

# **SOUTH DAKOTA DEPARTMENT OF EDUCATION SPECIAL EDUCATION ADVISORY PANEL MEETING**

April 19<sup>th</sup> & 20<sup>th</sup>, 2010  
Children's Home Society (801 N. Sycamore), Sioux Falls, SD

**Chairperson**  
Mark Krogstrand

**Vice Chairperson**  
Nora Svatos

## **Panel Functions**

- Advise the SEA of unmet needs within the State in the education of children with disabilities
- Comment publicly on any rules or regulations proposed by the state regarding the education of children with disabilities
- Advise the SEA in developing evaluations and reporting on data to the Secretary under section 618 of the Act
- Advise the SEA in developing corrective action plans to address findings identified in Federal monitoring reports under Part B of the Act
- Advise the SEA in developing and implementing policies relating to the coordination of services for children with disabilities
- Review and comment on final due process hearing findings and decisions
- Advise on eligible students with disabilities in adult prisons- The advisory panel also shall advise on the education of eligible students with disabilities who have been convicted as adults and incarcerated in adult prisons

## **Panel Priorities**

- State Performance Plan
- Child Find
  - Ensuring quality service providers are available to children with disabilities

**Minutes**  
**April 23<sup>rd</sup>, 2009**

<b>Members Present</b>	<b>Members Absent</b>
Sarah Carda	Roger Bowie
Todd Christensen	Greg Cooch
Jim Dunston	Lori Dennison
Michelle Greseth	Gail Eichstadt
Bernie Grimme	Laura Johnson-Frame
Lisa Heckenlaible	Nora Svatos
Sara Hoogheem	<b>Guests</b>
Judy Hoscheid	John Copenhaver, MPRRC
Marie Ivers	<b>Department of Education</b>
Mark Krogstrand	Ann Larsen
Kerry Larson	Alicia Schoenhard
Greg Riley	Merle Doolittle
Elaine Roberts	
Shelly Shaw	
Heather Stettnichs	
Jolie Tostenson	

**Acronyms used:**

- SPP:** State Performance Plan
- APR:** Annual Performance Report
- SEP:** State Education Program
- OSEP:** Office of Special Education Programs
- SD DOE:** South Dakota Department of Education
- TSLP:** Transition Services Liaison Project

Opening Remarks	
Mark Krogstrand, chairperson, began with welcoming members, reviewing the agenda and the minutes with the panel.	

Approval of the Agenda	
<b>Action Item</b> - Members to accept agenda for the <b>April 19<sup>th</sup> &amp; 20<sup>th</sup>, 2010</b> Meeting upon adding item: Person-Centered Thinking presented by Elaine Roberts	
<b>Motion to accept:</b>	<b>Lisa Heckenlaible</b>
<b>Second motion to accept:</b>	<b>Jim Dunston</b>
Panel Vote	
<b>Yes</b>	<b>All Members</b>
<b>No</b>	<b>None</b>
<b>Abstain</b>	<b>None</b>
What goes in here? (Approval of the Minutes)	
<b>Action Item</b> – Motion made to add members in attendance during the January LiveMtg	
<b>Motion to accept:</b>	<b>Heather Stettnichs</b>
<b>Second motion to accept:</b>	<b>Marie Ivers</b>
Panel Vote	
<b>Yes</b>	<b>All Members</b>
<b>No</b>	<b>None</b>
<b>Abstain</b>	<b>None</b>

Approval of the Minutes	
<b>Action Item</b> - Members to accept minutes for the <b>October 5<sup>th</sup> &amp; 6<sup>th</sup>, 2009</b> Meeting.	
<b>Motion to accept:</b>	<b>Elaine Roberts</b>
<b>Second motion to accept:</b>	<b>Jolie Tostenson</b>
Panel Vote	
<b>Yes</b>	<b>All Members</b>
<b>No</b>	<b>None</b>
<b>Abstain</b>	<b>None</b>

Public Comment	
There was no comment from the public.	

Minutes Approved (As Read) (As Amended)

Chairperson \_\_\_\_\_  
Signature
Date

## **Legislative Bill Summary**

**Presented by – Ann Larsen**

### **South Dakota Department of Education**

- Teacher Evaluations, In 1995 all rules stating each district had to perform teacher evaluations went away, districts had a choice as whether or not to complete them. This requirement came back around due to grant opportunities that required evaluation pieces.
- Opportunity Scholarship bills, Does not take effect until July 1, 2013
- Early reinstatement of expelled students, The school board has the flexibility to decide whether a student that has been expelled in one district, can enroll in another district before expulsion is completed in current district.
- Controlled substance violations and extracurricular activities, remains at age 18.
- Make-up time for snow days, emergencies, once a district meets minimum number of hours required by state law, no make-up time is required.
- Self-administration of medication, allows students with asthma or anaphylaxis to possess and self-administer medication with written permission from student's parent and a statement from his/her physician
- Deaf Bill of Rights, similar to two years ago, "may" vs "shall", panel comments included, local, smaller districts under pressure to be able to provide all services needed, and needing to create complete programs to be able to do this all on their own. Panel also questioned whether or not local districts were benefiting from the money remaining at the Board of Regents for the School for the Deaf. It is believed that this money should be used to help build personnel for these districts.
- Spending of SPED dollars, districts may use up to 50% to replace local funds for items allowable under ESEA, must meet all needs with in special education in order to do this, IDEA funds are allowed to be used to purchase equipment.

## **TIE Conference Presentation: RtI**

**Presented by – Rebecca Cain and Susan Sletto**

### **South Dakota Department of Education, PBIS and RtI Pilot Projects**

Becky and Sue gave an overview and updates on the pilot projects for Positive Behavior Interventions and Support and Response to Intervention. The presentation included data from cohort schools, and the effectiveness of the two systems.

## **Hot Topics**

**Presented by – John Copenhaver**

### **TAESE**

John informed the panel there would be a SEAP website tour on May 3 in webinar and conference call form. He encouraged the panel's chair and vice chair to listen to become familiar with the new website available to SEAPs.

John also presented on the Five Emerging Hot Topics for April 2010.

- Restraint and Seclusion in Schools, in Feb 2010, the US House committee on Education and Labor passed H.R. 4247 which was followed by Sec. Duncan sending a letter to all Chief State School Officers requesting that states and districts develop or review their policies on restraint and seclusion.
- Virtual Special Education and Related Services, the advance of technology has resulted in new methods in delivering general and special education to students in a variety of

settings.

- NCLB/IDEA Reauthorization, greater accountability, RtI, revised indicators, bringing NCLB and IDEA closer together, dyslexia, etc.
- Research-based commitment, schools should be knowledgeable and using research-based behavioral and academic strategies.
- Administrative Support, #1 variable to positive change, sustainability in schools, and retaining great staff. The school principal is the key person to “make” or “break” school programs. Must provide on-going training.

### **State Application for Funds**

**Presented by – Ann Larsen**

**South Dakota Department of Education**

Ann presented to the group the 2010 State Application for Federal Funds.

### **Annual Report: DRAFT**

**Presented by – Alicia Schoenhard**

**South Dakota Department of Education**

The DRAFT version of the 2009-2010 Advisory Panel Annual Report was reviewed. Revisions, comments and suggestions were made. These changes will be completed prior to submitting the report to the governor’s office in July.

### **State Performance Plan & Annual Performance Report Update**

**Presented by - Ann Larsen**

**South Dakota Department of Education**

Ann presented the 2010 APR submission to OSEP.

- Ind 1: reporting on data that is two years old
- Ind 2: also reporting on past data
- Ind 3c: have been some data changes
- Ind 4: Feb 2011, will begin reporting 4B, breaking data out by race/ethnicity
- Ind 8: John suggested that we may not want to revise for another two years when revision of SPP is done
- Ind 13: transition age may drop to 14 again

The panel would like to review the files that have gone through to due process (eliminating identifiable information).

*Recess*

**April 20<sup>th</sup>, 2010**

***Panel Reconvenes***

**Tour of Children's Home Society**

**Yearly Planning**

The panel reviewed existing priorities.

- Priority I: Bernie, Jim, Marie, Sara - Marie made a motion to move the SPP to a standing agenda item, and replace Priority 1 with Transition (18-21 programs). She will prepare the priority information and activities for the panel to review and include in the annual report. This item will be presented and discussed at the June meeting.
- Priority 2: Lisa, Greg R., Mark, Elaine, Judy, Shelly, Jolie – remove ESAs from first Implementation item, the group suggested to provide training on eligibility criteria (Road Show), also include PBIS in Activity/Recommendation item number 1,
- Priority 3: Kerry, Sarah, Michelle, Heather, Todd – remove Activities/Recommendations that have been completed, review results again from the service provider survey, contact Directors of Teacher Preparation concerning preparation in special education, encouraging teachers to pursue special education programs, and the preparation of general education teachers in special education, certification for Speech-Language Pathology Assistant (SLP-A).

***Miscellaneous Topics***

Person-Centered Thinking – Elaine Roberts, South Dakota Parent Connection  
Summer Symposium, June 1-4, Sioux Falls, Roosevelt HS  
SPED Summer Conference, June 21-25, Pierre Ramkota  
Autism Conference, June 11-12  
Dare to Dream Conference, June 13-15, stipends for families to attend  
Panel Applications (Renewals)  
Videos: 10 Tips for Kids, Disability Etiquette and Kids Included Together (KIT)  
Disability Awareness Toolkits

***Schedule Upcoming Meeting***

- The panel decided to meet in **Pierre, SD** next time. The meeting will occur on **June 27<sup>th</sup>, 2010**.

***Adjourn***

**Action Item-** Adjourn the meeting at **12:30 PM** until **June 28<sup>th</sup>, 2010**

**Motion to accept:**

**Second motion to accept:** **Lisa Heckenlaible**

**Panel Vote**

**Yes** **All Members**

**No** **None**

**Abstain** **None**