

STANDARDS AND INDICATORS REVISIONS – JULY 2014

Indicator Number	Current	Proposed	Reason
100.10	<p><b>100.10</b> Newspaper notice: (NA for Charter Schools)</p> <p><b>100.10.a.</b> One (1) published newspaper notice, billing or paid receipt, which indicates the date of publication. <b>100.10.b.</b> Notice is published on an annual basis prior to November 1.</p> <p>Documentation: Public notice; billing; or paid receipt</p>	<p>CHANGE (add red ) <b>100.10</b> Newspaper notice or publication on school district’s website (NA for Charter Schools)</p> <p><b>100.10.a.</b> One (1) published newspaper notice, billing or paid receipt, which indicates the date of publication. <b>100.10.b.</b> Notice is published on an annual basis prior to November 1. <b>OR</b> <b>100.10.c.</b> The notice is posted on the school district’s website</p> <p>Documentation: Public notice; billing; or paid receipt, screenshots of notice and webpage links</p>	Revision to State Plan in December 2013
100.295	<p><b>100.295</b> Use of Public Benefits or Insurance</p> <p>Documentation is present that annual written notice is provided to the child’s parent before accessing parents’ public benefits or public insurance and consent is granted.</p> <p><b>100.295.a.</b> Notification is written.</p> <p><b>100.295.b.</b> Notification is written in language understandable to the general public.</p> <p><b>100.295.c.</b> Notification is written in the parent’s native language or other mode of communication.</p> <p><b>100.295.d.</b> Requires one time signed and dated</p>	<p>ADD red: <b>100.295.n.</b> Includes a statement that the public agency may not require parents to incur an out-of-pocket expense such as the payment of a deductible or co-pay amount incurred in filing a claim for services. <b>100.295.o.</b> Includes a statement that the public agency may not use a child’s benefits under a public benefits or insurance program if that use would <b>100.295.o(1)</b> Decrease available lifetime coverage or any other insured benefit <b>100.295.o(2)</b> Result in the family paying for services that would otherwise be covered by the public benefits or insurance program and that are required for the child outside of the time the child is in school</p>	Revision to State Plan in December 2013

	<p>written consent to access the public benefit</p> <p>The notification includes the following:</p> <p><b>100.295.e.</b> What information will be disclosed</p> <p><b>100.295.f.</b> The purpose of the disclosure</p> <p><b>100.295.g.</b> What agency will receive the information</p> <p><b>100.295.h.</b> Includes a statement that consent from the parent is required before using the public benefit</p> <p><b>100.295.i.</b> Includes a statement about no cost to the parent to use the benefit for the child to receive the special education services.</p> <p><b>100.295.j.</b> Includes information about the right to withdraw consent at any time.</p> <p><b>100.295.k.</b> Includes information about the right to refuse to give consent.</p> <p><b>100.295.l.</b> Includes information that the school district must provide all special education services at no charge to the parent or child even if consent is withdrawn or refused.</p> <p><b>100.295.m.</b> Includes a statement that the parent understands and agrees that the LEA will access the public benefits notice is provided to the child's parent before accessing parents; public benefit.</p>	<p><b>100.295.o(3)</b> Increase premiums or lead to cancellation of benefits or insurance</p> <p><b>100.295.o(4)</b> Risk loss of eligibility for home and community-based waiver, based on aggregate health-related expenditures.</p>	
<b>100.370</b>	<b>100.370.a.</b> Parent is provided notification prior to	Add red:	Clarification

	the destruction of information.	<b>100.370.a.</b> Parent is provided notification <b>at the last known address</b> prior to the destruction of information.	
<b>200.10</b>	NOTE (4): Referrals made by Parents as Teachers are considered parent referrals.	CHANGE (add <b>red</b> and delete strikethroughs): NOTE (4): Referrals made by Parents as Teachers are considered <del>parent</del> <b>agency</b> referrals.	Change in DESE guidance / will match flow charts
<b>200.50</b>	<p><b>200.50</b> Written Notice, <b>no</b> additional data needed, <b>no</b> consent required: 300.503(a)(1); SP(V)</p> <p>If it is determined that no additional data is necessary as part of the initial evaluation, written notice is provided to the parent after the review of existing data and prior to an eligibility determination.</p> <p><b>200.50.a.</b> Date of Notice (m/d/y) is not more than thirty (30) calendar days from date of the referral.</p> <p><b>200.50.b.</b> Date of Notice (m/d/y) is prior to eligibility determination.</p>	<p>CHANGE (add <b>red</b> and delete strikethroughs): <b>200.50</b> Written Notice, <b>no</b> additional data needed, <del>no</del> consent required: 300.503(a)(1); SP(V)</p> <p>If it is determined that no additional data is necessary as part of the initial evaluation, written notice is provided to the parent after the review of existing data and <b>consent obtained</b> prior to an eligibility determination.</p> <p><b>200.50.a.</b> Date of Notice (m/d/y) is not more than thirty (30) calendar days from date of the referral.</p> <p><b>200.50.b.</b> Date of Notice (m/d/y) is prior to eligibility determination.</p> <p>ADD <b>red</b>: <b>200.50.c.</b> Parent signature and date (m/d/y): o Indicates parent has been fully informed in her/his native language or other mode of communication for all activities for which consent is sought. o Grants consent for the proposed initial evaluation and eligibility determination.</p>	Update to match state plan, forms and current guidance
<b>200.60</b>	<p><b>200.60</b> Written Notice, additional data needed, <b>no</b> consent required: 300.503(a)(1); SP (V)</p> <p>Agencies are not required to obtain parental consent when collecting data through one of the following methods: o Teacher and related service provider</p>	Delete indicator	Matches current guidance in flow charts, and model RED form.

	<p>observations</p> <ul style="list-style-type: none"> <li>o Ongoing classroom evaluation</li> <li>o Administration of or review of the results of adapted or modified assessments that are administered to all children in a class, grade, or school. If it is determined that additional data is necessary and that data will be collected through one of the above methods, written notice is provided to the parent after the review of existing data and prior to an eligibility determination.</li> </ul> <p><b>200.60.a.</b> Date of Notice (m/d/y) is not more than thirty 30 calendar days from date of agency referral or parent request to evaluate.</p> <p><b>200.60.b.</b> Date of Notice (m/d/y) is prior to eligibility determination.</p>		
<p><b>200.130</b></p>	<p><b>200.130</b> Statement of protection for parents and children under Procedural Safeguards:</p> <p><b>200.130.a.</b> A statement indicating that the parent of a child with a disability has protection under Procedural Safeguards.</p> <p>NOTE: This statement on the notice is not necessary if a copy of the <i>Procedural Safeguards for Children and Parents</i> statement is provided with the notice.</p>	<p>CHANGE (add red and delete strikethroughs):</p> <p><b>200.130</b> <del>Statement of protection for parents and children under Procedural Safeguards:</del>  <b>Procedural Safeguards statement:</b></p> <p>The Prior Written Notice must contain the following:</p> <p><b>200.230.a.</b> A statement that the parent has protection under Procedural Safeguards.</p> <p><b>200.130.b.</b> How to obtain a copy of Procedural Safeguards.</p> <p><b>200.130.c.</b> Sources for parent to contact to understand the provisions of the Procedural Safeguards.</p> <p><b>OR</b></p> <p><b>200.130.d.</b> A copy of the Procedural Safeguards was provided.</p> <p><del><b>200.130.a.</b> A statement indicating that the parent of a child with a disability has protection under Procedural Safeguards.</del></p> <p><del>NOTE: This statement on the notice is not necessary if a copy of the <i>Procedural Safeguards for Children and Parents</i> statement is provided with the notice.</del></p>	<p>Clarification to match pattern for this requirement found in other indicators</p>

<p><b>200.140</b></p>	<p><b>200.140</b> Means to obtain a copy of <i>Procedural Safeguards for Children and Parents</i> statement:</p> <p>(NA if a copy of <i>Procedural Safeguards for Children and Parents</i> statement is provided)</p> <p><b>200.140.a.</b> A statement indicating how the parent can obtain a copy of the <i>Procedural Safeguards for Children and Parents</i>.</p> <p>NOTE: The statement may include the name and telephone number of the local education agency contact person/Director of Special Education. In addition, a contact number for the Office of Special Education at the Missouri Department of Elementary and Secondary Education may be included on the Notice.</p> <p>Notice of Action</p>	<p>DELETE</p>	<p>Combined with 200.130 following pattern found in other Indicators</p>
<p><b>200.150</b></p>	<p>Sources to obtain assistance in understanding Procedural Safeguards: (NA if a copy of Procedural Safeguards is provided)</p> <p><b>200.150.a.</b> Sources for the parent to contact to obtain assistance in understanding the Procedural Safeguards are provided on the Notice.</p> <p>NOTE: The statement may include the name and telephone number of the local education agency contact person/Director of Special Education. In addition, a contact number for the Office of Special Education at the Missouri Department of Elementary and Secondary Education may be included on the Notice.</p> <p>Notice of Action</p>	<p>DELETE</p>	<p>Combined with 200.130 following pattern found in other Indicators</p>
<p><b>200.180</b></p>	<p>The eligibility staffing is held: <b>200.180.a.</b> Within sixty (60) calendar days of the date of the Notice to Evaluate, if no consent</p>	<p>CHANGE (add red and delete strikethroughs): The eligibility staffing is held: <b>200.180.a.</b> Within sixty (60) calendar days of the date of</p>	<p>Clarification of the exceptions to the 60 day timeline and the two</p>

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	<p>required.</p> <p><b>OR</b></p> <p><b>200.180.b.</b> Where parental consent is required, within sixty (60) calendar days of the agency’s receipt of the parent’s signed consent.</p> <p><b>OR</b></p> <p><b>200.180.c.</b> If the evaluation process exceeds 60 days, an explanation for the extension is documented (e.g., snow days, agency vacation days, child’s absence because of illness, and summer break.)</p> <p><b>OR</b></p> <p><b>200.180.d.</b> In determining eligibility for Specific Learning Disabilities (SLD), the parents and evaluation professionals extended the educational evaluation timeline by mutual written agreement</p> <p><b>OR</b></p> <p><b>200.180.e.</b> For First Step eligible children referred to First Steps at least 90 days prior to their 3<sup>rd</sup> birthday, the eligibility determination must be made prior to the 3<sup>rd</sup> birthday.</p>	<p>the Notice to Evaluate, if no consent required.</p> <p><b>OR</b></p> <p><b>200.180.b.</b> Where parental consent is required, within sixty (60) calendar days of the agency’s receipt of the parent’s signed consent.</p> <p><b>OR</b></p> <p><b>200.180.c.</b> If the evaluation process exceeds 60 days, an explanation for the extension is documented (e.g., snow days, agency vacation days, child’s absence because of illness, summer break, etc.)</p> <p><b>OR</b></p> <p><b>200.180.d.</b> In determining eligibility for Specific Learning Disabilities (SLD), the parents and evaluation professionals extended the educational evaluation timeline by mutual written agreement</p> <p><b>OR AND (if applicable)</b></p> <p><b>200.180.e.</b> For First Step eligible children referred to First Steps at least 90 days prior to their 3<sup>rd</sup> birthday, the eligibility determination must be made prior to the 3<sup>rd</sup> birthday.</p>	<p>possible timeline requirements for First Step children</p>
<b>200.245</b>	<p><b>200.425.c.</b> If the evaluation process exceeds 60 days, an explanation for the extension is documented (e.g., snow days, agency vacation days, child’s absence because of illness, and summer break.)</p>	<p><b>ADD red:</b></p> <p><b>NOTE: Weekends are counted as calendar days except during extended breaks when school is not in session (i.e. holiday break in December and summer break.)</b></p>	<p>Clarification</p>
<b>200.270</b>	<p>Eligibility determinations are made by a group of qualified professionals and the parent of the child. The evaluation report documents:</p> <p><b>200.270.a.</b> The names and roles of the individuals attending the eligibility determination meeting.</p> <p>For Specific Learning Disabilities, the eligibility determination team must include:</p> <p><b>200.270.b.</b> The child’s regular education teacher.</p> <p><b>OR</b></p> <p><b>200.270.c.</b> If the child does not have a regular teacher, a regular classroom teacher qualified to teach a child of her/his age.</p>	<p><b>CHANGE (add red and delete strikethroughs):</b></p> <p>Eligibility determinations are made by a group of qualified professionals and the parent of the child. The evaluation report documents:</p> <p><b>200.270.a.</b> The names and roles of the individuals attending the eligibility determination meeting.</p> <p><del>For Specific Learning Disabilities, the eligibility determination team must include:</del></p> <p><del><b>200.270.b.</b> The child’s regular education teacher.</del></p> <p><del><b>OR</b></del></p> <p><del><b>200.270.c.</b> If the child does not have a regular teacher, a regular classroom teacher qualified to teach a child of</del></p>	

	<p><b>OR</b>  <b>200.270.d.</b> For a child of less than school age, an individual qualified to teach a child of her/his age.  <b>AND</b>  <b>200.270.e.</b> At least one person qualified to conduct individual diagnostic examinations of children.  <b>Note for SSD and Component Districts of SSD:</b>  <i>Component districts of a Special School District designate appropriate staff to participate in the group that makes the eligibility determination.</i></p>	<p>her/his age.  <b>OR</b>  <del><b>200.270.d.</b> For a child of less than school age, an individual qualified to teach a child of her/his age.</del>  <b>AND</b>  <del><b>200.270.e.</b> At least one person qualified to conduct individual diagnostic examinations of children</del>  <b>NOTE (1): For Specific Learning Disabilities, the eligibility determination team must include:</b>  The child's regular education teacher <b>OR</b> if the child does not have a regular teacher, a regular classroom teacher qualified to teach a child of her/his age <b>OR</b> for a child of less than school age, an individual qualified to teach a child of her/his age <b>AND</b> at least one person qualified to conduct individual diagnostic examinations of children. Refer to indicator 1400.40.a-d.  <b>Note (2) for SSD and Component Districts of SSD:</b>  <i>Component districts of a Special School District designate appropriate staff to participate in the group that makes the eligibility determination.</i></p>	
<b>200.360.a</b>	<p><b>200.360.a.</b> Date of the Notice (m/d/y) is not more than 30 calendar days from documented date of review of existing data.</p>	<p>CHANGE (add red)  <b>200.360.a.</b> Date of the Notice (m/d/y) is not more than 30 calendar days from documented date of review of existing data <b>or the date of parent request for a reevaluation.</b></p>	Clarify evaluation timeline
<b>200.355</b>	<p><b>200.355</b>  Written Notice, additional data needed, <b>no</b> consent required:  300.503(a)(1); SP (V)</p> <p>Agencies are not required to obtain parental consent when collecting data through one of the following methods:</p> <ul style="list-style-type: none"> <li>o Teacher and related service provider observations</li> <li>o Ongoing classroom evaluation</li> <li>o Administration of or review of the results of</li> </ul>	Delete indicator	DESE interpretation that when additional data is collected after the RED meeting, this equates to an evaluation and requires consent for a reevaluation. Matches current guidance in flow charts, and model RED form.

	<p>adapted or modified assessments that are administered to all children in a class, grade, or school</p> <p>If it is determined that additional data is necessary and that data will be collected through one of the above methods, written notice is provided to the parent after the review of existing data and prior to a determination of continued eligibility.</p> <p><b>200.355.a.</b> Date of Notice (m/d/y) is not more than thirty (30) calendar days from date of agency referral or parent request to evaluate.</p> <p><b>200.355.b.</b> Date of Notice (m/d/y) is prior to determination of continued eligibility.</p>		
<b>200.460</b>	<p><b>200.460</b></p> <p>Parent is provided a copy of the evaluation report: (NA if no assessments required)</p> <p>300.306(a)(2) SP(III)</p>	<p>CHANGE (add red )</p> <p><b>200.460</b></p> <p>Parent is provided a copy of the evaluation report: (NA if no assessments required <b>and eligibility category remains the same as previous eligibility determination</b>)</p> <p>300.306(a)(2) SP(III)</p>	<p>Clarify that evaluation report is required when eligibility changes to document eligibility determination</p>
<b>200.730.b</b>	<b>blank</b>	<p>ADD red:</p> <p><b>200.730.b.</b> Consent for Release of Information was obtained for any person other than the parent or district staff attending the IEP meeting prior to the start of the IEP meeting.</p> <p><b>NOTE: District staff includes district employees including any contracted staff</b></p>	<p>FERPA requires written consent for release of information</p>
<b>200.850</b>	<p><b>200.850</b></p> <p>Program modifications and Accommodations: 300.320(a)(7); SP(IV)</p> <p>IEP includes a statement of the program modifications that will be provided to enable the child to advance appropriately toward attaining the annual goals, to be involved in and make progress</p>	<p>CHANGE (add red and delete strikethroughs):</p> <p><b>200.850</b></p> <p>Program modifications and <del>Accommodations</del> accommodations: 300.320(a)(7); SP(IV)</p> <p>IEP includes a statement of the program modifications <b>and accommodations</b> that will be provided to enable the</p>	<p>Making language consistent throughout</p>

	<p>in the general education curriculum and to participate in extra-curricular and other non-academic activities and to be educated and participate with other children with disabilities and non-disabled children:</p> <p><b>200.850.a.</b> A description of the specific program modifications.</p> <p><b>200.850.b.</b> Duration (i.e., beginning and ending date for services).</p> <p><b>200.850.c.</b> Location (states the type of environment for provision of the services - e.g., regular education classroom, resource classroom, etc.).</p> <p><b>200.850.d.</b> Frequency (states how often the services will occur - e.g., daily, weekly, monthly).</p>	<p>child to advance appropriately toward attaining the annual goals, to be involved in and make progress in the general education curriculum and to participate in extra-curricular and other non-academic activities and to be educated and participate with other children with disabilities and non-disabled children:</p> <p><b>200.850.a.</b> A description of the specific program modifications <b>and accommodations.</b></p> <p><b>200.850.b.</b> Duration (i.e., beginning and ending date for services).</p> <p><b>200.850.c.</b> Location (states the type of environment for provision of the services - e.g., regular education classroom, <del>resource</del> <b>special education</b> classroom, etc.).</p> <p><b>200.850.d.</b> Frequency (states how often the services will occur - e.g., daily, weekly, monthly).</p>	
<b>400.110</b>	<p><b>400.110.a.</b> A qualified speech pathologist is an active participant in the development and revision of the IEP.</p>	<p>CHANGE (add red and delete strikethroughs):</p> <p><b>400.110.a.</b> A qualified speech pathologist is an active participant in <del>the development and revision of the IEP.</del> <b>writing and developing the initial IEP.</b></p> <p>ADD red:</p> <p><b>400.110.b.</b> A qualified speech pathologist is an active participant in writing, developing, revising and/or modifying any subsequent IEPs when their services are considered.</p>	Clarification to Speech Implementer Guidance
<b>400.120</b>	<p><b>400.120.a</b> The agency continues efforts to recruit a qualified speech pathologist on an annual basis</p> <p>NOTE: Approval to use the speech implementer model is given on an annual basis and requires the agency to actively recruit for a qualified speech pathologist prior to requesting approval to use the model</p>	<p>CHANGE (add red):</p> <p><b>400.120.a.</b> The agency continues efforts to recruit a qualified speech pathologist <b>and/or a qualified speech language pathology assistant</b> on an annual basis</p> <p>NOTE: Approval to use the speech implementer model is given on an annual basis and requires the agency to actively recruit for a qualified speech pathologist <b>and/or a qualified speech language pathology assistant prior</b> to requesting approval to use the model. <b>Documentation of the recruitment efforts must be submitted annually with the Application for Approval of the Speech Implementer</b></p>	Update to Speech Implementer Guidance

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		<b>Model.</b>	
<b>1200.20</b>	<b>1200.20.b</b> The documentation includes a description of the educational concerns	CHANGE (add red and delete strikethroughs): <b>1200.20.b.</b> The documentation includes a description of the <del>educational concerns</del> <b>adverse educational impact of the physical impairment.</b>	Make it match State Plan eligibility criteria for OI (page 23 of State Plan)
<b>2000.30</b>	<b>2000.30.b</b> The documentation includes a description of the educational concerns	CHANGE (add red and delete strikethroughs): <b>2000.30.b.</b> The documentation includes a description of the <del>educational concerns</del> <b>adverse educational impact of the physical impairment.</b>	
<b>2100.50</b>	<b>blank</b>	ADD red:  <b>AND</b> <b>2100.50</b> Adverse educational impact SP(III)  <b>2100.50.a.</b> The evaluation report includes information that addresses the child's need for special education and related services as a result of the disability.	Make it match State Plan eligibility criteria for YCDD (page 29 of State Plan)