

**MISSOURI DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION
OFFICE OF SPECIAL EDUCATION - COMPLIANCE
STANDARDS AND INDICATORS REVISIONS
JULY 31, 2015**

Indicator Number	Current	Proposed	Reason
100.300	NOTE (4): Missouri Constitution and case law prohibit the provision of services, equipment, materials, or personnel on the premises of a private school.	CHANGE (add red) NOTE (4): Missouri Constitution and case law prohibit the provision of services, equipment, materials, or personnel on the premises of a private school unless provided in a neutral location (refer to current guidance on Department’s website)	Clarification and reference to additional guidance
100.470	100.470.e. Demonstrate subject-matter competency in every core subject taught either through: <ul style="list-style-type: none"> ○ Praxis II Test. ○ HOUSSE Rule (House Objective Uniform State Standard of Evaluation). NOTE: Core academic subjects are English, reading or language arts, mathematics, science, foreign languages, civics and government, economics, arts, history, and geography. Special education teachers teaching MAP-A students at any grade level need to demonstrate subject-matter competency at the elementary level.	Add red: 100.470.e. Demonstrate subject-matter competency in every core subject taught either through: <ul style="list-style-type: none"> ○ Missouri Content Assessments (after September 2014) or the Praxis II Test ○ HOUSSE Rule (House Objective Uniform State Standard of Evaluation). NOTE: Core academic subjects are English, reading or language arts, mathematics, science, foreign languages, civics and government, economics, arts, history, and geography. Special education teachers teaching only MAP-A students at any grade level need to demonstrate subject-matter competency at the elementary level.	Match new certification standards
200.10	Referral is present for an initial evaluation or a reevaluation at parent request (NA required triennial reevaluation) SP(III)	Delete blue. Referral is present for an initial evaluation or a reevaluation at parent request (NA required triennial reevaluation) SP(III)	Indicator is for initial evaluation process. Reevaluation process begins with Indicator 200.330
200.10.b	200.10.b. Reason(s) for the referral and description of concern(s) which address information that describes why the child is suspected of having a disability and in need of evaluation.	Delete blue. Add red. 200.10.b(1). Reason(s) for the referral 200.10.b(2). and a description of concern(s) which address information that describes why the child is suspected of having a disability 200.10.b(3). and in need of evaluation to determine eligibility for special education.	Clarification

Indicator Number	Current	Proposed	Reason
200.10	NOTE (3): After parent referral, the agency must determine, in a timely manner, but not more than 30 calendar days from the date of the request, if there is a reason to suspect a disability or a need for evaluation. Delays beyond this time may be permitted for just cause (school breaks for summer or holidays, student illness, etc.) and documented in the student’s record. If there is no reason to suspect a disability, or a need for evaluation, the agency provides the parents with a Notice of Action refusing the requested evaluation.	Delete blue. Add red. NOTE (3): After parent referral, the agency must determine, in a timely manner, but not more than 30 calendar days from the date of the request, if there is a reason to suspect a disability or a need for evaluation. Delays beyond this time may be permitted for just cause (school breaks for summer or holidays, student illness, etc.) and documented in the student’s record. If there is no reason to suspect a disability, or a need for evaluation , the agency provides the parents with a Notice of Action refusing the requested evaluation to determine eligibility for special education.	This indicator is for initial evaluations – need for evaluation implies a reevaluation.
200.20	A copy of the Procedural Safeguards statement is given to the parent at the time of initial referral for evaluation.	Delete blue. Add red. A copy of the Procedural Safeguards statement Notice is given to the parent at the time of initial referral for evaluation.	Consistent language
200.30	A group of individuals meeting the requirements of an IEP Team and other qualified professionals, as appropriate, reviewed all relevant existing evaluation data on the child. The information reviewed should include: <ul style="list-style-type: none"> o Evaluations and information provided by the parents of the child. o Performance on current classroom-based assessments. o Performance on State and agency-wide assessments. o Classroom-based observations. o Observations by teachers and related services providers, if available and applicable. 	Delete blue. Add red. A group of individuals meeting the requirements of an IEP Team and other qualified professionals, as appropriate, reviewed all relevant existing evaluation data on the child. The information reviewed should must include: <ul style="list-style-type: none"> o Evaluations and information provided by the parents of the child. o Performance on current classroom-based assessments. o Performance on State and agency-wide assessments. o Classroom-based observations. o Observations by teachers and related services providers, if available and applicable. 	Clarification
200.50	200.50 Written Notice, no additional data needed, consent required: 300.503(a)(1); SP(V)	Add red. 200.50 Written Notice, no additional data needed, consent required: 300.503(a)(1); 300.300 ; SP(V)	Add additional reference in federal regulations for clarification

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200.70	<p>200.70 Written Notice, consent required: 300.503(a)(1); SP(V)</p>	<p>Add red.</p> <p>200.70 Written Notice, consent required: 300.503(a)(1); 300.300; SP(V)</p>	Add additional reference in federal regulations for clarification
200.160	<p>Documentation that the parent(s) was notified of the eligibility staffing is in the child’s file. 200.160.a. The parent(s) is notified early enough to ensure an opportunity to participate.</p>	<p>Delete blue. Add red.</p> <p>Documentation that the parent(s) was notified of the eligibility staffing is in the child’s file. Documentation is present that the parent was notified of the eligibility staffing. 200.160.a. The parent(s) is notified early enough to ensure an opportunity to participate.</p>	Make wording match 200.430
200.600	<p>200.600 Parent is notified of the IEP meeting: 300.322(a)(1); SP(IV)</p>	<p>Add red.</p> <p>200.600 Parent is notified of the IEP meeting: 300.321(c); 300.322(a)(1); SP(IV)</p>	Add additional reference in federal regulations for clarification
200.600	<p>Documentation is present that the parent was notified of the IEP meeting: 200.600.a. The parent is notified early enough to ensure an opportunity to participate.</p>	<p>Add red.</p> <p>Documentation is present that the parent was notified of the IEP meeting: 200.600.a. The parent is notified early enough to ensure an opportunity to participate.</p> <p>200.600.a(1) Parent participated in the IEP team meeting OR 200.600.a(2) Documentation of two attempts to invite parent to the IEP meeting with the second attempt being a direct contact (regular or certified mail, phone call, or in person contact).</p>	Clarification to match update in State Plan in July 2015

Indicator Number	Current	Proposed	Reason
200.610	200.610 Content of the notification (verbal or written) is documented: 300.322(b)(1)(2); SP(IV)	Add red. 200.610 Content of the notification (verbal or written) is documented: 300.321(c); 300.322(b)(1)(2); SP(IV)	Add additional reference in federal regulations for clarification
200.700.d	200.700.d An IEP meeting may be conducted without a parent in attendance after the agency has attempted to arrange two (2) separate meetings as outlined below. The agency must have documentation of the two (2) attempts to arrange the meetings. Documentation includes one or more of the following: 200.700.d.(1) Records of telephone calls made and results. 200.700.d.(2) Copies of correspondence sent and responses received. 200.700.d.(3) Records of visits made to the home or place of employment and results.	Add red. 200.700.d An IEP meeting may be conducted without a parent in attendance after the agency has attempted to arrange two (2) separate meetings as outlined below. The agency must have documentation of the two (2) attempts to arrange the meetings with the second attempt being a direct contact (contact (regular or certified mail, phone call, or in person contact)). Documentation includes one or more of the following: 200.700.d.(1) Records of telephone calls made and results. 200.700.d.(2) Copies of correspondence sent and responses received. 200.700.d.(3) Records of visits made to the home or place of employment and results.	Clarification to match update in State Plan in July 2015

Indicator Number	Current	Proposed	Reason
200.730	Blank	<p>Add red</p> <p>200.730.c The Release of Information contains the following content: 200.730.c(1) A dated signature of parent or eligible student (Date represents date permission given for release of information). 200.730.c(2). Specific records to be disclosed. 200.730.c(3). A statement describing reason(s) for disclosure. 200.730.c(4). Individual(s) or agency(ies) to which disclosure is to be made.</p>	This is a student level indicator for desk reviews
200.820	Documentation includes a statement of the special education services based on peer reviewed research to the extent practicable to be provided to the child or on behalf of the child:	<p>Add red.</p> <p>Documentation includes a statement of the special education services based on peer reviewed research to the extent practicable to be provided to the child or on behalf of the child to advance appropriately toward obtaining the annual goals:</p>	Clarification
200.820.d	200.820.d. Location (states the type of environment for provision of the services - e.g., regular education classroom, resource classroom, community worksite, community child care center, etc.).	<p>Delete blue. Add red.</p> <p>200.820.d. Location (states the type of environment for provision of the services - e.g., regular education classroom, resource special education classroom, community worksite, community child care center, etc.).</p>	Update language

Indicator Number	Current	Proposed	Reason
200.920.a	200.920.a. The child's participation in agency-wide assessments.	Add red. 200.920.a. The child's participation in agency-wide assessments as described in the agency's assessment plan.	Additional guidance
200.1040.j.	For students attending Missouri Schools for the Severely Handicapped, Missouri School for the Blind, and Missouri School for the Deaf: 200.1040.j. Placement determinations are made during the annual IEP review/revision meeting. If the local agency is unable to attend this meeting, they must document that placement options were discussed with the parent at another time	Delete blue. Add red. For students attending Missouri Schools for the Severely Handicapped Disabled, Missouri School for the Blind, and Missouri School for the Deaf: 200.1040.j. Placement determinations are made during the annual IEP review/revision meeting. If the local agency is unable to attend this meeting, they must document that placement options were discussed with the parent at another time	Update terminology
200.1050	200.1050 Notice and Consent for Initial Services is provided/ obtained 300.503(a)(1); SP(V)	Delete blue. Add red. 200.1050 Notice for Initial Eligibility and Notice and with Consent for Initial Services is provided/ obtained 300.503(a)(1); SP(V)	
200.1050.a and 200.1050.b	200.1050.a. A written notice is provided to the parent prior to provision of services. 200.1050.a.(1) Prior Written Notice to parents for their consent to initiate services in special education must include the category of disability and subcategories, if appropriate, under which the child qualified for those services. AND 200.1050.b. Signed parental consent for the initial services is obtained prior to provision of services.	Delete blue. Add red. 200.1050.a. A written notice is provided to the parent prior to provision of services. 200.1050.a.(1)b The Prior Written Notice to parents for their consent to initiate services in special education must include the eligibility category of disability and subcategories, if appropriate, under which the child qualified for those services. AND 200.1050.b.c Signed parental consent for the initial services is obtained prior to provision of services.	Clarification

Indicator Number	Current	Proposed	Reason
200.1310	<p>200.1310 Procedural Safeguards Statement provided: 300.504; SP(V)</p> <p>Documentation is present that a copy of the Procedural Safeguards Statement for children and parents was provided to the parent</p> <p>200.1310.a. At least one time per year. 200.1310.a.(1) Date provided (m/d/y). 200.1310.a.(2) Dates of provision are not more than 365 days apart.</p> <p>200.1310.b. Upon parent request</p> <p>NOTE: The Procedural Safeguards statement must also be provided to the parent at the following times:</p> <ul style="list-style-type: none"> o Upon initial referral or parental request for evaluation (see Indicator 200.10). o In certain disciplinary circumstances (see Document 300-Discipline). o Upon the first occurrence of the filing of a Due Process Hearing request (In this case a copy of the Procedural Safeguards will be provided by DESE). 	<p>Delete blue. Add red.</p> <p>2200.1310 Procedural Safeguards Statement Notice provided: 300.504; SP(V)</p> <p>Documentation is present that a copy of the Procedural Safeguards Statement Notice for children and parents was provided to the parent</p> <p>200.1310.a. At least one time per year. 200.1310.a.(1) Date provided (m/d/y). 200.1310.a.(2) Dates of provision are not more than 365 days apart.</p> <p>200.1310.b. Upon parent request</p> <p>NOTE: The Procedural Safeguards Statement Notice must also be provided to the parent at the following times:</p> <ul style="list-style-type: none"> o Upon initial referral or parental request for evaluation (see Indicator 200.10). o In certain disciplinary circumstances (see Document 300-Discipline). o Upon the first occurrence of the filing of a Due Process Hearing request (In this case a copy of the Procedural Safeguards will be provided by DESE). 	Making language consistent throughout
550.140.c	<p>550.140.c. Obtained parental consent for initial placement</p>	<p>Delete blue. Add red.</p> <p>550.140.c. Obtained parental consent for initial placement services</p>	Make consistent with 300.503(a)(1); SP(V) and indicator 200.1050. Parental consent is for initial services not initial placement.

Indicator Number	Current	Proposed	Reason
1400.40.d	1400.40.d. At least one person qualified to conduct individual diagnostic examinations of children such as a school psychologist, school psychological examiner, speech/language pathologist or remedial reading teacher.	Add red . 1400.40.d. At least one person qualified to conduct individual diagnostic examinations of children such as a school psychologist, school psychological examiner, speech/language pathologist, special education teacher , or remedial reading teacher.	Clarification
1400.60.f – h	1400.60.f. Limited English Proficiency; 1400.60.g. Lack of appropriate instruction in reading, including the essential components of reading instruction: <ul style="list-style-type: none"> • Phonemic Awareness • Phonics • Vocabulary Development • Reading Fluency including oral reading skills • Reading Comprehension Strategies; and 1400.60.h. Lack of appropriate instruction in math.	Delete blue . 1400.60.f. Limited English Proficiency; 1400.60.g. Lack of appropriate instruction in reading, including the essential components of reading instruction: <ul style="list-style-type: none"> • Phonemic Awareness • Phonics • Vocabulary Development • Reading Fluency including oral reading skills • Reading Comprehension Strategies; and 1400.60.h. Lack of appropriate instruction in math.	Duplication of Indicators 200.260.a-c This exclusionary statement is not included on other eligibility categories separately from 200.260.a-c
2000.30	2000.30.b. The documentation includes a description of the adverse educational impact of the physical impairment.	Delete blue . Add red 2000.30.b. The documentation includes a description of the adverse educational impact of the physical visual impairment.	Clarification