



Notes

Kansas Special Education Advisory Council

Wichita Hyatt, Birch
400 W Waterman
Wichita, KS

July 24, 2018

Call to Order:

Meeting came to order at 12:45 pm.

Colleen Riley welcomed council members.

Introduction of council members and description of the roles they represent on the council.

Roll Call – Members Present:

Mike Martin
Stacie Clarkson
Chelle Kemper
Judy Martin
Sarah Schaffer
Becci Werner
Mike Burgess

Rebekah Helget
Heidi Cornell
Kathy Kersenbrock-Ostmeyer
Marvin Miller
Robb Scott
Deb Young

Joan Macy
Tina Gibson
Jennifer King
Heath Peine
Laura Thompson
Lesli Girard

Members Absent:

Amy Dejmal
House Education Committee

Megan Laurent
Senate Education Committee

Rachel Marsh

KSDE Staff Present:

Colleen Riley
Dean Zajic

Kerry Haag
Amanda Petersen

Jordan Christian
Pat Bone

Guests:

Crystal Davis

Elena Lincoln

Wayne Ball

Reflections – Joan Macy

Joan asked the council to consider these questions throughout their service to SEAC.

Questions to ponder over time:

- What did I do well this year in serving SEAC or my district/coop?
- Where do I need to grow?
- What things will I challenge myself with next year?
- How will all of the answers to these questions impact the learners that I serve/represent?

Looking Forward – Mike Martin

Mike addressed topics he felt would be important to new members on the Special Education Advisory Council (SEAC).

- Who are we (SEAC) and what do we do?
 - o SEAC is set up by statute to assist the Kansas State Board of Education (KSBE) and the Kansas State Department of Education (KSDE) address issues for special education students.
 - o The past couple of years we have discussed Emergency Safety Interventions (ESI), Significant Disproportionality, IDEA indicators for the state performance plan and many other important topics.
 - o Our job as members is also to spread the message of what is best for students.
 - o SEAC is an advisory group. We are not here to be an advocate for any political party, or single issue. We are here to gather information, share information, and provide input about providing the best education possible for all students.
- Members are here for a purpose.
 - o Each member has a role specific to education and many of us as a parent of a child with a disability.
 - o We are here to speak for the needs of the group(s) we represent.
 - o Please ask questions as they come up. It is a big part of your role on this council.
- As a member of SEAC, you are also a voice in your community and with your legislators about the work SEAC is involved in and the work occurring in Education.

Approval of Agenda and April Minutes:

Correction to the April meeting minutes – date of the meeting.

Rebekah Helget moved to approve the agenda and minutes as corrected. Kathy Kersenbrock-Ostmeyer seconded the motion.

Motion passed.

Roberts Rules of Order – Dean Zajic Handout

SEAC will use the format of Roberts Rules of Order to conduct meetings. This enables the effective use of meeting time and ensures that everyone has an opportunity to share. We will use motions and approval of motions to finalize recommendations before they move on to other groups including the Kansas State Board of Education for consideration and action.

Notebook Contents – Review by Pat

Tab 1 – Meeting dates, member information, and Important Documents. Please review your member information and email pbone@ksde.org with any corrections.

Tab 2 – Reimbursement Forms

Please complete a new W-9 form.

You will need to submit to Pat a new reimbursement form for each meeting you attend and are requesting reimbursement. You may request reimbursement for mileage, hotel (if needed),

tolls, and parking. If you are away from home overnight, you will be reimbursed for meals not provided at state per diem rates. As a SEAC member, there may be conferences you want to attend to expand or share your knowledge. These expenses are reimbursable also and in addition to items already listed include registration fees and other travel expenses as necessary. Complete the necessary form and submit receipts. Receipts must be submitted for hotels, registrations, etc. but are not necessary for meals.

Tab 3 – KSDE Staff Information and Fact Sheets

This tab contains contact information for staff on the Early Childhood and the Special Education and Title Services teams. It also has fact sheets for quick access to information for which our teams are responsible.

Tabs 4-8 are for your use to store the materials from each SEAC meeting.

The November meeting has traditionally focused on our connections with Early Childhood and the State ICC, with DCF, KDHE, and KSDE. I anticipate this will continue.

Orientation – Dean Zajic Powerpoint

Dean led members through a review of the council procedures, representation, and processes.

Kansas SEAC webpage. A good place to find historical information and information on upcoming meetings. <http://www.ksde.org/Default.aspx?tabid=561> Key contacts Pat Bone and Colleen Riley pbone@ksde.org or criley@ksde.org.

TASN – Crystal Davis Handout – Kansas TASN at a Glance

- Technical Assistance System Network (TASN) exists to provide assistance to districts to meet student's needs. We are accountable to follow evidence-based practices.
- Big blue button on TASN website www.ksdetasn.org may be accessed by anyone seeking support parents, teachers, administrators. TASN received 414 requests last year. The average initial response time was 1 hour 14 minutes.
- New project this past year with the Special Education Personnel Development Grant (SPDG) was School Mental Health. This project has received a federal grant to support the work.
- The TASN marketplace is being set up at this Summer Leadership Conference to showcase the TASN providers and the supports they are able to provide. Please stop by and visit our providers to learn more about what they are doing.
- Please pass on any ideas, resources, or questions to cldavis@pittstate.edu

Council Member reports

- Families Together- Overview for new members. Families Together will be sending out a memo with data and other updates every other Monday. Contact Lesli Girard to be added to the email list. lesli@famielsttogetherinc.org.
- KASEA- Overview for new members. No other updates to report.
- Kathy Kersenbrock-Ostmeyer update on Council for Early Childhood (CEC). Teacher shortage a major topic of discussion, with 48 states reporting shortages. Social-

Emotional Learning/Health gaining traction nationwide. Kathy met with staffs from both Senator Pat Roberts and Jerry Moran regarding IDEA and special education funding.

- o Region 8 received an email from Salina regarding vision impaired services. Services purchased from the Kansas School for the Blind are no longer available. How can SEAC push for outreach further west in Kansas?
- Heath Peine legislative update. Heath met with staff from Representative Lynn Jenkins, Ron Estes and Kevin Yoder's offices. Discussed teacher shortages and possible reimbursements for students in college who are planning on becoming a K-12 teacher.
- Joan Macy Update- Language Assessment Bill Update. Went into effect July 1, 2018 with Kansas being only the second state to pass this law. Legislative report presented to the Kansas legislature. (Handout regarding this provided.)
- Robb Scott Update- Link to video created for this information <https://ilos.video/OAijSv>.
- Email read from Amy Dejmaj.
- State Board Update from Jim McNiece
 - o Good lines of communication with the Governor's Office and Legislature.
 - o Reminder to get out and vote in the upcoming elections.
 - o Recommendation for a meeting to discuss the "Effective Rate" data point that measures school success.
 - o The State Board is also concerned about the teacher shortage in Kansas as well as low salaries.

Public Comment: None

KSDE Updates

State Interagency Coordinating Council Update- Jordan Christian
PowerPoint

- Overview of the Annual Local Interagency Coordinating Council Survey. Changes in data trends from 2017 to 2018.

Updates from Colleen Riley-

- Kansas has met Special Education Compliance Requirements of the State Performance Plan for data submitted in the Annual Performance Report.
- Upcoming Conferences:
 - o -Kansas MTSS Annual Conference- September 4-7, 2018 at the Hyatt Regency in Wichita.
 - o -KSDE Annual Conference- October 15-17, 2018 at the Hyatt Regency in Wichita.
 - o -Tri-State Law Conference- November 7-9, 2018 at the CenturyLink Convention Center in Omaha.
 - o -National Title I Conference- January 30 – February 2, 2019 in Kansas City, MO.

Motion to Adjourn

Stacey Clarkson moved to adjourn. Rebekah Helget seconded the motion.

Meeting adjourned at 3:45 pm.



Notes

Kansas Special Education Advisory Council

September 13, 2018

Call to Order:

Meeting came to order at 9:10am.

Roll Call – Members Present:

Rebekah Helget
Rachel Marsh
Heidi Cornell
Robb Scott
Chelle Kemper

Judy Martin
Stacie Clarkson
Heath Peine
Tina Gibson
Becci Werner

Joan Macy
Marvin Miller
Amy Dejmal
Laura Thompson
Kathy Kersenbrock-Ostmeyer
Lesli Girard
Mike Martin

Deb Young
Jim McNiece

Jennifer King
Rocky Nichols

Members Absent:

Megan Laurent

Sarah Schaffer

KSDE Staff Present:

Dean Zajic
Kerry Haag
Colleen Riley

Melissa Valenza
Cary Rogers
Christy Weiler

Laura Jurgensen
Tammy Lutze
Jordan Christian

Guests:

Amy Gaumer-Erickson
Jon Harding

Crystal Davis

Elena Lincoln

Approval of Agenda

Motion- Marvin Miller

Second- Kathy Kersenbrock-Ostmeyer

Decision- Approved

Approval of July Meeting Minutes

Motion- Marvin Miller

Second- Laura Thompson

Decision- Approved

Legislative Update- Laura Jurgensen

Emergency Safety Intervention

- 2010 Recommendations of regulations to the State Board
- Prior to regulations, the State Board provided guidance.

- Regulations were passed in 2013
- State statutes were passed by the Legislature in 2015.

(Handout Provided)

- Definition of “Seclusion” found in both regulations and statute
- Administrative Review Process
 - Process set in place in 2015-16
- Senator Molly Baumgardner voiced concern regarding KSDE’s interpretation of the law to current Kansas State Board of Education (KSBE) Chair, Jim Porter.
- In November SEAC members will hear testimonies regarding ESI and have discussion.

(Comments Regarding ESI Discussion)

- Colleen Riley- ESI continues to be a very important topic to engage with technical assistance and data reporting. Kansas does not promote the use of seclusion and restraint. It is to be used only in emergency situations.
- Kathy Kersenbrock-Ostmeyer- At November meeting, SEAC will also need to leave enough time for discussion and recommendations to KSBE.
- Rebekah Helget- Is professional development being provided on this topic to general education staff since this is a general education law?
- Jim McNiece- The State Board encourages SEAC to take as much time as it takes to resolve this issue. This will be on the Board’s agenda for January.
- Judy Martin- Can KSDE review the current data and include what KSDE has up to the point of the November SEAC meeting?
- Mike Martin- Agree to spend time during the November agenda on this topic.

TSVI/COMS Personnel Prep Grant- Jon Harding

-Kansas School for the Blind (KSB) has 5 Goals (see PowerPoint)

- Extension of local districts
- Be more visible across the state
- A network of statewide services, not just as KSB
- Deaf-Blind Project involves 155 students in Kansas who are deaf and blind
- Further focus on 1500 students who are visually impaired

-TSVI Personnel Prep Grant

- Personnel Prep Grant works with districts, coops, and interlocals
- Secondary Transition Program is for 18-21 year olds, Early Childhood is 0-8 year olds.

Annual Report Draft Review

-Review of SEAC activities and meetings from 2017-18

- Council will review the Annual Report and discuss again in November. This report will be presented to the State Board at the January meeting.
- Please direct questions/edits to Colleen and Pat prior to the November meeting.

Paraprofessionals- Elena Lincoln

- Published on KSDE website, and linked from the TASN website. KSDE Website: <https://www.ksde.org/Default.aspx?tabid=788>
- Check the TASN website for training. www.ksdetasn.org
- Main focus of trainings will be for administrators on how to use the document. After the webinars are complete a review will determine the need for additional training.

TASN Evaluation Project- Amy Gaumer-Erickson

-TASN Theory of Change/ Evaluation Philosophy

- Goal is that everyone has the data they need in order to improve outcomes for students.
- Handouts-link to all evaluation briefs: <https://ksdetasn.org/evaluation/2017-18-tasn-provider-evaluation-briefs>

Kansas Parent Information Resource Center (KPIRC) Update

- Family Engagement in Kansas was rated by districts as the highest area of need.

Dynamic Learning Maps Update- Cary Rogers

- 1st Webinar was in August (over 70 participants)
- 2nd Webinar is in September
- Results of testing available. Districts will be asked to review the data that is compiled.
- There will be additional training from KSDE. Check the TASN website for further information. www.ksdetasn.org

Fact Sheets- Colleen Riley

- Kindergarten Readiness Snapshot Tool (update provided)

Council Member Reports- All

- Families Together- handout provided by Lesli Girard
- KASEA- Handout provided by Heath Peine on the KASEA Winter Conference is February 26-27, and the keynote speaker will be Peter DeWitt.
- Stacie Clarkson- Campaign to vote. Information provided to members. [Get an A in voting](#)
- Disability Rights Center- Rocky Nichols provided an update on protection and services (handout):
 - o Technical assistance
 - o Legal advice
 - o Advocacy
 - o Disability Crime Victims Unit - <https://www.drckansas.org/drc-programs/disability-crime-victims-unit/drc-disability-crime-victims-brochure/view>
 - o Individual Justice Plan - <https://www.drckansas.org/publications/the-individual-justice-plan>

KSDE Updates- Colleen Riley

- Disability Awareness brochure has been updated (handout).

- Secondary Transition trainings will be offered in October and December (info provided in meeting materials)
- Upcoming Conferences
 - o National Association of State Directors of Special Education (NASDSE)
 - o KSDE Annual Conference – Preconference focus on Redesign
 - o Tri-State Law Conference

Adjournment

Motion- Rob Scott

Second- Judy Martin

Decision- Approved



Notes

Kansas Special Education Advisory Council
SEAC

November 13, 2018

Call to Order:

Meeting came to order at 9:05 a.m.

Roll Call – Members Present:

Mike Martin	Rebekah Helget	Joan Macy
Heidi Cornell	Amy Dejmal	Tina Gibson
Chelle Kemper	Jennifer King	Kathy Kersenbrock-Ostmeyer
Judy Martin	Marvin Miller	Heath Peine
Laura Thompson	Deb Young	Lesli Girard
Rocky Nichols		

Members Absent:

Stacie Clarkson	Megan Laurent	Rachel Marsh
Sarah Schaffer	Robb Scott	Becci Werner

KSDE Staff Present:

Colleen Riley	Laura Jurgensen	Myron Melton
Pat Bone	Amy Martin	

APPROVAL OF AGENDA

Motion to approve: Rebekah Helget

Second: Heath Peine

Decision: Approved

Approval of Minutes

Motion to approve as corrected: Kathy Kersenbrock-Ostmeyer

Second: Laura Thompson

Decision: Approved

Corrections on page 2, Jon Harding is with Kansas School for the Blind (KSB).

Emergency Safety Intervention Regulations

Laura Jurgensen

Handouts

Laura provided a recap of the discussion from the September meeting.

Two handouts provided:

- Administrative review (redacted)
- Definition of seclusion.

A brief review of the history describing the development of Emergency Safety Intervention (ESI) regulations was provided. Prior to 2013, the State Board had written guidance and the Kansas State Department of Education (KSDE) was collecting data on the use of seclusion and restraint. SEAC led stakeholder discussions to develop the State Board Regulations. There were meetings both in Topeka and around the state to collect stakeholder input. The State Board passed regulations based on stakeholder feedback in 2013. SEAC continued to have discussions around ESI following the passage of the regulations. The State Board directed SEAC to develop an appeal process for parents. Concerns were expressed from the field on the use of restraints by Law Enforcement Officers. This resulted in amended regulations passed in 2015. The Kansas Legislature passed statutes in 2015, which were signed by the governor. Those statutes set up a task force to study the ESI statutes. This Task Force recommended changes to the statutes and the Kansas Legislature made those changes in 2016, which were signed by the governor. In the past two years, there have not been changes to the regulations or statutes.

During the 2018 Kansas legislative session, members of the legislature raised some concerns. SEAC is holding this discussion and receiving testimony today as a result of the concerns regarding seclusion raised surrounding the interpretation of the **“definition of seclusion.”**

According to the seclusion definition, three conditions must exist:

- (1) The student is placed in an enclosed area by school personnel
- (2) The student is purposefully isolated from adults and peers
- (3) The student is prevented from leaving, or the student reasonably believes that the student will be prevented from leaving, the enclosed area.

Currently, a parent may appeal to KSDE, for review by an administrative officer. The review officer is located in the office of general counsel at KSDE and is not a member of the Special Education and Title Services team. Report of the administrative review, which led to the legislature's concern I included in the handouts. This has been redacted to protect the student's and family's privacy. Please refer to page 6 which has the Conclusions of Law. This is where you will find the decision made by the review officer. Paragraphs 10-14 explain facts presented in the case.

Today's meeting purpose is to hear public comment/testimony about Emergency Safety Interventions, review seclusion definition and possibly make a recommendation to the Kansas State Board of Education.

It has been two years since any change has occurred to statutes or regulations. SEAC has been continuously involved in the discussion on this topic over the years. SEAC holds public comment at every meeting and encourages comments from all perspectives.

Public Comment/Testimony on ESI

- Stephen Perry, Heartspring Director and Megan Swift, special education director
- Ann Matthews, USD 437 Auburn-Washburn, Director of Special Education, and former chair of the SEAC. (Copy of testimony was provided in writing.)
- Lori Stithem, USD 497 Lawrence, Assistant Director of Special Education.

- Mike Burgess, Disability Rights Center of Kansas (DRC), Director of Policy and Outreach
- Written Testimony from Mark Farr, Kansas National Education Association (KNEA), President

Summary of SEAC Discussion following testimony.

- Today, we are focusing on the definition of seclusion to be sure it reflects the intent of the State Board of Education and the ESI Taskforce.
- Lesli Girard provided ESI report from Families Together on consultations January 1 through November 9, 2018. Families Together's emphasis in working with families is on communication with parents and improving communication between parents and the school. In the last three years, the number of calls around ESI has decreased.
- Rocky Nichols distributed the memo from Senator Baumgardner and Representative Erin Davis at the September meeting. (Handouts)
- Reminder that ESI statutes and regulations apply for ALL students. ESI reporting and training is an unfunded legislative mandate. The SETS team has put both a school staff training and monitoring system in place to meet the requirements.
- Redefining these terms may cause more confusion for those in field trying to lead this work.
- Addressing behaviors in an IEP meeting is an appropriate team discussion. Improvement in these processes is occurring.
- Problem is not with the wording of the law but the interpretation by KSDE general counsel.
- Keep statutory definition by regulation; clarify definitions of what is expected to remove instances where kids and schools may fall through the cracks.
- Add a question/answers section (Q&A) to the regulations, which clarifies these definitions.
- Staff are being trained on how to deescalate and avoid these seclusion practices.
- Clarification is good and necessary because of the positive response and work that is occurring.
- Need to provide clarification that a hearing officer would have to follow on future decisions. The hearing officer must be able to cite the clarification as a point of legal argument. If that can be done by State Board action, that is a satisfactory resolution.
- The State Board has the task to develop rules, regulations, and guidance to enforce the law. If the State Board clarifies the definition, will it become law? Board member McNiece will consult with the KSBE attorney for clarification.
- SEAC can make a recommendation to the State Board that hearing officers for ESI reviews take these additional clarifications to the regulations into account during review, but the State Board attorney or KSDE's General Counsel would need to provide guidance on whether a hearing officer would be required to follow the clarifications if they are not included in regulation.
- Add clarification on the following words: placed, purposefully isolated, enclosed area, and student prevented from leaving. Adds information on implementation to the current regulations without changing the intent.
- Use KSBE as the governing authority to clarify terms.

Public Comment

No additional comments were provided today.

Discussion Continued:

Motion: - Kathy Kersenbrock-Ostmeyer

SEAC members believe that the current definition of seclusion in K.A.R. § 91-42-1 should remain in place, but that the Kansas State Board of Education (KSBE) utilize its authority to clarify and provide guidance on language included in the ESI regulation concerning the definition of seclusion at the December meeting on the place of isolation, enclosed area, the purpose of isolation, and student reasonably believes they are prevented from leaving by having the KSBE chair and KSBE-SEAC liaison work with TASN and other providers to clarify the definition of seclusion.

Second: Heath Peine

Discussion on Motion

- Request for conference call and or information sent to members electronically before the December meeting to be sure the work is what the council is expecting to move forward to the State Board.
- Prefer conference call to allow discussion prior to the December Board meeting to review language if needed.

Roll call vote.

14 members voted to approve.

6 members were absent for the vote.

0 members voted against.

Motion passed.

Annual Report Review – Colleen

Final Review of report prior to presentation to the State Board in January. Joan Macy, past chair, will present this report to the State Board.

Edits/Comment on document:

- Page 5 Laura Thompson fulfills majority requirement. Please add this this information.
- Para guidance document will move forward into the 18-19 annual report also.

The report will be finalized and presented to the State Board at its meeting in January. Joan Macy, former SEAC chair will present. All members will be introduced during the KSBE meeting. The board may or may not ask questions of SEAC's report.

KSDE Update – Colleen

Handouts

- Breakfast with the KSBE on Wednesday, January 16, 2019 at 7:30. Speaking points will be provided on a pocket card for your use to help guide your conversations on the work of SEAC.
- January is a two-day meeting. Please follow the directions provided on the agenda for hotel reservations.
- KSDE directors and leaders from the SETS team will be invited to the breakfast.

- Office of Special Education and Rehabilitation Services (OSERS) Framework – handout from Assistant Secretary Johnny Collet on Rethinking Special Education. This framework aligns nicely with the Kansas Board Vision. Kansas has already started working on the July Administrators' conference for next year and Johnny will be presenting as well as Commissioner, Randy Watson.
- KASEA Winter Conference – This will be a two-day conference in a larger setting this year. We are hoping to draw in some regular education administrators to engage in the conversation. The conference is open to anyone. Day 1 will focus on special education and Day 2 keynote will be very applicable to all administrators.

Council Member Reports

- Families Together – Lesli Girard - Report on consultations July 1 through September 30, 2018. New project with Kansas Department for Aging and Disability Services (KDADS) on IEP consultations. This will include an internal referral for families that need assistance. All three centers will be part of using the LifeCourse Framework with families. If you have families to refer, please have them contact their Families Together Center.
- Disability Rights Center (DRC) – Rocky Nichols- DRC has a new program that specifically comes from the social security administration. Representative payees, act on behalf of the beneficiary to spend the benefit checks to meet the needs of the individual and protect them from exploitation. DRC will be able to not only review, but also provide people with services free of charge to provide advocacy.
- Mike Martin has contacted Senator Larry Alley on the education committee. He provided information on SEAC's role as an advisor and resource to the Kansas State Board of Education. He will also be sharing this information with Senator Baumgardner. The goal of this communication is to help legislators become aware of SEAC and our advisory role. He will make additional contact representatives before the January session. If you have suggestions for contacts, please let Mike know.
- KASEA – Rebekah Helget – At the KASEA membership meeting held last week at the Law Conference, there was a push to align state special education law and standards to the federal special education law. A big issue for this work is the inclusion of gifted at the state level that is not included at the federal level. It gets technical on funding for gifted services if it is not part of the law. There is a need to get stakeholders involved in this decision making process, to start with where we are already on the same page, and to be strategic and collaborative.
- Update on Dyslexia Taskforce- Laura Jurgensen. Dr. Jack Fletcher was able to meet with the taskforce on Friday. He had reviewed our draft recommendations. He was able to provide some feedback on those proposals. Texas has led the way on these discussions. Our Kansas conversation is very much in line with the work that has occurred in Texas. He did provide some recommendations on wording changes. It was great to hear the consensus was that the work of the taskforce is on track. Another meeting of the taskforce will occur after Thanksgiving, on November 28, from 12-5, to determine next steps..
- Heath Peine – KASEA is bringing Dr. Fletcher back in January. They are also looking to bring some trainers in to focus on instruction.
- Professional Learning – lots of opportunities. Let Colleen know of opportunities you would like shared. SEAC members are encourage to submit reimbursement requests for attendance at these activities. Let Pat or Colleen know of your desire to attend.

Mike thanked everyone for the active participation in today's meeting.

Adjourn:

Motion to adjourn: Rebekah Helget

Second: Tina Gibson

Action: approved

Meeting adjourned at 2:15pm.



Notes

Kansas Special Education Advisory Council

January 15, 2019

Call to Order:

Mike Martin called the meeting to order at 1:00 pm

Roll Call – Members Present:

Mike Martin	Rebekah Helget	Joan Macy
Amy Dejmal	Tina Gibson	Chelle Kemper
Kathy Kersenbrock-Ostmeyer	Jennifer King	Judy Martin
Marvin Miller	Heath Peine	Robb Scott
Becci Werner	Lesli Girard	Rocky Nichols

Members Absent:

Stacie Clarkson	Heidi Cornell	Megan Laurent
Rachel Marsh	Deb Young	Laura Thompson

KSDE Staff Present:

Colleen Riley	Kerry Haag	Laura Jurgensen
Pat Bone	Amy Martin	Kelly Steele
Cary Rogers	Dean Zajic	Tammy Mitchell
Ann Yates		

Guests:

Mark Farr, KNEA

Approval Of Agenda

Motion: Kathy Kersenbrock-Ostmeyer

SECOND: Judy Martin

Action: Approved

Approval of November 13, 2018 Minutes

Motion: Rebekah Helget as amended

Second: Kathy Kersenbrock-Ostmeyer

Action: Approved

Amendment:

Include Lesli Girard in the member's present list.

Annual Report Review and Board Presentation process

Colleen Riley

SEAC will present to the Kansas State Board Of Education (KSBE) the Annual Report for 2017-2018. This tradition of the council serves to inform the KSBE of our work and is required by the Individuals with Disabilities Education Act (IDEA). Kansas has added some positions to SEAC not required by the law, the Parent Training Center, the Disability Rights Center, and a Kansas State Board of Education member serving as a liaison in an ex-officio capacity. When we present to the board, please state your name, position of representation, and state board region in your introduction. Kathy Busch was elected to serve as Chair, and Janet Waugh as Vice Chair at their meeting this morning. Jim Porter is now the past chair. We have three new State Board members and they are Ben Jones replacing Ken Willard, Michelle Dombrosky replacing John Bacon, and Jean Clifford replacing Sally Cauble.

SEAC introductions will begin with Mike Martin, our current chair. Joan Macy, past chair, will go last and will present the 2017-2018 SEAC Annual Report. The Board may ask questions of any member.

Members went to the State Board of Education meeting to present the SEAC 2017-2018 Annual Report.

SEAC was recalled to order at 2:03 pm.

Board Presentation Debrief

Questions/comments

Members thanked Joan for representing SEAC well and providing a specific legislative example for the board. To clarify the question asked about funding, Kansas does not receive \$300 million for Special Education and SEAC does not have any control of the expenditure of the funds Kansas receives. KSDE does receive federal investments for both title and special education that go out to districts. There is a board item later today that will inform the board about the federal dollars that come to Kansas and how they are used. Thank you for supporting the KSDE and board in our work with these areas to support students in an equitable way. The districts mentioned do receive funding based on federally identified formulas.

Redesign Update

Tammy Mitchell

PowerPoint

A history of Redesign efforts at KSDE was provided along with data showing high school student success factors.

Redesign is not about students being on computers all day long. However, this is a common misconception of the work. The redesign effort is striving to be smarter with the use of technology to help or support our students. Technology may lead to providing more individualization for students and free up time for teachers to provide instruction.

Redesign efforts focus on four principles:

- Student Success Skills
- Community Partnerships
- Personalized Learning
- Real World Application

[Kansas Can Redesign Project Timeline](#) is located on the KSDE website. Look for additional details of the project in the School Redesign Documents on the right had side of the page.

Three cohorts are currently underway since the redesign project started in August 2017 Mercury, Gemini I, and Gemini II. There are 110 schools currently engaged in the redesign process. Commissioner Watson will kick off the Apollo project applications process next week.

Questions from SEAC to Tammy Mitchell

- Does KSDE encourage the involvement of special education directors in the redesign process? Yes, we encourage SPED teachers.
- Is there data showing how many special education directors are included in the redesign process? No, we have names of team members, but we have not asked what role they represent. This would be good to information to collect so we can establish who is represented. Having teachers and not directors is leading to conflict in districts and with parents on processes.
- Could we get information on the roles at our April meeting? Yes.
- Could we also look at all areas of special needs for example English Learners
- Parent involvement data? Please include numbers of parents participating with the April information. Parents are a required component in the redesign teams.
- We do not have data on military participation due to security issues. The military will not share this information.

Tammy will be prepared to provide information on the following questions at the April meeting.

1. Which redesign districts include special education directors in the redesign process?
2. Which districts include parents in the redesign process?
3. Which districts include EL and other special needs areas in the redesign process?

Dynamic Learning Maps

Cary Rogers

PowerPoint

Cary has been reviewing the data for students who have taken the DLM and is using the data to determine where students are being assessed with the DLM but should be assessed using the regular assessments with accommodations. She is working with districts to be sure all students are being tested appropriately based on their needs.

Video examples of least dangerous assumptions:

- <https://youtu.be/1rlwA7C-vc8> (2 min video)
- <https://www.youtube.com/watch?v=6Rky2Bz6U4w> (3 min video)

Thank you Cary for all your support with the DLM.

1% memo

Kelly Steele

PowerPoint

- KSDE is required annually to determine if a district exceeds 1% of students taking the DLM assessment.
- KSDE must ensure that all students are talking the test that best measures their performance and meets their needs.

- Participation guidelines for taking the DLM may be found at: http://dynamiclearningmaps.org/sites/default/files/documents/Manuals_Blueprints/DLM_Participation_Guidelines_KS_20160106.pdf
- Students scoring at the mastering skill level should be taking the general assessments with accommodations instead of the DLM.
- Accommodations will be approved if the accommodation is regularly used with the student during instruction.
- Cary is working on further tools to help with determining when text to speech is appropriately used.
- This year more communication is going out that are leading principals and superintendents to ask more questions about alternative testing and its appropriateness.

Elementary and Secondary Education Act (ESEA) UPDATE PowerPoint

Dean Zajic

Explanation was provided for the indicators used in the determination for Comprehensive Support and Improvement (CSI), Targeted Support and Improvement (TSI) and Additional Targeted Support (ATS) schools.

- CSI schools are all Title I buildings and identified as being in the lowest 5% of the indicators used for determination. In addition, under the new Elementary and Secondary Education Act (ESEA), KSDE is required to identify every building that has a graduation rate for any subgroup that falls below 67%. There are 26 schools identified for CSI.
- TSI schools are buildings where any subgroup have performed below target for multiple years. There are 82 schools in this category.
- ATS is any school with a subgroup whose overall results are that of an identified CSI building. There are 23 schools in this category

Schools are identified in only one category. These are not district level identifications. CSI schools are identified for a 3 year period. Others categories are identified each year.

The [list](#) of identified schools was made public following the December State Board Meeting on the KSDE website. Courtesy calls were made to superintendents prior to the release of this information.

A request was made that notification of the status be sent to Special Education directors as well to be sure they are able to address improvements.

State Report Card Changes

- Federal guidance now requires posting these new subgroups on the report card. (Foster, Military, and Homeless) This information is already reported by districts but the requirement to include in the public format is new.
- Civil Rights data collection elements will now be included as required. Survey comes from the Office of Civil Rights at the US Department of Education. KSDE is not involved in this collection but we are required to publish the information.

Board Breakfast instructions and wrap-up for the day

Breakfast will begin at 7:30. Please try to arrive about 7:15. There will be a staff member to meet you at the door downstairs and let you in the building. We will be meeting in room 509 on the 5th floor. There will be nametags for you to pick up when you arrive.

Adjourned for the day at 4:00 PM.



Notes

Kansas Special Education Advisory Council

January 16, 2019

Call to Order

Mike Martin called the meeting to order at 9:03 am.

Thank you to Colleen, Amy and Pat for setting up the breakfast meeting this morning.

Roll Call:

Members Present:

Mike Martin	Rebekah Helget	Joan Macy
Amy Dejmal	Tina Gibson	Chelle Kemper
Kathy Kersenbrock-Ostmeyer	Jennifer King	Judy Martin
Marvin Miller	Heath Peine	Robb Scott
Laura Thompson	Becci Werner	Lesli Girard
Rocky Nichols		

Members Absent:

Stacie Clarkson	Heidi Cornell	Megan Laurent
Rachel Marsh	Deb Young	

KSDE Staff Present:

Colleen Riley	Kerry Haag	Laura Jurgensen
Pat Bone	Amy Martin	Kelly Steele
Cary Rogers	Dean Zajic	

Changes for today's agenda

- Seclusion item on the agenda may be an action item as well as information.
- Request for Report from the Dyslexia Task Force – Heath Peine agreed to share information today.

Seclusion Definition

Jim McNiece, State Board Member
Laura Jurgensen, KSDE
Handout

Providing direction to the implementation of the Emergency Safety Intervention (ESI), Seclusion definition. This is a natural progression to add clarification without changing the intent of the regulations.

Rocky Nichols, Jim McNiece, Jim Porter, and Laura Jurgensen, led the subcommittee to put together the changes. The subcommittee consisted of a great cross section of KASB, teachers, superintendents, Technical Assistance Systems Network (TASN) coordination providers, and parents. Recommendations that are being presented today came as a unanimous decision from the sub-committee.

The approach to seclusion by schools should be if you think it might be, it is. Proper procedures should occur accordingly. The basis of the work is contained in the last sentence of paragraph one. *“If there is any question whether an incident was seclusion, such incident shall be reported as seclusion to KSDE and the parent.”*

Laura Jurgensen explained the work of the subcommittee on the handout.

Seclusion Definition during an ESI incident – key wording

- a. “Purposefully isolated from peers” – student has been removed from the educational setting or where a room or area is evacuated of everyone but the student and/or a staff member or members or where the student has been isolated within the learning environment.
- b. “placed” – must be construed broadly, if it meets other requirements for an ESI, follow procedures
- c. “enclosed area” – for seclusion purposes shall include any separate area, regardless of its size, configuration
- d. “student reasonably believes” This standard must be evaluated from the perspective of the student.

Draft regulations will be presented to the State Board in February for approval. Department of Administration will review following that step to determine if any additional steps are necessary to amend the regulation or if they may be implemented.

KSDE will provide a guidance document further explaining the intent once these additions have been formally approved.

Motion

Kathy Kersenbrock-Ostmeyer, moved to endorse/approve the recommendations presented to SEAC from the workgroup and the endorsement be presented to the Kansas State Board of Education.

Second: Marvin Miller

Action: Motion passed.

Community Care Network of Kansas

Katrina McGivern and Stuart Little

Formerly the Kansas Association for the Medically Underserved KAMU
Handouts

This is a member association consisting of health centers and primary care clinics. Handout – map of clinics.

Comprehensive primary care, mental health, and dental services are provided on a sliding fee schedule based on income.

They are working to develop school-based health services.

Handout 2 (School-Based Services Survey Results)

- 14 clinics in schools in 27 school districts.
- Dental screening in schools are occurring widespread across the state.
- Mobile clinics visit school building. Working with schools to meet the local needs.

Legislation is being introduced to receive some funding to develop more school based services. This will be a 2-3 year project with expected outcomes to be evaluated at the end. There will be a grant process for receiving funding. KSDE and KDHE will both be involved in the development and implementation of this process.

We are working to lessen gaps in care for Kansas kids. The work may spread to families and staff in schools. Currently, one clinic has open hours for the community.

A school community that SEAC Chair Mike Martin has visited has seen a reduction in absenteeism and many other positive benefits for the students and families in that community.

The Community Care Network is looking for SEAC members to help us make connections and provide feedback on what needs you have identified in your areas of the state so they can communicate the need to the legislature to increase funding and meet our students' needs.

Please contact Katrina or Stuart with any feedback. You may send information to Pat Bone who will share them. Katrina or Stuart are willing to have conversations in your local community.

The number of grants being requested would fund 10-20 projects depending on the specifics being developed for the community making the request. Details are still being developed.

NW Kansas struggles with finding anyone to do dental screenings. This is an area that the community care network may be able to help.

The Community Care Network is looking for state funding. There are some federal funds currently in the reauthorization process. Senator Roberts is championing this at that level.

Technical Assistance Systems Network (TASN) Projects Spotlights

Crystal Davis

Powerpoint

TASN website <https://ksdetasn.org/>

Creating and developing district capacity is the focus of TASN's work.

Programs highlighted today:

- Kansas CHAMPS and DSC Training Cadre.
 - o The CHAMPS acronym stands for conversation, help, activity, movement, participation, success.
 - o DSC stands for Discipline in the Secondary Classroom.
 - o Safe and Civil School training topics.Trainers are available to come to you and provide supports in your district. Trainings are listed on the website. TASN is able to provide ParaPro for Para's and aids training. This could include other staff like cooks and maintenance staff. In the driver's seat focuses on bus drivers.

- Kansas Language Essentials for Teachers of Reading and Spelling (LETRS) training Cadre
 - o Deep professional learning on how to teach reading, not a specific curriculum. Voyager Sopris Learning (VSL) is the group providing materials for this training. Transition to the updated third edition is to occur by the end of 2019. The LETRS Cadre will be provided the opportunity to become a facilitator and increase the number of trainers available. The online component with materials and content cost \$618 per teacher, payable in two payments. The quality of this opportunity is really high.
- Preschool grant presented to the State Board yesterday – Kevin Davis and Crystal worked with Amanda to include and expand the LETRS work into Early Childhood Literacy.

Please feel free to contact Crystal or use the big blue button on the TASN website.

Subscribe to the TASN monthly newsletter via the website to stay current opportunities. The newsletter highlights new and existing resources.

Public Comment

No comments were received.

Member Reports

- Families Together – Lesli Girard. No written report today. Data will be shared through Pat soon. There have been 8 calls on seclusion and restraint. Three were requesting information, 3 about restraint, and 2 about seclusion. School Mental Health Initiative work – Leia Holley is working on this initiative with the Family engagement team. Resources and training related to the work. Toxic stress is our latest document to come out for parents. Adverse Childhood Experiences (ACES) and resilience will be out soon. Received a grant to have an IEP mentor working with parents and schools – Darla Nelson Metzger and Laurie Gerber as well as a new staff member in Wichita are leading this work. New staff member in Topeka Corey Yarrow is working on family information for children born prematurely.
- KASEA – Heath – Winter Leadership Conference. Larger conference this year over 2 days with sessions occurring in four rooms. Conference will touch on rethinking special education and redesign, dyslexia, and leadership. There will be national presenters in some areas. Registration is still open and is not full. Feb. 26-27, 2019. Pat will send out again. Telemedicine and Medicaid – Billing is now available for teletherapy and speech pathology. Contact Stacie Clarkson for more information. KDHE has released the codes to be used. Communication on this issue has not been consistent. The KASEA legislative committee is discussing and looking at the proper direction moving forward to align federal and state special education law. It is under review at this time.
- DRC- Rocky Nichols – Itransition Kansas App – Working with other states to develop similar apps. Worked with Stakeholders and teachers to develop a web based application. <http://www.itransitionks.org/> Creates a draft transition plan that allows the student to provide input using a method with which they are familiar. Requested time to present the website functions at the April SEAC meeting. Student creates presentation that they share at their IEP meeting. It is a self-advocacy tool. It is a free app to schools and students. Student works with teacher to develop the plan. Time required is usually about 15 minutes. Colleen recommended this information also shared at KASEA region

meetings. Lesli shared that Families Together uses this app in their work with parents and families.

- Dyslexia Task Force – Heath. Draft Recommendation Handout. This is a draft and changes have occurred since the document was prepared. Highlights of the recommendations were shared.
 - o Reading training
 - o Professional learning
 - o Screening and evaluation – last bullet will change language. Appendix C is being removed from the recommendations
 - o Evidence based reading practices
 - o Task force continue to meet yearly to review practices for efficiencyState Board will receive the report in February and hopes to act to move it forward.
- Judy Martin – shared the fact sheet on numbers of students experiencing homelessness. This was prepared by KSDE and reports numbers of homeless students in a district with more than 10 students. 8,471 students were reported for the 2017-2018 year. This number is going down the last few years. The McKinney-Vento grantees list is included also. Reminder homeless students without a parent available are eligible for an education advocate through families together.
- Mike has made contact with three legislators who have been very appreciative of his offers to provide information.

KSDE Updates

Colleen Riley

PowerPoint and Handouts

- Debrief of interactions with the State Board – All 10 board members attended the breakfast gathering this morning. Positive interactions are occurring. Team approach from the board is very positive. Thank you for your participation.
- Redesign is occurring in Kansas driven by the State Board. Help your areas push for community and parent involvement in the process of redesign. Encourage communication early and often.
- Kansans Can board outcomes and four principles of redesign handout.
- Cadre of trainers for personalized learning is being developed through TASN. More information to come as the work develops. Send your ideas to Colleen or Crystal Davis.
- Council requested more information on special education administrators at the redesign table and also the EL educators.
- Kansans Can conference session to address special education requirements would be helpful.
- Direction being provided from the Office of Special Education Programs (OSEP and OSERS) is Rethinking Special Education as well. This work fits well with Kansas work. Highlights:
 - o Specially designed instruction.
 - o Workgroups are being formed to define and refine processes.
 - o Working from the least dangerous assumption perspective.
- Article 10 Big Ideas handout. Thought provoking article for your review.
- Leadership conference this summer will focus on the redesign and rethinking education perspective.
- At the April meeting we will need to look at SEAC membership and meetings occurring at the same time as State Board meetings. Ideas on how to coordinate are appreciated. Membership will be reviewed for what member positions will be open for the 2019-2020 year and the applications process to be used to fill the openings. Recommended new

members will go to the State Board in June for approval. SEAC will have nominations and election of the chair- elect also.



**Joint meeting of the
Special Education Advisory
Council
And
State Interagency Coordinating
Council**



January 16, 2019

The meeting was called to order by Council Chairs Mike Martin and Dave Lindeman at 12:47pm.

SEAC Members Present:

Mike Martin
Amy Dejmal
Kathy Kersenbrock-Ostmeyer
Marvin Miller
Laura Thompson
Rocky Nichols

Rebekah Helget
Tina Gibson
Jennifer King
Heath Peine
Becci Werner

Joan Macy
Chelle Kemper
Judy Martin
Robb Scott
Lesli Girard

Members Absent:

Stacie Clarkson
Rachel Marsh

Heidi Cornell
Deb Young

Megan Laurent

SICC Members Present

Dave Lindeman
Lisa Collett
Shannon McMahon
Lesli Girard (both)
Susan Bowles

Heather Staab
Ann Elliot
Alix Kumer
Karen Pahlis

Laci Reamer
Kate Walter
Natalie McClane
Maritas Altuna

KSDE Staff

Amanda Petersen
Myron Melton
Pat Bone

Colleen Riley
Laura Jurgensen
Amy Martin

Kerry Haag
Jordan Christian
Dean Zajic

Purpose of Today's meeting

Colleen Riley

This combined meeting of SEAC and SICC was established 2009. Both councils have responsibilities to serve children and families in regard to the Individuals with Disabilities Education Act (IDEA). The councils strive to have at least one combined meeting to share information on the work they are doing to provide opportunities for Kansas children and families.

Update on plans to strengthen Early Childhood in Kansas in 2019 Amanda Petersen
Powerpoint

This type of meeting collaboration on early childhood will be important as we move forward in 2019. Kansans will be engaging in some big systems thinking to create a shared vision across agencies. KSDE received word in late December that Kansas received funding to move forward in this collaborative work.

This grant was authorized in the Every Student Succeeds Act (ESSA). It is a one year planning grant. KSDE is the lead agency as designated by Governor Colyer during the application process. Decisions are being made jointly with our early childhood partners the Children's Cabinet, the Department of Children and Families (DCF), and the Kansas Department of Health and Environment (KDHE). This project will allow Kansas to dream big and bring those ideas to the table. The final plan will be reflective of many perspectives. This work will build on existing programs first and create new pathways. A system must be built that is collaborative and functional.

Scope of work and budget approval will occur in conjunction with our federal partners soon.

Five broad pieces of work in this opportunity

- Comprehensive needs assessment
- Develop statewide strategic plan
- Maximize parental choice and knowledge
- Share best practices
- Improve the overall quality of early childhood care and education programs

What are the questions or thoughts you as council members would like to be considered as this work begins:

- Concerned about best practices being identified that are effective in both large and small environments. Kansas communities are very different and what works in one place will not work in another.
- Rural area options that can be provided equitably across the state.
- How will it interface with childcare? It is a multi-sector effort to build a system for school based and community based programs including both public and private supports for families.
- Quality services require quality professionals. Professional development and preparation programs to meet staffing needs.
- Engagement of non-state agencies and families to be involved in the building of this system.

Needs assessment and developing strategic plan. Questions/thoughts

- Revisit groups after the plan is completed to gain their endorsement. Create an endorsement process feedback loop.
- This is a great opportunity and we are excited to see where it goes.

Help Me Grow (federal program) work is being implemented in SE Kansas, Geary County and Ellis County. Pulls all of the early childhood workers together to share information and referrals. Expansion across the state and linking with additional partners has also occurred. One advantage is time savings in making necessary connections.

Quality expansion of early childhood services will be the next step if time and funding remains as the other steps in the project near completion.

Expected Outcomes

- Decisions affecting early childhood in Kansas are informed by and coordinated through children, parents, families, communities, stakeholders and agencies.
- An actionable, statewide strategic plan for early childhood is relevant to and validated by stakeholders and communities.

- Best practices are amplified, and workforce challenges are recognized and addressed.
- Quality services in communities are connected, coordinated and accessible so that families have choice in the resources that best meet their needs.
- A sustainability plan leverages funding to scale efforts, maximize efficiencies and increase access to early childhood services.

Thoughts/Comments

- Thanks to KSDE and Amanda for undertaking this endeavor. It is exciting to hear about the collaborative effort underway.
- Engage parents early and often in the process.
- Rethinking special education as directed by OSERS.
- Make the needs assessment relevant...is there a plan to increase outreach if it doesn't meet with the expected reactions across the state. Some of this work and the stories surrounding it are already being collected and will be used. Citizen journalists are a part of the plan for incentives and encourage participation.
- Family stories are being analyzed to determine whether we are reaching a broad audience, not just families who are happy with the current situation they are experiencing.
- Excited to see how the tools will layer together and how they align and where discrepancies flesh out.
- Involvement of migrant, culturally diverse families? Migrant liaison could be very helpful in reaching this population.

Preschool Inclusion

Amanda, Dean, and Natalie

Preschool Inclusion in Kansas. Programs have received increased funding for state funded programs that school districts are using to fund early learning programs. Programs are asking how they can become more inclusive. We want programs to serve the needs of all children.

Resources – Materials will be provided and sent out following the meeting.

- phone calls and onsite visits used
- Items to consider when creating new programs. Planning stage resources with links to more in depth resources
 - o class size
 - o teacher certification
 - o Curriculum – same across different sites?
 - o structure
 - o funding sources
 - o advisory councils
 - o food
 - o health and safety concerns
 - o transportation
 - o community needs
 - o connect with support systems, TASN, Co-teaching, MTSS team,
- What resources are you using to increase integration?
 - o Partner with head start to create classrooms where you can tell what designation the child comes from, at risk, special needs, etc. Try to maintain the curriculum in all programs. Do activities that look alike. Standards for different programs vary. Use curriculum that meets the most rigorous standards.

- o Use best practice. What does the child need? This work requires constant conversations for staff to cover all requirements of the funding streams.

Dean - Funding

Least Restrictive Environment (LRE) is being met at a higher level for older students but is not progressing as rapidly in our early childhood programs. We have received increased funding from the state to equal about 1000 students every year in addition to the funds that were already available. We are getting closer to meeting the needs of 3 and 4 year olds. Funding for these programs can be combined as long as requirements of each program are met.

Funding streams: Categorical aide (based on staff time), special education general aid for preschool students, at risk funds,

Questions/Resources

- Looking at general education at pre-school level – continuum of services from home based setting in the community to the classroom. Challenges of providing services in these settings. Creating a more least restrictive environment for these children. KSDE is working with districts to improve relationships with non-public entities. Actively inviting participation in staff development opportunities is one way districts are helping the private settings. Where services are received is an Individualized Education Plan (IEP) team decision. It is more than a funding question. Encouraging schools to think more broadly about other dollars they have access to for supporting these programs.

State Performance Plan (SPP) Transition Indicators Natalie McClane and Heather Staab PowerPoint

Common Data Measurements- Indicators C3 (IDEA Part C) and B7 (IDEA Part B) Early Childhood Outcomes. This outcome measures:

- Positive social-emotional skills (including social relationships);
- Acquisition and use of knowledge and skills (including early language/communication and early literacy);
- Use of appropriate behaviors to meet their needs.

SPP/APR due February 1st. Part C data requires approval from the SICC subcommittees, and is signed by the SICC chair. It is not finalized yet for submission or to be shared today.

Part B Indicator 7 Early Childhood Outcomes (refer to slide for data parts A, B, and C) Data set 1 is the percentage of kids showing increased skill and 2 is the percentage of kids functioning within age expectations for each area.

- A. Positive social-emotional skills (including social relationships);
 1. 90.68%
 2. 65.94%
- B. Acquisition and use of knowledge and skills (including early language/ communication and early literacy); and
 1. 89.06%
 2. 63.03%
- C. Use of appropriate behaviors to meet their needs.
 1. 90.56%
 2. 78.02%

Data is collected by programs using authenticated web systems. As children enter Part B, initial testing and data is entered, and when the child exits Part B new data is entered as well. Staff working with the child enter the data into the database.

Part C Indicator 8 Early Childhood Transition- the percentage of toddlers with disabilities exiting Part C and entering Part B in a timely manner.

Part B Indicator 12- compliance indicator of Transition from C to B for eligible children to have an IEP developed and implemented by the child's third birthday. Goal is 100% for Kansas, currently at 99.6%. Communication has improved between partners at the local level in Kansas over the last decade, which has led to a higher percentage of compliance on Indicator 12.

SPP/APR Update

Heather Staab

Currently, at the end part of the reporting period. Eleven indicators are included on the Part C report. We will be requesting stakeholder input on targets for the next 5 year period during 2019. Part C occurs in homes and community settings. Working to boost process of engaging family input in the providing of services. Changing methods of collecting survey information to incorporate the use of tools and apps to collect this survey data. The State Systemic Improvement Plan (SSIP) for part C is around the social emotional growth of students. Data will be finalized soon and Jordan can send out information once it is finalized.

Kansas Resource Guide has transitioned to the Kansas Children's Service League (KCSL). It is now a 24 hour hotline. Press releases will be coming out soon.

SICC Updates

Jordan Christian

PowerPoint

Shared update with SEAC in July and shared the State Interagency Coordination Council (SICC) Annual report.

Transitions in Membership are occurring and waiting on the Governor's Office to confirm. Expected total membership will be 20 at the conclusion of the changes.

Success stories:

- Local Interagency Coordinating Council (LICC) approving lead agency changes.
- LICC involvement with the SICC
- Updates to LICC by-laws. Including clarification of voting members.
- Increases in parent participation, health services organizations, Local council involvement is increasing. Improved involvement with Parents as Teachers and connecting with LICC. Increased involvement with the Help Me Grow project.
- KDEC conference Feb. 27-March 1. SICC-LICC presentation at the conference.
- Sub-Committee work
- Learn the Signs Act letter of support. Supports activities to raise awareness fo kids needing services. Supports early identification and early screening.
- Website updates to include LICC information
- Expanded membership
- Local program presentation at every SICC meeting

You are invited to attend meetings or to visit the SICC website for information.

<https://www.kansasicc.org/>

Much work is occurring and being coordinated across the state in the area of school mental health. Community partnerships are a key component in this work. State Personnel Development Grant (SPDG) is the funding source for the school mental health professional development system. Working on building a tiered intervention system. Community partnerships includes more than community mental health centers (CMHC's). Currently working in a small number of districts and discussing how to ramp out and out to others..

School Mental Health Initiative (SMHI) – 5 year grant for the development of a system. It is currently in the first full year of implementation. There will be online resources available and a set of coaching protocols. Mentors will also be established to assist other districts in development of their system. The evaluation component will measure the progress and success of the initiative. This work helps inform the school mental health advisory council on the progress. This project is working with Families Together and Kansas Parent Information Resource Center (KPIRC) on family engagement pieces to support the work.

Mental Health Intervention Pilot – This is a Kansas legislative pilot project that is providing funding to focus on interventions and partnerships. This work is specifically focused on foster care students and students in state custody. It is connecting with Community Mental Health Centers and is very specific intervention work. This pilot project is also building a statewide database.

School Mental Health Advisory Council – collaborative group with the Kansas State Board of Education.

Purpose of the council:

- Coordinate with legislators/stakeholders
- Form statewide collaborative partnerships
- Advise the Kansas State Board of Education on unmet needs in school mental health

Recommendations made to the state board of Education at the meeting on January 15, 2019 for consideration are:

- Required Suicide Awareness and Prevention Training
 - 1) State Board of Education provides guidance to districts on the implementation of Jason Flatt Act that includes:
 - Initial overview for all staff
 - Differentiated training for successive years and role of staff
 - Districts develop and implement suicide protocols embedded in a crisis plan
 - 2) Direct KSDE to revisit how they monitor the implementation of the suicide prevention requirements within the accreditation regulations (K.A.R. 91-31-32(c)(12)) and provide support and resources to districts for families, students and others related to suicide awareness and prevention
 - 3) Recommend the Kansas Communities that Care Survey be promoted, and aligned to the Attorney General's Youth Suicide Prevention Task Force recommendations.

- Mandated Reporter Training
 - 1) Require staff training on mandated reporting requirements and procedures
 - 2) Required training would include signs of abuse and neglect, to include child sexual abuse
 - 3) Recommend that districts institute, revisit or revise policies related to mandated reporting

These items are not necessarily new but the level of implementation varies greatly across the state.

Suicide is a crisis in Kansas. Data pulled from the Kansas Communities that Care Survey of Kansas Students currently shows:

- 20% of students have had suicidal thoughts.
- 12% have a plan for carrying out suicide.
- 6% have made an attempt to commit suicide.

KESA requires training for suicide training – Handout of KAR 91-31-32 (12). Recommendations are based to increase training and resources available to staff and schools.

Mandated Reporter Training. This recommendation stemmed from discussion around Erin's Law on sexual abuse. Every educator is required to be a reporter but training for being a reporter is not currently required.

Handout – Child Abuse sample board policy provided by KASB.

New unit at KSDE, based on action from the 2018 legislature, Safe and Secure Schools. Much of what they do has to do with facility safety and procedures. They are also working on crisis plans and the connection that has with our mental health work.

Discussion/Comments

- Lesli Girard, Families Together, shared two handouts of resources on ACES and Toxic Stress
- She has documents to share. Contact Lesli for additional copies at Lesli@famielstoegetherinc.org.
- Mandated Reporter document from KCSL is really clear on responsibilities and will provide copies as requested.
- It is not an educator's responsibility to determine that abuse has occurred but to report that abuse is suspected. It can be done anonymously.

Motion to adjourn

Motion: Kathy Kersenbrock-Ostmeyer

Second: Chelle Kemper

Action: Passed

Thank you to all the presenters for sharing the valuable information.

Meeting adjourned at 4 PM.



Notes

Kansas Special Education Advisory Council

April 17, 2019

Call to Order:

Mike Martin called the meeting to order at 9:05 a.m.

Roll Call – Members Present:

Mike Martin
Stacie Clarkson
Tina Gibson

Rebekah Helget
Heidi Cornell
Chelle Kemper

Joan Macy
Amy Dejmaj
Kathy Kersenbrock-Ostmeyer
Marvin Miller
Deb Young

Jennifer King
Heath Peine
Lesli Girard

Judy Martin
Laura Thompson
Rocky Nichols

Members Absent:

Megan Laurent
Robb Scott

Rachel Marsh
Becci Werner

Sarah Schaffer

KSDE Staff Present:

Colleen Riley
Mark Ward
Amy Martin
Branden Johnson

Kerry Haag
Myron Melton
Brian Dempsey

Laura Jurgensen
Pat Bone
Tiffany Hester

Guests:

Mike Burgess, DRC
Shannon McKenzie
Beth Zillinger
Wayne Ball, National TA center representative for Kansas

Cary Wagstaff, Parent,
Dedra Raines
Peggy Childs

Marr Farr, KNEA
Angela Reinhardt
Tom Treacy
Pam Jenson

Approval of Agenda

Motion: Judy Martin

SECOND: Kathy Kersenbrock-Ostmeyer

Action: Approved

Approval of January 15-16, 2019 Minutes

Motion: Laura Thompson

Second: Rebekah Helget

Action: Approved

Dispute Resolution Data/Year in Review

Laura Jurgensen

Mark Ward

Handout: Due Process Decision, Formal Complaint Reports Case Law and Guidance

All decisions are posted on the legal page of the KSDE website, redacted for privacy, <https://www.ksde.org/Agency/Division-of-Learning-Services/Special-Education-and-Title-Services/Special-Education/Legal-Special-Education-Law>

- Page 23 contains statistics data from 2017-2018.
- As of today, 31 complaints received for this year. Appeals to the process definitely seem to be going up. Complexity of formal complaints and appeals is on the rise. There are more complaints this year that are systemic in nature as opposed to an individual child complaint.
- Districts may propose a resolution prior to a formal investigation resolving the complaint before the investigation takes place. Some complaints are not in the realm of special education law so they are not investigated because the complaint belongs under another form of jurisdiction. Parents are referred to the appropriate resource for resolution.
- Review of cases and laws related to them from the handout were discussed.
- OCR – Office of Civil Rights complaint. These complaints do not go through KSDE, as defined by the federal law, but are occasionally relevant to the work of KSDE in providing services to special education students.
- KASB has attorneys who represent clients. KSDE has attorneys who provide technical assistance for how to proceed in resolving situations based on legal requirements.

Emergency Safety Intervention Data

Laura Jurgensen
Myron Melton

Handouts (2): Memo to House and Senate Education Committees and Governor and Emergency Safety Intervention Data – State Level Totals

Data reporting has been required for about 6 years. The statutes require specific data elements to be included. There are now three years of data on these required elements so trends established.

Myron coordinates technical assistance to schools in the area of emergency safety interventions. We have five people who serve the schools in need of assistance for this area. The focus is how do we improve the current situations and reduce the number of instances. We work with the schools, parents and students. We focus on professional development and preventative measures as well as how we differentiate services based on need.

What does technical assistance look like from the district perspective? Rebekah shared it was a great process to provide answers instead of checks and balances in her district. This is a general education policy but special education seems to have a greater understanding of the elements involved. Professional development is key to implementing the regulations with fidelity.

Documentation of reports has increased contributing to the increase of incidents. Technical assistance provides districts an opportunity to develop a quality plan. Reported incidents are not inherently bad. Student safety is the key concern and must be addressed appropriately.

Questions

- If this historical data will continue to be presented, can we also include the number of special education students in the data?
- Do you have any explanation for the 16-17 data increase in the number of seclusion incidents and restraints incidents reduction? Laura will look into the data more thoroughly and provide more information in July.
- Please help KSDE provide responses and training that are effective.
- If there are big swings in data in any district, can we find out any causes from the data received? Pockets of success and pockets of concern.

Infinitec

TASN Provider
PowerPoint

Beth Zillinger
Peggy Childs

- Conference in December that features demonstrating how much technology opens doors for our students. The conference celebrates student award recipients.
- Technology Services for children with disabilities. Technology can effectively level the playing field for these students.
- Technology must be imbedded in best practices for effectiveness.
- Virtual coaching using Swivel. Uses phone or tablet for the camera function.
- Equipment is available for checkout from an equipment library to use with students.
- InfiniTEXT – digital text repository and book scanning service. Free for all school districts in Kansas through the TASN Infinitec project.
- Collaborates with KPIRC on parent connections.
- <http://www.myinfinitec.org/> – online classroom. Recorded trainings. Learning management system through Engage to provide activity reports to track who has completed the training and required quizzes.
- Working collaboratively with KSDE to provide training for ESI. Working with Linda Aldridge and Joan Robbins.
- Private content section allows administrators to develop their own trainings for their staff. This is only viewable for the staff of their district.

SEAC Membership 2019-2020

Thank you to Dr. Robb Scott and Dr. Judy Martin for your service.

Chair Elect Nominations

Nominations:

- Kathy Kersenbrock-Ostmeyer was nominated by Rebekah Helget.
- Heath Peine was nominated by Marvin Miller. The nomination was seconded by Kathy Kersenbrock-Ostmeyer.

Heath was elected to serve as chair-elect 2019-2020 and will serve as chair 2020-2021.

Ex-Officio Positions to consider:

- Legislative
- Consideration for students with disabilities who are recent graduates. KYEA to recruit potential members.

Specific recommendations

Continue with State Board, DRC, and KPIRC as ex-officio members.

Motion: Marvin Miller

Second: Heath Peine.

Motion passed.

First Term continuations

Mike Martin and Beccy Werner agree to serve a second term.

Approve first term continuations

Motion: Laura Thompson

Second: Joan Macy

Motion passed.

Open positions are:

- Homeless representative
- Vocational
- Private Schools

Nominations are open April 18 – May 3. Please nominate. Notification requesting nominations will be shared on KSDE list serves.

Please keep in mind that 51% of membership needs to be a person or the parent of a person with an exceptionality.

Public Comment:

Kathy Kersenbrock-Ostmeyer representing the Northwest Kansas Education Service Center. Thank you to Colleen Riley for her leadership and support for the past 12 years. Encourage leadership at KSDE and KSBE to continue with the expertise of special education in filling this position.

Recommend that you express your thoughts to Dr. Randy Watson, Dr. Brad Neuenswander, and State Board of Education members.

Working Lunch

Secondary Transition

Mike Burgess, DRC
Pam Jenson, Wisconsin Department
of Public Instruction
Transition Improvement Grant (TIG)

PowerPoint and handouts

- Providing professional development to improve transition services. Postsecondary Transition Plan (PTP) is a statewide system for all students. It is used to collect data for Indicator 13. PTP was created using IDEA money. The application is funded through discretionary dollars.
- Examples of supplemental materials and content on the Wisconsin website.
<https://dpi.wi.gov/sped/transition-improvement-grant-transition-app>
TIG events has a link to the App and some further examples.
- Increasing student input in their planning for postsecondary work and the IEP meetings was a main reason for bringing the app to Wisconsin.

- The app is really just one piece of the work involved to improve the process.

Transition Taskforce

Dean Zajic

Handout – Subcommittees – Transition Workgroup

Started July 2018 in response to build on a bill proposed in the Kansas House. Approximately 45 individuals involved from a broad representative stakeholder group.

- Six Identified priorities
- Six sub-committees have been formed with a timeline of June 1 recommendations to the leadership of the taskforce to be digested and submitted by January 2020 to the State Board and/or legislature.
- The Parents' Guide to Special Education is in the revision process to be more parent friendly with the help of Families Together and other entities.

KSDE Updates

Colleen Riley and staff

Powerpoint

Branden Johnson, Assistant Director, KSDE Career Standards and Assessment Services (CSAS), and working with the Redesign efforts.

As a result of the January SEAC meeting a survey of the redesign districts was completed. Branden shared the following results:

- Survey was completed by the pilot (lead) for each of the districts.

Question 1 – Special education directors participation in redesign 52% responded No, 47% responded yes.

Comments

- Directors were not involved in the planning process and were brought in late in the process to correct discrepancies.
- Ask special education directors for their response to the same question. The plan for this year has included direction to include the special education team in the planning process. This was not necessarily true in the Gemini I and II projects.
- Directors want to be involved from the beginning in the process as teachers and principals are not necessarily knowledgeable of the federal implications of changes. Early involvement will help pitfalls be avoided instead of having to go back and fix the problems.
- This also applies to title programs and their involvement.

Question 2 – Parent Involvement in redesign work.

- 96.4% responded yes

Comment:

- Was any thought given to parent input before applying? No. Parent/Family involvement begins early in the development of the Redesign plan but input is not sought during the application process.

Question 3- Inclusion of English Language and other special teachers

- 85.5% responded with a yes they are involved.
- Most districts with high populations have included these staff specialties.

Nineteen districts with 41 schools will join the Apollo redesign phase for next year. KSDE will continue the regional model for training and planning.

Discussion:

- Please share the need for inclusion of special education directors and coops from the beginning of team development in the redesign process.
- How does KSDE help our schools receive training and be knowledgeable to implement inclusive programs instead of pull out programs?
 - o Big blue button on the TASN website, to get to resources on evidence based practices
- Principals are still not knowledgeable about the blue button. Continue spreading the word. www.ksdetasn.org
- Thank you for the feedback and the help improving the process. Please continue to share your ideas with the redesign team.
- Could the redesign team provide updates to SEAC on the process of redesign and special education process two or three times next year? SEAC members want to provide information and receive input on the process. Jay, Tammy, and Sarah Perryman will be asked to present regularly.

Dyslexia Taskforce

Laura Jurgensen

Recommendations accepted by the State Board in January. A small team at KSDE has formed to develop action steps and timeline. Dr. Watson is continuing to update the State Board on this work.

Significant-Disproportionality

Laura Jurgensen

Analyzing data for significant disproportionality by race/ethnicity in the following areas: identification of students with disabilities, identification of students within specific disability categories, discipline of students, and placement of students in a restrictive environment. This analysis is required by IDEA and has been occurring for a number of years. KSDE analyzes this data and provides the results to districts. The Obama administration changed the regulations implementing the IDEA on this topic. The DeVos administration then delayed those changes. Advocacy groups sued over the delay of implementation and the lack of following correct procedures to delay new regulations. The DC Circuit Court agreed that US Dept. of Education did not follow necessary procedures and ordered the regulations be implemented immediately. Guidance has not been received from the U.S. Department of Education since the court ruling.

KSDE will be analyzing data in both the classic method and the revised method and will be prepared to implement either once guidance from the U.S. Department of Education is received. We will be clear in our communication with districts about the method of interpretation used.

The revised method looks at three years of data. The classic method only uses two years. KSDE will be specific about which school years have been used in the reports shared. Data used must be finalized so it will not include 2018--19 data for this year's determination.

Kansas APR

Colleen Riley

SEAC reviewed trend data at the January meeting. KSDE received feedback on clarifications needed to the reports last week and those clarifications were addressed in meetings yesterday.

The clarifications requested were minor. Determination received following the review will be shared at the July SEAC meeting.

The data used for federal reporting also helps KSDE determine what supports districts need.

IDEA application for use of federal funds is posted for public comment. The application will be submitted to Department of Education in May. No comments have been received.

OSEP staff changes

Ruth Ryder, moving away from OSEP deputy director position. She will be in the Office of Elementary and Secondary Education, which is responsible for title programs and certain grants. Her former position should be filled soon.

Secretary DeVos article Jim McNiece asked that this article looking at seclusion and restraint be shared with SEAC. No federal law exists on seclusion and restraint. Thank you SEAC for taking on this topic for Kansas and providing recommendations to the State Board and Legislature.

The Early Childhood, Elementary and Secondary Education Subcommittee of the United States House Education & Labor Committee recently held a hearing on the use of seclusion and restraint. A teacher from Kansas testified and spoke eloquently and informatively about the Kansas requirements and her efforts to reduce the use of seclusion and restraint in her classroom.

Personnel shortages

Handout: Policy brief from The CEEDAR Center

Personnel shortages are a topic of high concern across Kansas. Kansas must not dilute the profession just to fill positions. Other ways to address this issue must be considered.

Kansas ABLE Savings Plan –

Tom Treacy, Kansas State Treasurers Office

PowerPoint

- Investment accounts for people with disabilities.
- Restrictions for opening an account beyond age 26? No, as long as they are identified prior to that age.
- There is discussion of raising the age of identification from 26 to 46.
- A Provision has passed for Medicaid not to be able to take the money from the ABLE account for any reason.

KSDE Updates Continued

Legislative

Laura

From a special education standpoint, this has been a very quiet session. No bills are active that will impact special education directly. The *Gannon* case is currently underway to determine legality of the funding legislation that has passed.

Supportive decision-making agreements acts – Provision to create a team of folks that inform decision making for an individual while the individual retains decision-making authority. It is currently an item available to insert during a conference committee. It may or may not make it through this legislative session.

Protected income level – Federal income guidelines – motion in the budget to raise the limit to \$1,177 from \$747.

Council for Exceptional Children (CEC) National Conference was held in Indiana in February.

This is a great conference for teachers, children, and families. Next year it will be held February 5-8, 2020 in Portland, OR. This conference focuses on celebrating children with exceptionalities and viewing their abilities as opposed to their disabilities.

Kansas CEC will be holding a conference May 31st at the Kansas Association of School Boards Office in Topeka. Kansas CEC presents students the “Yes I Can” award.

Upcoming Conferences Handouts – SEAC member travel is supported for these events.

- Impact Institutes
- KSDE TASN Leadership Conference
- Kansas MTSS Symposium
- KSDE Annual Conference
- Tri-State Law Conference (Iowa, Nebraska, Kansas)
- TASN Kansas Infinitec Coalition Technology Conference

Council Member Updates

- Families Together – Lesli. Handouts. Tiered services triangle and updated report based on the tiered levels. Families Together is providing IEP mentoring for families. Using the Life Course Framework. Would be cool to incorporate some of this information into the transition APP for Kansas. Families Together and Heidi Cornell at WSU are doing a research project to determine the efficacy of the IEP support mentor project. They have also submitted a proposal to present at CEC next year.
- KASEA – Heath
 - o KASEA Conference this year was much improved. Feedback was excellent. Lessons were learned for future years. Vendors want to help us improve.
 - o Legislative committee- met 8-10 times with 8-10 members present for discussion.
 - o Awards – five will be given this year at the summer leadership conference.
- DRC – Rocky – Reminder to members of SEAC of the program that serves disability members that are crime victims. <http://www.drckansas.org/publications/drc-disability-crime-victims-brochure/view>
- Judy – Homelessness – Maureen Ruhlman is providing professional development across the state now. Remember, all liaisons must have training.
- Marvin – Kansas CEC May 31st 2019 Get Engaged, KASB

Colleen expressed her appreciation for SEAC and the work it has done during her tenure at KSDE. Keep up the work of providing a voice for children. Thank you for your support! The Kansas Special Education and Title Services team is the best in the county, bar none.

Adjourn

Motion: Kathy Kersenbrock-Ostmeyer

Second: Marvin Miller

Motion Passed

Adjourned at 3:08 PM