**SELPA** | Monterey County SELPA

Fiscal Year | 2021-22

## **LOCAL PLAN**

# **Section B: Governance and Administration** SPECIAL EDUCATION LOCAL PLAN AREA



California Department of Education **Special Education Division** January 2020

#### **B.** Governance and Administration

California Education Code (EC) sections 56195 et seg. and 56205

#### **Participating Local Educational Agencies**

Participating local educational agencies (LEAs) included in the Special Education Local Plan Area (SELPA) local plan must be identified in Attachment I.

#### Special Education Local Plan Area—Local Plan Requirements

1. Describe the geographic service area covered by the local plan:

Monterey County is located on the Central Coast of California, just south of the San Francisco Bay Area, about 45 miles from San Jose and 106 miles from the City of San Francisco. The rich Salinas Valley extends through the heart of Monterey County, making it the third largest agricultural county in California. Monterey Bay and Big Sur borders Monterey County to the west with the longest coastline of any California county. Counties that share borders to the north, east, and south include Santa Cruz, San Benito, Fresno, Kings, Kern, and San Luis Obispo. Monterey County covers an area of 3,771 square miles with an estimated population of 434,061 people.

The Monterey County Special Education Local Plan Area (SELPA) is a single county, multi-district SELPA. It is comprised of 25 local educational agencies (LEAs), including all of the county's 24 school districts and the Monterey County Office of Education (MCOE). These LEAs are joined together to provide for the coordinated delivery of programs and services to students with special needs. The MCOE is designated as the Administrative Unit (AU) for the Monterey County SELPA. The MCOE is considered an LEA for all purposes of this agreement except where referred to as the AU. In adopting the local plan, each participating LEA agrees to carry out the duties and responsibilities assigned to it within the plan and to ensure equal access to programs and services to eligible persons requiring special education in the service region.

The governance structure of the SELPA is established by agreement among the member LEAs. It consists of the Governance Council, the Executive Committee, and the Community Advisory Committee. The SELPA Executive Director may convene additional advisory committees. The SELPA Executive Director is responsible for coordination of the SELPA and implementation of the local plan.

The local educational agencies (LEAs) participating in the Monterey County SELPA are the Monterey County Office of Education and all of the districts within the county. Those districts are organized into three zones.

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#### Salinas Zone:

Alisal Union Elementary School District
Graves Elementary School District
Lagunita Elementary School District
Salinas City Elementary School District
Salinas Union High School District
Santa Rita Union Elementary School District
Spreckels Union Elementary School District
Washington Union Elementary School District

#### **Bay Zone:**

Carmel Unified School District
Monterey Peninsula Unified School District
North Monterey County Unified School District
Pacific Grove Unified School District

#### Valley Zone:

Big Sur Unified School District
Bradley Union Elementary School District
Chualar Union Elementary School District
Gonzales Unified School District
Greenfield Union Elementary School District
King City Union Elementary School District
Mission Union Elementary School District
San Antonio Union Elementary School District
San Ardo Union Elementary School District
San Lucas Union Elementary School District
Soledad Unified School District
South Monterey County Joint Union High School District

2. Describe the SELPA regional governance and administrative structure of the local plan. Clearly define the roles and structure of a multi-LEA governing body, or single LEA administration as applicable:

#### SELPA Governance Council:

The Governance Council is made up of the superintendents from each of the 24 districts and the MCOE. Superintendents may participate via telephone or video conferencing or appoint a designee to represent them if unable to attend a meeting. A quorum shall consist of 13 members or designees. A chair and vice-chair or co-chairs shall be elected annually. The SELPA Executive Director is an ex-officio member.

The Governance Council meets a minimum of one time per school year. All meetings of the

council shall be held according to law and the Brown Act. The notice and minutes of all regular meetings shall be sent to all district superintendents, chairs of all LEA governing boards, the chair of the Community Advisory Committee, and others as requested.

#### **SELPA Executive Committee:**

The Executive Committee is made up of six representatives of the Governance Council. These representatives include two superintendents from each of three zones: the Valley Zone, the Salinas Zone, and the Bay Zone. At least one representative from each zone must be selected from a district with a student enrollment of at least 2,000. Members may participate in meetings via telephone or video conferencing if unable to attend in person. If a member is unable to attend in person or electronically, he or she is responsible for arranging with another LEA superintendent from the zone that the member represents to attend the meeting. The superintendent of the MCOE is an advisory member of the Executive Committee. The SELPA Executive Director is an ex-officio member.

The superintendents in each zone shall choose representatives in May for the following school year. Members shall be appointed for two years and may be re-appointed for additional terms. The terms of service for the two representatives from each zone shall be staggered. The annual term shall be from July 1 to June 30, although appointments or selection of substitute representatives from a zone may occur at any time if an appointed representative becomes unable to complete his or her appointed term. A quorum shall be four members. A chair and a vice chair or co-chairs shall be elected annually.

The Executive Committee shall meet not less than four times per school year, but may meet more often as needed. Additional meetings may be called at the request of any representative on the committee. All meetings of the committee shall be held according to law and the Brown Act. The committee chair(s) and the SELPA Executive Director shall prepare the agenda for each meeting; the SELPA Executive Director shall provide all support materials. The chair or co-chairs shall conduct the meeting.

The notice and minutes of all regular meetings shall be sent to all district superintendents, chairs of all LEA governing boards, the chair of the Community Advisory Committee, and others as requested.

#### **SELPA Executive Director:**

The AU is responsible for the recruitment of the SELPA Executive Director. The selection of a candidate for the position of SELPA Executive Director shall be the responsibility of the Executive Committee. The Executive Committee conducts the evaluation of the SELPA Executive Director.

The SELPA Executive Director assures equal access to all programs and services in the SELPA and provides advice to members of the public, including parents or guardians of individuals with exceptional needs who are receiving services under the local plan, on the availability of established due process and legal service options and procedures. In cooperation with the

California Department of Education, the SELPA Executive Director provides information to ensure that all special education pupils receive due process of law.

#### SELPA Community Advisory Committee (CAC):

The Monterey County SELPA Community Advisory Committee (CAC) serves in an advisory capacity. CAC membership includes parents of individuals with exceptional needs enrolled in public or private schools, parents of other students enrolled in school, students with disabilities, adults with disabilities, general education teachers, special education teachers, other school personnel, representatives of other public and private agencies, and persons concerned with the needs of individuals with exceptional needs. At least a majority of the CAC shall be composed of parents of students enrolled in schools participating in the local plan, and at least a majority of such parents shall be parents of individuals with exceptional needs.

CAC members shall be appointed by LEA governing boards. The SELPA Executive Director or designee serves as ex-officio member of the CAC and acts as the liaison between the CAC, the Executive Committee, and the Governance Council.

The CAC shall have regularly scheduled meetings not less than four times per year. All meetings of the committee shall be held according to law and the Brown Act. The SELPA Executive Director/designee will present the CAC's input to the Executive Committee for consideration.

Announcements of CAC meetings and activities will be posted on the SELPA website.

#### **SELPA Director's Cabinet:**

The SELPA Director's Cabinet consists of a special education administrator/designee from each participating LEA as well as program specialists from the SELPA and is convened as determined necessary by the SELPA Executive Director.

#### **SELPA Financial Advisory Committee:**

The Financial Advisory Committee consists of at least one chief business official and one LEA special education administrator from each zone. The committee shall include at least one participant who is representing small school districts. Other district personnel, as interested, may participate. The committee is convened as determined necessary by the SELPA Executive Director.

### **Special Focus Advisory Committees:**

The SELPA Executive Director may convene informal special focus advisory committees who meet only as long as necessary to complete a specific purpose.

3. Describe the SELPA's regional policy making process. Clearly define the roles of a multi-LEA governing body, or single LEA administration as applicable related to the policy making process for coordinating and implementing the local plan:

#### **SELPA Governance Council:**

SELPA Governance Council responsibilities shall include, but not be limited to:

- 1. Appointing representatives to the Executive Committee
- 2. Reviewing and taking action to approve or deny amendments to the local plan;
- 3. Reviewing and taking action to approve or deny changes to the income distribution agreement; and
- 4. Addressing any other item determined necessary by the Executive Committee.

The Governance Council provides input to and approves the evaluation of the SELPA Executive Director.

All council members have one vote and decisions will be made by a majority vote except in circumstances where state or federal mandates require a unanimous vote.

#### **SELPA Executive Committee:**

Executive Committee responsibilities shall include, but not be limited to:

- 1. Recommending action on proposed amendments to the local plan to the Governance Council;
- 2. Recommending action on proposed revisions to the income distribution agreement for the distribution of federal, state, and local funds allocated for special education programs to the Governance Council;
- 3. Taking action to approve or deny requests for program transfers;
- 4. Taking action to approve or deny SELPA-wide policies, administrative regulations, procedures, resolutions, local interagency agreements and guidelines for the management and implementation of special education programs and services within the SELPA;
- 5. Supervising the recruitment and selection process for the SELPA Executive Director;
- 6. Providing direction to the SELPA Executive Director for regionalized and program specialist services;
- 7. Directing that data be gathered, interpreted, and reported regarding the implementation, administration and operation of the local plan;
- 8. Reviewing data in order to monitor planned and actual accomplishments of special education programs in the districts that comprise the local plan;
- 9. Reporting status of the SELPA to the Governance Council at its regularly scheduled meetings; and
- Evaluating the SELPA Executive Director.

Each zone representative shall have one vote and decisions will be made by majority vote except in circumstances where state or federal mandates require a unanimous vote. In addition, the superintendent of the MCOE shall have an advisory vote. In the event of a tie, the vote of the superintendent of the MCOE will serve as the tie-breaking vote.

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#### **SELPA Executive Director:**

Executive Director duties include, but are not limited to:

- 1. Coordinating implementation of all components of the local plan;
- Preparing and submitting approved annual budget and service plans;
- 3. Developing, implementing, supervising, and evaluating regionalized services;
- 4. Overseeing the recruitment, supervision, and evaluation of SELPA staff;
- 5. Developing and ensuring implementation of policies, procedures, and local agreements that will ensure that all students are provided with a free and appropriate public education;
- 6. Developing and maintaining interagency agreements with appropriate public agencies to ensure a full range of special education programs and services;
- 7. Ensuring appropriate use of federal, state, and local funds allocated for special education;
- 8. Preparing program and fiscal reports required by the LEAs, SELPA, and California Department of Education;
- 9. Developing and implementing a plan for personnel development, including training of staff and parents;
- 10. Providing technical assistance and consultation to LEAs in all areas of special education, including complaint and due process procedures;
- 11. Adopting and implementing a management information system;
- 12. Establishing and maintaining a positive relationship with all members of the SELPA;
- 13. Informing the superintendents of the status of the special education programs; and
- 14. Serving as an ex-officio member of the Governance Council and the Executive Committee.

#### **SELPA Community Advisory Committee:**

Community Advisory Committee responsibilities include:

- 1. Advising the policy and administrative entity on the development, amendment, and review of the local plan;
- Recommending annual priorities to be addressed by the SELPA;
- 3. Assisting in parent education and in recruiting parents and other volunteers who may contribute to the implementation of the local plan;
- 4. Encouraging community involvement in the development of the local plan;
- 5. Supporting activities on behalf of individuals with exceptional needs; and
- 6. Assisting in parent awareness of the importance of regular school attendance.

#### **SELPA Director's Cabinet:**

The purpose of the cabinet is to:

- 1. Provide input to the SELPA Executive Director regarding special education program needs, policies, procedures, agreements, and forms;
- 2. Provide input to develop and implement personnel development programs; and
- 3. Provide participants with a venue for sharing ideas regarding issues, such as IEP development and implementation, curriculum scope and sequence, student performance targets, assessments, instructional best practices, and day-to-day operations.

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#### **SELPA Financial Advisory Committee:**

The purpose of the Financial Advisory Committee is to provide suggestions and recommendations to the SELPA Executive Director regarding financial issues, such as the income distribution agreement, the annual budget plan, the impact of budgets for regional programs on the provision of special education throughout the SELPA, and maintenance of effort requirements.

#### **Special Advisory Focus Committees:**

Each committee will meet in areas such as program development, SELPA adoption of student information systems, development and revision of IEP forms, and interagency agreements.

4. Clearly define the roles of the County Office of Education (COE) as applicable, and/or any other administrative supports necessary to coordinate and implement the local plan:

#### Administrative Unit (AU):

The Governance Council has designated the MCOE as the AU for the SELPA. The AU is the SELPA's fiscal agent and is responsible for implementing the following functions:

- 1. Receipt and distribution of special education funds for the operation of special education programs and services, pursuant to state and federal law;
- 2. Administrative support, including establishing and maintaining an office for SELPA staff; and
- 3. Employment of SELPA staff to coordinate implementation of the local plan.
- 5. Describe the policies and procedures of the SELPA that allow for the participation of charter schools in the local plan:

A request by a charter school to participate as an LEA in the Monterey County SELPA will not be treated differently from a similar request made by a school district. In reviewing and approving such a request, the following requirements shall apply:

- 1. The charter school shall participate in state and federal funding for special education and receive funding in the same manner as other LEAs of the SELPA as specified in the SELPA income distribution model.
- 2. The charter school shall participate in the governance of the SELPA in the same manner as other LEAs of the SELPA.
- 3. The addition of new members to the Monterey County SELPA, as approved by the Governance Council, shall be followed by an amendment to the local plan.
- 6. Identify and describe the representation and participation of the SELPA community advisory committee (CAC) pursuant to EC Section 56190 in the development of the local plan:

The Monterey County SELPA Community Advisory Committee (CAC) serves in an advisory

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capacity. CAC membership includes parents of individuals with exceptional needs enrolled in public or private schools, parents of other students enrolled in school, students with disabilities, adults with disabilities, general education teachers, special education teachers, other school personnel, representatives of other public and private agencies, and persons concerned with the needs of individuals with exceptional needs. At least a majority of the CAC shall be composed of parents of students enrolled in schools participating in the local plan, and at least a majority of such parents shall be parents of individuals with exceptional needs.

CAC members shall be appointed by LEA governing boards. The SELPA Executive Director or designee serves as ex-officio member of the CAC and acts as the liaison between the CAC, the Executive Committee and the Governance Council.

Community Advisory Committee responsibilities include:

- 1. Advising the policy and administrative entity on the development, amendment, and review of the local plan;
- Recommending annual priorities to be addressed by the SELPA;
- 3. Assisting in parent education and in recruiting parents and other volunteers who may contribute to the implementation of the plan;
- 4. Encouraging community involvement in the development of the local plan;
- 5. Supporting activities on behalf of individuals with exceptional needs; and
- 6. Assisting in parent awareness of the importance of regular school attendance.

The CAC shall have regularly scheduled meetings not less than four times per year. All meetings of the committee shall be held according to law and the Brown Act. The SELPA Executive Director/designee will present the CAC's input to the Executive Committee for consideration.

Announcements of CAC meetings and activities will be posted on the SELPA website.

7. Describe the SELPA's process for regular consultations regarding the plan development with representative of special education and regular education teachers, and administrators selected by the groups they represent and parent members of the CAC:

The SELPA Executive Director shall be responsible for the coordination of the local plan. Amendments to the permanent portion of the local plan may be considered at any time. The Executive Committee may adopt changes to the local plan on an interim basis, not to exceed one school year. To formally adopt proposed and interim amendments the following procedure shall be followed:

 A committee comprised of special and regular education teachers and administrators as well as CAC representatives shall be convened to provide input and make recommendations regarding the proposed or interim amendments to the local plan.

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- 2. The CAC and other advisory groups, as determined appropriate by the SELPA Executive Director, will review the recommended amendments to the local plan, as presented by the committee, and provide additional input and revision, if needed.
- 3. The Executive Committee will review the recommended amendments, propose any final revisions, and submit the final draft to the Governance Council for approval.
- 4. The Governance Council will review and approve the final draft amendments of the local plan.
- 5. Amendments require the signed approval of each LEA superintendent on behalf of their school district.

Following approval by all LEA superintendents, the SELPA will submit the local plan to the California Department of Education, Special Education Division for submission to the State Board of Education.

8. Identify and describe the responsible local agency (RLA), Administrative Unit (AU), or other agency who is responsible for performing tasks such as the receipt and distribution of funds, provision of administrative support, and coordination and implementation of the plan:

#### Administrative Unit (AU):

The Governance Council has designated the MCOE as the AU for the SELPA. The AU is the SELPA's fiscal agent and is responsible for implementing the following functions:

- 1. Receipt and distribution of special education funds for the operation of special education programs and services, pursuant to state and federal law;
- 2. Administrative support, including establishing and maintaining an office for SELPA staff; and
- 3. Employment of SELPA staff to coordinate implementation of the local plan.
- 9. Describe the contractual agreements and the SELPA's system for determining the responsibility of participating agency for the education of each student with special needs residing within the geographical area served by the plan:

The SELPA will facilitate agreements for the provision and coordination of services by other public agencies that are funded to serve children with disabilities. Interagency agreements necessary to support the implementation of the local plan, and as required by legal mandates, have been developed with the following agencies:

- California Children's Services;
- 2. Monterey County Department of Health, Behavioral Health Bureau;
- 3. Monterey County Head Start;
- 4. San Luis Obispo County Migrant and Seasonal Head Start; and
- 5. San Andreas Regional Center.

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Other interagency agreements and/or memorandums of understanding will be developed as needed in support of the local plan. Copies of these documents can be requested through the SELPA office.

- 10. For multi-LEA local plans, specify:
  - a. The responsibilities of each participating COE and LEA governing board in the policymaking process:

The governing board of each LEA shall approve its participation in the Monterey County Local Plan for Special Education. The local governing board responsibilities include, but are not limited to:

- 1. Adoption of policies and procedures for special education programs and services within their LEA;
- 2. LEA compliance with all elements of the local plan;
- 3. Input on SELPA policies and procedures through the superintendent of the LEA; and
- Appointment of individuals to the CAC.
  - b. The responsibilities of the superintendents of each participating LEA and COE in the implementation of the local plan:

Superintendents of each LEA are responsible to their respective governing boards. LEA superintendents select the representative(s) to the Executive Committee from their zones. In addition, LEA superintendents:

- 1. Serve as a member of the Governance Council;
- 2. Assist in the identification of special education program and service needs for the Monterey County SELPA through participation on the Governance Council; and
- 3. Communicate SELPA information to their governing boards.
  - c. The responsibilities of each LEA and COE for coordinating the administration of the local plan:

LEA special education administrators are responsible for the coordination of special education services and programs within their agencies and for the implementation of the local plan.

- 11. Identify the respective roles of the RLA/AU, the SELPA administrator, and the individual LEAs associated with the SELPA related to:
  - a. The hiring, supervision, evaluation, and discipline of the SELPA administrator and staff employed by the AU in support of the local plan:

The AU is responsible for the recruitment of the SELPA Executive Director. The selection of a candidate for the position of SELPA Executive Director shall be the responsibility of the Executive Committee. The Executive Committee conducts the evaluation of the SELPA

Executive Director.

SELPA staff are employed through the AU and serve the SELPA under the direction of the SELPA Executive Director. The SELPA Executive Director evaluates all SELPA staff.

b. The local method used to distribute federal and state funds to the SELPA RLA/AU and to LEAs within the SELPA:

An income distribution agreement has been adopted by the SELPA and shall be reviewed and revised on a regular schedule. The model distributes all funds pursuant to applicable state and federal regulations. Districts and the MCOE acknowledge the obligation to maintain the level of general fund contribution towards the provision of special education services at a level equal to or greater than that of the prior year (Maintenance of Effort), in compliance with state and federal mandates.

c. The operation of special education programs:

The SELPA shall adopt an annual service plan at a public hearing scheduled in compliance with all legal mandates. The annual service plan provides an overview of the programs and services available within the SELPA.

d. Monitoring the appropriate use of federal, state, and local funds allocated for special education programs:

The SELPA shall adopt an annual budget plan at a public hearing scheduled in compliance with all legal mandates. The annual budget plan shall identify expected income and expenditures as required by state and federal laws.

12. Describe how specialized equipment and services will be distributed within the SELPA in a manner that minimizes the necessity to serve students in isolated sites and maximizes the opportunities to serve students in the least restrictive environments:

Specialized equipment and services will be provided at the site where the Individualized Education Program (IEP) team has determined appropriate for the student to receive a free and appropriate public education in the least restrictive environment. Funds for low incidence equipment, materials, and supplies, as well as for low incidence services, are restricted to support of students in the following disability categories: hard-of-hearing, deaf, visual disability, severely orthopedically impaired, and deaf-blind. Low incidence funds are administered through the Monterey County SELPA as specified in the *Monterey County SELPA Procedural Handbook, Part I, Chapter 7, Section 10*, and include receipt of funds, expenditure of funds, maintenance of an inventory, development of procedures for exchange of equipment, and reporting to the state.

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#### Policies, Procedures, and Programs

Pursuant to *EC* sections 56122 and 56205(a), the SELPA ensures conformity with Title 20 *United States Code* (*USC*) and in accordance with Title 34 *Code of Federal Regulations* (*CFR*) Section 300.201 and has in effect policies, procedures, and programs. For each of the following 23 areas, identify whether, or not each of the following provisions of law are adopted as stated. If the policy is not adopted as stated, briefly describe the SELPA's policy for the given area. In all cases, provide the SELPA policy and procedure numbers; the document title; and the physical location where the policy can be found.

1. F	Free Appro	priate Public	Education: 20	<b>USC</b> Section	1412(a)(1)
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Policy/Procedure Number:	Special Education Local Plan Area Local Education Agency Assurances
Document Title:	Monterey County SELPA Procedural Handbook
Document Location:	SELPA Office and SELPA Website https://www.montereycoe.org/programs-services/selpa/publications/

"It shall be the policy of this LEA that a free appropriate public education is available to all children with disabilities residing in the LEA between the ages of 3 and 21, inclusive, including children with disabilities who have been suspended or expelled from school." The policy is adopted by the SELPA as stated:

2. Full Educational Oppor	tunity: 20 <i>USC</i> Section 1412(a)(2)
Policy/Procedure Number:	Special Education Local Plan Area Local Education Agency Assurances
Document Title:	Monterey County SELPA Procedural Handbook
D (1)	SELPA Office and SELPA Website

"It shall be the policy of this LEA that all children with disabilities have access to educational programs, non-academic programs, and services available to non-disabled children." The policy is

https://www.montereycoe.org/programs-services/selpa/publications/

adopted by the SELPA as stated:		
Yes		

### 3. Child Find: 20 USC Section 1412(a)(3)

Document Location:

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Policy/Procedure Number:		Special Education Local Plan Area Local Education Agency Assurances		
Docume	nt Title:	Monterey County SELPA Pro	ocedural Handbook	
Docume	nt Location:	SELPA Office and SELPA Whittps://www.montereycoe.org		a/publications/
with disa private so related so implemei	"It shall be the policy of this LEA that all children with disabilities residing in the State, including children with disabilities who are homeless or are wards of the State and children with disabilities attending private schools, regardless of the severity of their disabilities, who are in need of special education and related services, are identified, located, and evaluated. A practical method has been developed and implemented to determine which children with disabilities are currently receiving needed special education and related services." The policy is adopted by the SELPA as stated:        Yes   No			
	dualized Educatio C Section 1412(a)	on Program (IEP) and Individ (4)	lualized Family Service	Plan (IFSP):
Policy/P	rocedure Number:	Special Education Local Plan Area Local Education Agency Assurances		
Docume	nt Title:	Monterey County SELPA Procedural Handbook		
Docume	nt Location:	SELPA Office and SELPA White https://www.montereycoe.org		a/publications/
"It shall be the policy of this LEA that an IEP, or an IFSP that meets the requirements of 20 <i>USC</i> Section 1436 (d), is developed, implemented, reviewed, and revised for each child with a disability who requires special education and related services in accordance with 20 <i>USC</i> Section 1414 (d). It shall be the policy of this LEA that an IEP will be conducted on at least an annual basis to review a student's progress and make appropriate revisions." The policy is adopted by the SELPA as stated: <ul> <li>Yes</li> <li>No</li> </ul>				
5. Least	Restrictive Envir	onment: USC Section 1412(	a)(5)	
Policy/P	rocedure Number:	Special Education Local Plan	า Area Local Education A	gency Assurances
Docume	nt Title:	Monterey County SELPA Pro	ocedural Handbook	
Document Location:		SELPA Office and SELPA W		a/publications/

"It shall be the policy of this LEA that to the maximum extent appropriate, children with disabilities,

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who are not disabled. Spec disabilities from the general disability of a child is such t	or private institutions or other ial classes, separate schooling educational environment, occhat education in regular classed satisfactorily." The policy is	g, or other removal of chi curs only when the nature es with the use of supple	ldren with e or severity of the mentary aids and
6. Procedural Safeguards	: 20 <i>U</i> SC Section 1412(a)(6)		
Policy/Procedure Number:	Special Education Local Plan	า Area Local Education A	gency Assurances
Document Title:	Monterey County SELPA Pro	ocedural Handbook	
Document Location:	SELPA Office and SELPA White https://www.montereycoe.org		a/publications/
	LEA that children with disabi ording to state and federal law	•	
7. Evaluation: 20 <i>USC</i> Sec	ction 1412(a)(7)		
Policy/Procedure Number:	Special Education Local Plan	า Area Local Education A	gency Assurances
Document Title:	Monterey County SELPA Pro	ocedural Handbook	
Document Location:	SELPA Office and SELPA Website https://www.montereycoe.org/programs-services/selpa/publications/		
	LEA that a reassessment of some some some some some secuently, if appropriately, appropria		
8. Confidentiality: 20 <i>USC</i>	Section 1412(a)(8)		
Policy/Procedure Number:	Special Education Local Plan	า Area Local Education A	gency Assurances
Document Title:	Monterey County SELPA Pro	 ocedural Handbook	

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Document Location:	SELPA Office and SELPA Whitps://www.montereycoe.org		a/publications/
and records maintained by shall be protected pursuant programs, and services avastated:	LEA that the confidentiality of the LEA relating to children w to the Family Educational Rig silable to non-disabled childre	ith disabilities and their pa hts and Privacy Act, non	arents and families -academic
Yes    No			
9. Part C to Part B Transit	ion: 20 <i>USC</i> Section 1412(a)	)(9)	
Policy/Procedure Number:	Special Education Local Plan	n Area Local Education A	gency Assurances
Document Title:	Monterey County SELPA Pro	ocedural Handbook	
Document Location:	SELPA Office and SELPA Whittps://www.montereycoe.org		a/publications/
Individuals with Disabilities programs, experience a sm consistent with 20 <i>USC</i> Sec birthday."The policy is adop	LEA that children participatined Education Act (IDEA), Part C, ooth and effective transition to ction 1437(a)(9). The transition ted by the SELPA as stated:	and who will participate preschool programs in a	in preschool a manner
Yes    No			
10. Private Schools: 20 <i>U</i>	SC Section 1412(a)(10)		
Policy/Procedure Number:	Special Education Local Plan	n Area Local Education A	gency Assurances
Document Title:	Monterey County SELPA Pro	ocedural Handbook	
Document Location:	SELPA Office and SELPA Whitps://www.montereycoe.org		a/publications/
parents in private schools sl LEA coordinated procedures purpose of providing special	LEA to assure that children winall receive appropriate specials. The proportionate amount of education services to childrents." The policy is adopted by t	l education and related se f federal funds will be allo n with disabilities voluntari	ervices pursuant to cated for the
Yes \( \cap \) No			

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I1. Local Compliance Ass	surances: 20 <i>USC</i> Section 1412(a)(11)				
-	Special Education Local Plan Area Local Education Agency Assurances				
Document Title:	Monterey County SELPA Procedural Handbook				
Document Location:	SELPA Office and SELPA Website https://www.montereycoe.org/programs-services/selpa/publications/				
district/county) and is the band that the agency(ies) he aws and-regulations, includ					
I2. Interagency: 20 USC S	Section 1412(a)(12)				
Policy/Procedure Number:	Special Education Local Plan Area Local Education Agency Assurances				
Document Title:	Monterey County SELPA Procedural Handbook				
Document Location:	SELPA Office and SELPA Website https://www.montereycoe.org/programs-services/selpa/publications/				
It shall be the policy of this LEA that interagency agreements or other mechanisms for interagency coordination are in effect to ensure services required for free appropriate public education are provided, including the continuation of services during an interagency dispute resolution process."  The policy is adopted by the SELPA as stated:					
13. Governance: 20 USC Section 1412(a)(13)					
Policy/Procedure Number:	Special Education Local Plan Area Local Education Agency Assurances				
Document Tit <b>l</b> e:	Monterey County SELPA Procedural Handbook				

"It shall be the policy of this LEA to support and comply with the provisions of the governance bodies

https://www.montereycoe.org/programs-services/selpa/publications/

SELPA Office and SELPA Website

**Document Location:** 

SELPA	Monterey County	SELPA	Fiscal Year	2021-22		
LEA is no reasonab adopted	and any necessary administrative support to implement the local plan. A final determination that an LEA is not eligible for assistance under this part will not be made without first affording that LEA with reasonable notice and an opportunity for a hearing through the State Education Agency." The policy is adopted by the SELPA as stated:   • Yes • No					
14. Perso	onnel Qualification	ıs				
Policy/P	rocedure Number:	Special Education Local Plan	n Area Local Education A	gency Assurances		
Docume	nt Title:	Monterey County SELPA Pro	ocedural Handbook			
Docume	nt Location:	SELPA Office and SELPA Whttps://www.montereycoe.org		a/publications/		
are approknowledge of action qualified (CDE) ab	'It shall be the policy of this LEA to ensure that personnel providing special education related services are appropriately and adequately prepared and trained, and that those personnel have the content knowledge and skills to serve children with disabilities. This policy shall not be construed to create a right of action on behalf of an individual student for the failure of a particular LEA staff person to be highly qualified or to prevent a parent from filing a State complaint with the California Department of Education (CDE) about staff qualifications." The policy is adopted by the SELPA as stated:    Yes  No					
Policy/Pi	. Performance Goals and Indicators: 20 <i>USC</i> Section 1412(a)(15)  blicy/Procedure Number: Special Education Local Plan Area Local Education Agency Assurances					
Docume	nt Title:	Monterey County SELPA Pro	ocedural Handbook			
Docume	nt Location:	SELPA Office and SELPA Website https://www.montereycoe.org/programs-services/selpa/publications/				
"It shall be the policy of this LEA to comply with the requirements of the performance goals and indicators developed by the CDE and provide data as required by the CDE." The policy is adopted by the SELPA as stated:						
	es O No					
16. Partio	cipation in Assess	ments: 20 <i>USC</i> Section 1412	(a)(16)			
Policy/Pi	Policy/Procedure Number: Special Education Local Plan Area Local Education Agency Assurances					
Docume	ocument Title: Monterey County SELPA Procedural Handbook					

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SELPA	Monterey County	SELPA	Fiscal Year	2021-22		
D	SELPA Office and SELPA Website					
Document Location:		https://www.montereycoe.org/programs-services/selpa/publications/				
'It shall be the policy of this LEA that all students with disabilities shall participate in state and district-wide assessment programs described in 20 <i>USC</i> Subsection 6311. The IEP team determines how a student will access assessments with or without accommodations, or access alternate assessments where necessary and as indicated in their respective Reps" The policy is adopted by the SELPA as stated:						
	es O No					
17. Supp	lementation of Sta	ate, Local, and Federal Funds	: 20 <i>USC</i> Section 1412(a	)(17)		
Policy/P	rocedure Number:	Special Education Local Plan	n Area Local Education A	gency Assurances		
Docume	nt Title:	Monterey County SELPA Procedural Handbook				
Document Location:		SELPA Office and SELPA Website https://www.montereycoe.org/programs-services/selpa/publications/				
"It shall be the policy of this LEA to provide assurances that funds received from Part B of the IDEA will be expended in accordance with the applicable provisions of the IDEA, and will be used to supplement and not to supplant state, local, and other federal funds." The policy is adopted by the SELPA as stated:						
18. Maintenance of Effort: 20 <i>USC</i> Section 1412(a)(18)						
Policy/P	rocedure Number:	Special Education Local Plan	n Area Local Education A	gency Assurances		
Docume	nt Title:	Monterey County SELPA Pro	Procedural Handbook			
Document Location:		SELPA Office and SELPA W https://www.montereycoe.org	Website org/programs-services/selpa/publications/			
"It shall be the policy of this LEA that federal funds will not be used to reduce the level of local funds and/or combined level of local and state funds expended for the education of children with disabilities except as provided in federal laws and regulations." The policy is adopted by the SELPA as stated:						

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19. Public Participation: 20 USC Section 1412(a)(19)

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SACTION	н.	Governance	ana	Admir	nietration
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SELPA Monterey County	SELPA	Fiscal Year	2021-22		
Policy/Procedure Number:	Special Education Local Plan	n Area Local Education A	gency Assurances		
Policy/Procedure Title:	Monterey County SELPA Pro	ocedural Handbook			
Document Location:	SELPA Office and SELPA Website https://www.montereycoe.org/programs-services/selpa/publications/				
"It shall be the policy of this LEA that public hearings, adequate notice of the hearings, and an opportunity for comments are available to the general public,including individuals with disabilities and parents of children with disabilities, and are held prior to the adoption of any policies and/or regulations needed to comply with Part B of the IDEA." The policy is adopted by the SELPA as stated:					
● Yes ○ No  20. Suspension and Expuls	sion: 20 <i>USC</i> Section 1412(a)	(22)			
Policy/Procedure Number:	cy/Procedure Number: Special Education Local Plan Area Local Education Agency Assurance				
Document Title: Monterey County SELPA Procedural Handbook					
Document Location:	/ebsite g/programs-services/selp	a/publications/			
prescribed by the CDE. Wh procedures, and practices r	on suspension and expulsion en indicated by data analysis, elated to the development and ted by the SELPA as stated:	the LEA further assures	that policies,		
Yes					
21. Access to Instructional Materials: 20 <i>USC</i> Section 1412(a)(23)					
Policy/Procedure Number:	Special Education Local Plan	n Area Local Education A	gency Assurances		
Document Title:	ment Title: Monterey County SELPA Procedural Handbook				
Document Location:	SELPA Office and SELPA Website https://www.montereycoe.org/programs-services/selpa/publications/				
"It shall be the policy of this LEA to provide instructional materials to blind students or other students with print disabilities in a timely manner according to the state-adopted National Instructional Materials Accessibility Standard." The policy is adopted by the SELPA as stated:					

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SELPA Monterey County	SELPA F	iscal Year	2021-22	
22. Over-identification and	Disproportionality: 20 <i>USC</i> Section 1412(	a)(24)		
Policy/Procedure Number: Special Education Local Plan Area Local Education Agency Assuran				
Document Title:	Monterey County SELPA Procedural Handbook			
Document Location:	SELPA Office and SELPA Website https://www.montereycoe.org/programs-services/selpa/publications/			
"It shall be the policy of this LEA to prevent the inappropriate over-identification or disproportionate representation by race and ethnicity of children as children with disabilities." The policy is adopted by the SELPA as stated:				
23. Prohibition on Mandato	ry Medicine: 20 <i>USC</i> Section 1412(a)(25)			
Policy/Procedure Number:	Policy/Procedure Number: Special Education Local Plan Area Local Education Agency Assurances			
Document Title:	Monterey County SELPA Procedural Hand	dbook		
Document Location:	SELPA Office and SELPA Website https://www.montereycoe.org/programs-services/selpa/publications/			
"It shall be the policy of this LEA to prohibit school personnel from requiring a student to obtain a prescription for a substance covered by the Controlled Substances Act as a condition of attending school or receiving a special education assessment and/or services." The policy is adopted by the SELPA as stated:				
Administration of Regionalized Operations and Services				

Pursuant to EC sections 56195.7(c), 56205(a)(12)(B), 56368, and 56836.23, describe the regionalized operation and service functions. Descriptions must include an explanation of the direct instructional support provided by program specialists; and the respective roles of the RLA/ AU, the SELPA administrator, and the individual LEAs associated with the SELPA. Information provided should include the reference number, document title, and the location (e.g., SELPA office) for each function:

1. Coordination of the SELPA and the implementation of the local plan:

Part I, Chapter 1, Section 1.0, Section 1.1, and Section 1.2 Reference Number:

Document Title: | Monterey County SELPA Procedural Handbook

Document Location: SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

Part I Program Procedures

Description: Chapter 1, Section 1.0 The Role of the SELPA

Section 1.1 Agency Responsibilities in Providing Special Education

Section 1.2 SELPA Governance Structure

2. Coordinated system of identification and assessment:

Part I, Chapter 2, Chapter 3, Chapter 4, Chapter 10, Chapter 11, and

Reference Number: Chapter 12

Part II, Chapter 4 and Chapter 12

Document Title: Monterey County SELPA Procedural Handbook

Document Location:

| SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

Part I Program Procedures

Chapter 2 Identification and Referral

Chapter 3 Response to Referral and Obtaining Parent Consent

Chapter 4 Assessment

Chapter 10 Programs for Early Childhood Education from Birth to Five

Years of Age

Description: Chapter 11 Parentally Placed Private School Students

Chapter 12 Summary of Timelines

Part II Administrative Policies and Procedures

Chapter 4 Independent Educational Evaluations

Chapter 12 Alternative Education Programs Operated by MCOE

3. Coordinated system of procedural safeguards:

Reference Number: Part I, Chapter 2, Section 2.5

Document Title: | Monterey County SELPA Procedural Handbook

Document Location: https://www.montereycoe.org/programs-services/selpa/publications/

SELPA Office and SELPA Website

Part I Program and Procedures

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Description: Chapter 2, Section 2.5 Notice of Procedural Safeguards

4. Coordinated system of staff development and parent and guardian education:

Reference Number: Part I, Appendix
Part II, Chapter 5, Section 5,0

Document Title: | Monterey County SELPA Procedural Handbook

Document Location:

| SELPA Office and SELPA Website | https://www.montereycoe.org/programs-services/selpa/publications/

Part I Program Procedures

Appendix Program Descriptions

Description:

Part II Administrative Policies and Procedures

Chapter 5, Section 5.0 Personnel Development

5. Coordinated system of curriculum development and alignment with the core curriculum:

Part I, Chapter 1, Section 1.3, Chapter 2, Section 2.2, Chapter 6,

Reference Number: Chapter 8, Section 8.1, and Appendix

Part II, Chapter 12

Document Title: Monterey County SELPA Procedural Handbook

Document Location:

SELPA Office and SELPA Website
https://www.montereycoe.org/programs-services/selpa/publications/

Part I Program Procedures

Chapter 1. Section 1.3 Who to Contact About Special Education in

Monterey County

Chapter 2, Section 2.2 Pre-Referral Activities

Chapter 6 Required Components of the IEP

Chapter 8, Section 8.1 Program Continuum

Appendix Program Descriptions

Part II

Description:

Chapter 12 Alternative Education Programs Operated by MCOE

6. Coordinated system internal program review, evaluation of the effectiveness of the local plan, and implementation of the local plan accountability system:

Part I, Chapter 1

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Reference Number: Part II, Chapter 6

Document Title: | Monterey County SELPA Procedural Handbook

Document Location: SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

Part I Program Procedures

Chapter 1 The Role of the SELPA

Description:

Part II Administrative Policies and Procedures

Chapter 6 Program Review

7. Coordinated system of data collection and management:

Reference Number: Part I, Chapter 14

Document Title: | Monterey County SELPA Procedural Handbook

Document Location: SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

Description: Part I Program Procedures

Chapter 14 Student Data

8. Coordination of interagency agreements:

Reference Number: | Part I, Chapter 1

Document Title: | Monterey County SELPA Procedural Handbook

Document Location: SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

Description: Part I Program Procedures

Chapter 1 The Role of the SELPA

9. Coordination of services to medical facilities:

Reference Number: | Part II, Chapter 9, Section 9.1, and Section 9.2

Document Title: | Monterey County SELPA Procedural Handbook

Document Location: https://www.montereycoe.org/programs-services/selpa/publications/

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2021-22 **SELPA** Monterey County SELPA Fiscal Year

Part II Administrative Policies and Procedures

Chapter 9, Section 9.1 Hospitalized Students Description:

Section 9.2 State Hospital Programs

10. Coordination of services to licensed children's institutions and foster family homes:

Reference Number: Part II, Chapter 9, Section 9.3

Document Title: Monterey County SELPA Procedural Handbook

SELPA Office and SELPA Website **Document Location:** 

https://www.montereycoe.org/programs-services/selpa/publications/

Part II Administrative Policies and Procedures

Description: Chapter 9, Section 9.3 Licensed Children's Institutions (LCI) and Foster

Homes

11. Preparation and transmission of required special education local plan area reports:

Part I, Chapter 14 Reference Number:

Part II, Chapter 3, Section 3.9, and Chapter 6, Section 6.0

Monterey County SELPA Procedural Handbook Document Title:

SELPA Office and SELPA Website **Document Location:** 

https://www.montereycoe.org/programs-services/selpa/publications/

Part | Program Procedures

Chapter 14 Student Data

Description: Part II Administrative Policies and Procedures

Chapter 3, Section 3.9 Maintenance of Effort Policy

Chapter 6, Section 6.0 Program Review

12. Fiscal and logistical support of the CAC:

Part I, Chapter 1, Section 1.2

Part II, Chapter 7, Section 7.5 and Section 7.17 Reference Number:

Community Advisory Committee (CAC) Bylaws

Monterey County SELPA Procedural Handbook Document Title:

Community Advisory Committee (CAC) Bylaws

SELPA Office and SELPA Website

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2021-22

**Document Location:** 

https://www.montereycoe.org/programs-services/selpa/publications/ https://www.montereycoe.org/programs-services/selpa/parents/

Part I Program Procedures

Chapter 1, Section 1.2 SELPA Governance Structure

Description:

Part II Administrative Policies and Procedures

Chapter 7, Section 7.5 Parent and Staff Input

Section 7.17 Timelines for the Program Transfer Process

**Community Advisory Committee (CAC) Bylaws** 

13. Coordination of transportation services for individuals with exceptional needs:

Reference Number:

Part I, Chapter 6, Section 6.5, Chapter 7, Section 7.13, and Section 7.14 Part II, Chapter 7, Section 7.3, Section 7.9, Chapter 8, Section 8.3, Section 8.5, Section 8.7, Chapter 12, Section 12.3, Section 12.4, and

Section 12.8

Document Title:

Monterey County SELPA Procedural Handbook

**Document Location:** 

SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

#### Part I Program Procedures

Chapter 6, Section 6.5 Transportation

Chapter 7, Section 7.13 Social/Emotional/Behavioral Development

Section 7.14 Suspension and Expulsion

#### Part II Administrative Polices and Procedures

Chapter 7. Section 7.3 Related Service Transfers

Description: Section 7.9 SELPA Executive Committee Review and Action

Chapter 8, Section 8.3 Referral Process

Section 8.5 All IEP Meetings Following the Initial or Interim Placement

Section 8.7 Return to District of Residence

Chapter 12, Section 12.3 Referral/Intake Process for County Community

Schools

Section 12.4 Interim Placement

Section 12.8 Return to LEA of Residence

14. Coordination of career and vocational education and transition services:

Part I, Chapter 4, Section 4.1, Chapter 7, Section 7.3, Section 7.15,

Reference Number: Section 7.16, Chapter 8, Section 8.1, and Section 8.2

Part II, Chapter 12, Section 12.1

Document Title: | Monterey County SELPA Procedural Handbook

Document Location: SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

Part I Program Procedures

Chapter 4, Section 4.1 Legal Requirements of the Assessment Chapter 7, Section 7.3 Blind or Visually Impaired Students

Section 7.15 Transition Planning

Section 7.16 Timeline of Postsecondary Transition Planning and

Description: Services

Chapter 8, Section 8.1 Program Continuum

Section 8.2 Instructional Settings

Part II Administrative Policies and Procedures

Chapter 12, Section 12.1 Types of Alternative Education

15. Assurance of full educational opportunity:

Part I, Chapter 8, Section 8.1

Reference Number: | Part II, Monterey County Special Education Local Plan Area Local

Education Agency Assurances and Chapter 8, Section 8.0

Document Title: | Monterey County SELPA Procedural Handbook

Document Location: SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

Part I Program Procedures

Chapter 8, Section 8.1 Program Continuum

Description: Part II Administrative Policies and Procedures

Monterey County Special Education Local Plan Area Local Education

Agency Assurances

Chapter 8, Section 8.0 Regional Programs

16. Fiscal administration and the allocation of state and federal funds pursuant to *EC* Section 56836.01—The SELPA Administrator's responsibility for the fiscal administration of the annual budget plan; the allocation of state and federal funds; and the reporting and accounting of special education funding.

Reference Number: Part II, Chapter 3, Local Plan Section D: Annual Budget Plan

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Document Title: Monterey County SELPA Procedural Handbook

Local Plan Section D: Annual Budget Plan

Document Location: SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

Part II Administrative Policies and Procedures

Description: Chapter 3 Income Distribution Agreement for 2020-2021

**Local Plan Section D: Annual Budget Plan** 

17. Direct instructional program support that maybe provided by program specialists in accordance with *EC* Section 56368:

Reference Number: Part I, Chapter 1, Section 1.1
Part II, Chapter 5 and Chapter 6

Document Title: Monterey County SELPA Procedural Handbook

Document Location: SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

Part I Program Procedures

Chapter 1, Section 1.1 Agency Responsibilities in Providing Special

Education

Part II Administrative Policies and Procedures

Chapter 5, Section 5.0 Personnel Development

Chapter 6, Section 6.0 Program Review

#### **Special Education Local Plan Area Services**

Description:

1. A description of programs for early childhood special education from birth through five years of age:

Part I, Chapter 10

Memorandum of Understanding Between San Andreas Regional Center and Monterey County Special Education Local Plan Area (SARC-

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SELPA MOU)

Reference Number:

Interagency Agreement Between Monterey County SELPA, San Andreas Regional Center, and Monterey County Office of Education Early Learning Program (SELPA-SARC-EARLY LEARNING PROGRAM IA)

Interagency Agreement Between Community Action Partnership of San Luis Obispo County, Providing Head Start, Early Head Start, Migrant and Seasonal Head Start and State Child Development Programs & Monterey County Consortium Special Education Local Plan Area, San Andreas Regional Center (CAPSLO-SELPA-SARC IA)

Monterey County SELPA Procedural Handbook

Memorandum of Understanding Between San Andreas Regional Center and Monterey County Special Education Local Plan Area (SARC-SELPA MOU)

Document Title:

Interagency Agreement Between Monterey County SELPA, San Andreas Regional Center, and Monterey County Office of Education Early Learning Program (SELPA-SARC-EARLY LEARNING PROGRAM IA)

Interagency Agreement Between Community Action Partnership of San Luis Obispo County, Providing Head Start, Early Head Start, Migrant and Seasonal Head Start and State Child Development Programs & Monterey County Consortium Special Education Local Plan Area, San Andreas Regional Center (CAPSLO-SELPA-SARC IA)

**Document Location:** 

SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

Part I Program Procedures

Chapter 10 Programs for Early Childhood Education From Birth to Five Years of Age

Description:

SARC-SELPA MOU

SELPA-SARC-EARLY LEARNING PROGRAM IA

CAPSLO-SELPA-SARC IA

2. A description of the method by which members of the public, including parents or guardians of individuals with exceptional needs who are receiving services under the local plan, may address

questions or concerns to the SELPA governing body or individual administrator:

Reference Number: Part I, Chapter 1, Section 1.2

Document Title: Monterey County SELPA Procedural Handbook

Document Location: SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

Description: Part I Program Procedures

Part I, Chapter 1, Section 1.2 SELPA Governance Structure

3. A description of a dispute resolution process, including mediation and final and binding arbitration to resolve disputes over the distribution of funding, the responsibility for service provision, and the other governance activities specified within the local plan:

Reference Number: Part I, Chapter 15
Part II, Chapter 2

Document Title: | Monterey County SELPA Procedural Handbook

Document Location: SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

Part I Program Procedures

Chapter 15 Dispute Resolution

Description:

Part II Administrative Policies and Procedures

Chapter 2 Disputes Between Participating Entities

4. A description of the process being used to ensure a student is referred for special education instruction and services only after the resources of the regular education program have been considered and, where appropriate, utilized:

Reference Number: Part I, Chapter 2, Section 2.2, and Chapter 8, Section 8.1

Document Title: | Monterey County SELPA Procedural Handbook

Document Location:

| SELPA Office and SELPA Website | https://www.montereycoe.org/programs-services/selpa/publications/

Part I Program Procedures

Description: Chapter 2, Section 2.2 Pre-Referral Activities

Chapter 8, Section 8.1 Program Continuum

5. A description of the process being used to oversee and evaluate placements in nonpublic, nonsectarian schools and the method of ensuring that all requirements of each student's individualized education program are being met. The description shall include a method for evaluating whether the student is making appropriate educational progress:

Part II, Chapter 8, Section 8.6, Chapter 11, Section 11.0, and Chapter 12, Section 12.7

Reference Number:

Memorandum of Understanding and Interagency Agreement Between the County of Monterey, on Behalf of the Monterey County Health Department, Behavioral Health Bureau and the Monterey County Special Education Local Plan Area for Mental Health Services (MCBH-SELPA MOU and IA)

Monterey County SELPA Procedural Handbook

Document Title:

Memorandum of Understanding and Interagency Agreement Between the County of Monterey, on Behalf of the Monterey County Health Department, Behavioral Health Bureau and the Monterey County Special Education Local Plan Area for Mental Health Services (MCBH-SELPA MOU and IA)

**Document Location:** 

SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

#### Part II Administrative Policies and Procedures

Chapter 8, Section 8.6 Move to NPS/More Restrictive Placement Chapter 11, Section 11.0 Contracting for Services from a Nonpublic School/Agency

our look is

Description: Chapter 12, Section 12.7 Move to NPS/More Restrictive Placement

#### MCBH-SELPA MOU and IA

Residential Monitoring

Determination of Need for Residential Placement

Placement and Monitoring of Students in Residential Placement

6. A description of the process by which the SELPA will fulfill the obligations to provide free and appropriate public education (FAPE) to a student age 18 to 21 (or age 22 under the circumstances described in *EC* 56026(c)(4)) who has been incarcerated in a county jail and remains eligible for special education services:

The obligation to make FAPE available extends to those otherwise-eligible adults in county jail, age 18 to 21, who: (a) had been identified as a child with a disability and had received services in accordance with an IEP, but left school prior to their incarceration; or (b) did not have an IEP in

#### Section B: Governance and Administration

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their last educational setting, but had actually been identified as a child with a disability. (*EC* Section 56040)

It is the responsibility of the district of residence (DOR) to provide special education services and related services to an adult student in county jail who remains eligible for these services and wishes to receive them. The DOR is the district in which the student's parents resided when the student turned 18, unless and until the parents move to a new DOR. For conserved students, the DOR is based on the residence of the conservator. (*EC* Section 56041)

Reference Number: Part II, Chapter 9, Section 9.5

Document Title: | Monterey County SELPA Procedural Handbook

Document Location: SELPA Office and SELPA Website

https://www.montereycoe.org/programs-services/selpa/publications/

Part II Administrative Policies and Procedures

Description: Chapter 9, Section 9.5 Identification of and Provision of Service to

Eligible Students in Adult County Jails

Section A: Contacts and Certifications SELPA Monterey County	Fiscal Year	2021–22
SEE IT IMPRIORS COUNTY	i iodai i dai	2021 22
Certification 1 Local Plan Section B: Governance and Admin	istration	
<b>IMPORTANT:</b> Certification 1 is required when the inform to Local Plan Section B: Governance and Administration	•	he CDE is related
I certify the attached Governance and Administration Loc LEA members listed in Attachment I and is the basis for the education programs. I further assure the agency(ies) reprequirements of state and federal laws, regulations, and compliance with the Individuals with Disabilities Education Code (USC) 1400 et seq., implementing regulations under 29 USC, Chapter 16 as applicable; the Federal American 12101 et seq.; Code of Federal Regulations, Title 34, Pathe California Code of Regulations, Title 5, Chapter 3, Di	the operation and administresented herein will meet state policies and procedum Act (IDEA), Title 20 of the control of the con	stration of special all applicable ures, including United States tion Act of 1973, 1990, 42 USC,
C1-1. I certify the SELPA governance and administrative	structure as a:	
Single LEA SELPA Multiple LEA SELPA	COE Joined SEL	PA
For a multiple LEA SELPA or a COE joined SELPA		
I certify that joint powers agreements, or other contractual are entered into between the multiple LEA SELPA or the participating in the Local Plan. These agreements address 56195.1(b) and (c) for the provision of (1) a governance of necessary for implementation; (2) a system for determining members for educating students with disabilities; and (3)	COE joined SELPA and east all requirements of the structure and administrative the responsibilities of p	entities  EC Section  ve supports  participating LEA
I certify additional written agreements have been developmultiple LEA SELPA or the COE joined SELPA and all erpursuant to <i>EC</i> Section 56195.7.		
All agreements are maintained by the SELPA and will be	made available upon req	uest to the CDE.
C1-2. The SELPA collaborated with the CAC throughout of all Local Plan sections included with this submis	•	ment, and review
■ Yes ☐ No (If the answer is "NO," please in	nclude comments.)	
C1-3. The SELPA reviewed and considered comments p	rovided by the CAC regar	ding this Local

 $\blacksquare$  Yes  $\square$  No (If the answer is "NO," please include comments.)

Plan submission.

Section A: Contacts and Certifications		
SELPA Monterey County	Fiscal Year	2021–22
C1-4. Specific web address where the SELPA Local Plan	ո, including all sections, is	posted.
https://www.montereycoe.org/programs-services/selpa/p	oublications/	
Deneen Guss		May 20, 2021
Administrative Entity*		Date
Dan Burns		May 20, 2021
SELPA Governance Council or Responsible Individual		Date
Kenyon Hopkins		May 20, 2021

Date

**SELPA Administrator** 

<sup>\*</sup>If the Local Plan represents a single LEA SELPA, then the responsible individual identified in item A4 of Section A must sign here. If the Local Plan represents a multiple LEA SELPA, or a COE joined SELPA, then the administrative entity's designee identified in item A4 of Section A must electronically sign here.

Section A: Contacts and Certifications					
SELPA Monterey County	Fiscal Year	2021–22			
Certification 2 Local Plan Section D: Annual Budget Plan and	Section E: Annual	Service Plan			
<b>IMPORTANT:</b> Certification 2 is required when the informat to Local Plan Section D: Annual Budget Plan and/or Section					
I certify the attached Local Plan Section Section D: Annual Service Plan was/were adopted at a SELPA public hearing and administration of special education programs specified identified in Attachment I will meet all applicable requirement and state policies and procedures, including compliance we Education Act (IDEA), Title 20 of <i>United States Code</i> ( <i>USC</i> under; the Federal Rehabilitation Act of 1973, 29 <i>USC</i> , Chamericans with Disabilities Act of 1990, 42 <i>USC</i> , 12101 et 34, Parts 300 and 303; <i>EC</i> Part 30; and the <i>California Cod</i> Division 1.	(s) and is/are the basis I herein. I further assure ents of state and federal ith the <i>I</i> ndividuals with I C) 1400 et seq., implement apter 16 as applicable; seq.; <i>Code of Federal I</i>	for the operation of the LEAs laws, regulations Disabilities enting regulations the Federal Regulations, Title			
C2-1. I certify the SELPA governance and administrative s	tructure as a:				
☐ Single LEA SELPA ☐ Multiple LEA SELPA	■ COE Joined SEL	.PA			
For a multiple LEA SELPA or a COE joined SELPA					
I certify that joint powers agreements, or other contractual agreements have been developed and are entered into between the multiple LEA SELPA or the COE joined SELPA and entities participating in the Local Plan. These agreements address all requirements of the <i>EC</i> Section 56195.1(b) and (c) for the provision of (1) a governance structure and administrative supports necessary for implementation; (2) a system for determining the responsibilities of participating LEA members for educating students with disabilities; and (3) the designation of an administrative entity.					
I certify additional written agreements have been develope multiple LEA SELPA or the COE joined SELPA and all entipursuant to <i>EC</i> Section 56195.7.					
All agreements are maintained by the SELPA and will be n	nade available upon req	uest to the CDE.			
C2-2. The SELPA collaborated with the CAC throughout the	•	ment, and review			

C2-3. The SELPA reviewed and considered comments provided by the CAC regarding this Local

Plan submission.

Section A: Contacts and Certifications				
SELPA Monterey County	Fiscal Year	2021–22		
Yes No (If the answer is "NO," please include comments.)  C2-4. Specific web address where the SELPA Local Plan, including all sections, is posted.  https://www.montereycoe.org/programs-services/selpa/publications/				
Deneen Guss May 20, 2021				
Administrative Entity*		Date		
Dan Burns		May 20, 2021		
SELPA Governance Council or Responsible Individual		Date		
Kenyon Hopkins		May 20, 2021		
SELPA Administrator		Date		

<sup>\*</sup>If the Local Plan represents a single LEA SELPA, then the responsible individual identified in item A4 of Section A must sign here. If the Local Plan represents a multiple LEA SELPA, or a COE joined SELPA, then the administrative entity's designee identified in item A4 of Section A must electronically sign here.