEP in February 2020 3. Failed to conduct triennial assessment October 2019	09/22/20	10/14/20 10/15/20 11/04/20	12/03/20	11/13/20 01/22/21	11/24 11/25/20 02/02-04/21	Child has not been in school since before 2019. Parent refusing placement. Wants full-day SDC class with no class changes. District holds not FAPE. Case withdrawn. No settlement agreement. CLOSED
11. Apple Valley USD 2020100583	Denial of FAPE 1. Substantive concerns for IEPs dated: 10/2018, 10/2019, 03/2020, and 07/2020 2. Home instruction failed to provide FAPE 3. Fall 2019 Triennial timeline 4. Failure to provide parent a copy of IEP 5. Failure to provide accommodations to cheer tryouts 6. Failure to implement IEP during COVID-19	10/16/20	10/28/20	12/17/20	11/30/20 02/08/21	12/08 12/10/20 02/17-18/21	No settlement at resolution. Parent remains angry; filing staff complaints. LEA offering compromises and not accepted. Mediation scheduled. 02/01/21 – settlement agreement. CLOSED.
12. VVUHSD 2020100503	Child Find	10/16/20	10/30/20 11/17/20		11/30/20	12/08- 12/10/20	12/03/20 student awaiting release of psychiatric hold for RTC; placement tolling agreement 02/2021; student under CPS placement. 03/21/21 no return response from parent.
13. Hesperia USD 2020110001	Denial of FAPE 1. Failure to conduct triennial assessment Sept 2020 2. Lack of educational benefit a. reading goal b. writing goal	10/30/20	11/10/20 11/09/20		12/14/20	12/22- 12/24-20	11/30/20 settlement agreement – Comp. ed; CLOSED

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Pre-Hearing Conference	Due Process Hearing	Status
	c. math goal						
14. Academy for Academic Excellence 2020110282	Denial of FAPE 1. Failure to assess comprehensively 2. Failure to provide dyslexia program	11/09/20	11/20/20		12/28/20	01/05-07/21	Preliminary agreement; 12/18/20 settlement agreement – academic ERHMS comp. ed., IEE – dyslexia assessment; CLOSED
15. Snowline JUSD 2020110297	Denial of FAPE 5. Failure to make specific offer of FAPE Denial of parent participation 1. Failure to provide timely records 2. Failure to ensure team members participation	11/09/20	11/16/20		12/28/20	01/05-07/21	Parent seeking reimbursement for tuition at NPS, for summer tutoring expenses, for summer NPS placement, transportation reimbursement for private services; settled 12/01/20; CLOSED
16. Apple Valley USD 2020110631	Denial of FAPE failure to provide: 1. FBA 2. Behavior Plan 3. Appropriate services 4. Ambitious goals 5. Distance learning FAPE Failure to assess: 1. SLP 2. OT 3. ATC 4. PT 5. Psycho-ed triennial	11/19/20	12/04/20	01/13/21 02/02/21	01/04/21 02/19/21	01/12 14/21 03/2-4/21	Settlement demand viewed as excessive. Opposing counsel seeking to amend complaint after IEP of 12/09/20. AVUSD to cross-file. 02/26/21 – settlement agreement; prospective placement and services. CLOSED

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Pre-Hearing Conference	Due Process Hearing	Status
17. Hesperia USD 2020120175	Denial of FAPE 1. Failure to assess in all areas 2. Failure offer meaningful goals 3. Failure to offer appropriate goals 4. Failure to find Autism 5. No FBA 6. Learning loss as a result of COVID-19	12/03/20	12/14/20	01/19/21	01/18/21 03/08/21	01/26 28/21 03/16-18/21	12/04/20 resolution cancelled by mutual agreement. 01/21/21 District cross-filed. Cases consolidated. No settlement at mediation.03/2021 - preparing for hearing;
18. Bear Valley USD 2020120196	Denial of FAPE 1. Child Find 2. Prior knowledge of TBI	12/04/20	12/10/20 Expedited	12/18/20 Expedited	01/11/21 Expedited 01/11/21 Regular	01/20-21/21 Expedited 01/26-28/21 Regular	Parent seeking to overturn expulsion. Settled all claims at mediation – full assessment by LEA, IEE for CAPD, removal of expulsion. CLOSED
19. Barstow USD 2020120631	Denial of FAPE 1. Failure to assess for ERHMS and FBA 2. Goals not reasonably calculated a. math b. reading c. writing 3. Lack of service during COVID-19	12/22/20 12/09/20	12/21/20 01/15/21 Expedited		02/01/21	02/09-11/21	01/19/21 – settlement agreement; FBA to be completed upon return to class. Compensatory education and ERMHS. CLOSED.
20. Apple Valley USD 2020120771	Denial of FAPE 1. Goals not reasonably calculated a. reading b. writing c. math 2. Lack of comprehensive assessment 3. Inadequate SAI	12/22/20 Received 01/04/21	01/12/21 01/11/21	03/10/21	02/01/21 04/19/21	02/09-11/21 04/27-29/21	01/28/21 – settlement agreement; IEE – neuropsych; District to assess ERMHS compensatory ed; CLOSED

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Pre-Hearing Conference	Due Process Hearing	Status
21. VVUHSD & Adelanto SD 2021020060	Denial of FAPE 1. Failure to provide records 2. Lack of parental participation 3. Failure to assess in all areas 4 .Failure to provide FAPE	02/01/21	02/16/21		03/15/21	03/23-25/21	LEA agreed to IEE followed by IEP to address FAPE. Hearing dates to be pushed out.
22. Snowline JUSD 2021020201	Denial of FAPE Failure to provide appropriate ITP and transition services	02/04/21	02/18/21	03/12/21	03/12/21 04/23/21	03/23 25/21 05/05-5/06/21	Student to graduate 05/2021; parent seeking reimbursement and prospective funding of LMB.

Desert /Mountain SELPA Legal Expense Summary As of March 19, 2021

2000-2001	\$39,301.51
2001-2002	\$97,094.90
2002-2003	\$37,695.13
2003-2004	\$100,013.02
2004-2005	\$136,514.09
2005-2006	\$191,605.08
2006-2007	\$140,793.00
2007-2008	\$171,614.04
2008-2009	\$263,390.71
2009-2010	\$114,076.96
2010-2011	\$293,578.50
2011-2012	\$567,958.10
2012-2013	\$321,646.04
2013-2014	\$250,372.65
2014-2015	\$297,277.76
2015-2016	\$204,756.26
2016-2017	\$233,130.03
2017-2018	\$247,459.52
2018-2019	\$314,479.71
2019-2020	\$475,930.79
2020-2021	\$191,886.24

Desert/Mountain Charter SELPA Due Process Summary July 1, 2020 - March 25, 2021

D = Complaint Dismissed W = Complaint Withdrawn

DISTRICT										CASE A	ACTIVITY	FOR CUR	RENT YE	AR
	13/14	14/15	15/16	16/17	17/18	18/19	19/20	20/21	Total	D/W	Resolution		Settled	Hearing
Allegiance STEAM Acad - Thrive	N/A	N/A	N/A	N/A	N/A	0	0	0	0	0	0	0	0	0
Aveson Global Leadership Acad	N/A	N/A	2	1	5	1.5	0	0	9.5	0	0	0	0	0
Aveson School of Leaders	N/A	N/A	0	3	1	1.5	0	0	5.5	0	0	0	0	0
Ballington Acad for Arts & Sci	N/A	N/A	N/A	N/A	0	2	0	0	0	0	0	0	0	0
Desert Trails Prep Academy	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Elite Academic Acad - Lucerne	N/A	N/A	N/A	N/A	N/A	0	0	0	0	0	0	0	0	0
Encore Junior/Senior High School	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Encore High School, Riverside	N/A	N/A	0	0	0	1	1	0	2	0	0	0	0	0
Julia Lee Performing Arts Acad	N/A	N/A	N/A	N/A	N/A	0	0	0	0	0	0	0	0	0
LaVerne Elem Preparatory	0	0	0	0	0	0.5	0	0	0.5	0	0	0	0	0
Leonardo da Vinci Health Sci	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Odyssey Charter School	N/A	N/A	0	0	0	0	0	0	0	0	0	0	0	0
Odyssey Charter School - South	N/A	N/A	N/A	N/A	N/A	0	0	0	0	0	0	0	0	0
Pasadena Rosebud Academy	N/A	N/A	N/A	N/A	N/A	1	0	0	1	0	0	0	0	0
Pathways to College	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Taylion High Desert Academy	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Virtual Prep Academy at Lucerne	N/A	0	0	0	0	0	0	0						
											_			
SELPA-WIDE TOTALS	0	0	2	4	6	7.5	1	0	18.5	0	0	0	0	0

LEA	Issue(s)	Date	Resolution	Mediation	Pre-Hearing		Status
Case Number		Filed	Scheduled	Scheduled	Conference	Hearing	
1.							
LEA							
Case No. 2020							
2.							
Case No. 2020							
3.							
Case No. 2020							
4.							
Case No. 2020							

Desert /Mountain Charter SELPA Legal Expense Summary As of March 25, 2021

2000-2001	0.00
2001-2002	0.00
2002-2003	0.00
2003-2004	0.00
2004-2005	0.00
2005-2006	0.00
2006-2007	0.00
2007-2008	0.00
2008-2009	0.00
2009-2010	0.00
2010-2011	0.00
2011-2012	0.00
2012-2013	0.00
2013-2014	0.00
2014-2015	0.00
2015-2016	7,378.00
2016-2017	33,886.61
2017-2018	70,994.67
2018-2019	113,834.81
2019-2020	58,033.90
2020-2021	6,099.00



