

**SUMMARY MINUTES ARE DRAFT UNTIL
APPROVED AT THE FEBRUARY 24, 2023, MEETING**



**KENTUCKY DEPARTMENT OF EDUCATION (KDE)
State Advisory Panel for Exceptional Children (SAPEC)
MEETING SUMMARY**

Nov. 19, 2022

The Sampson Room, Galt House, Louisville, KY

ATTENDANCE: Ashley Barlow, Jeffrey Coles, Tonika East, Zachary Stumbo, Emily Fox, Brian Lovell, Tyler Reed, David Bradley, Lacheena Carothers, April Miller, Michelle Morgan, Gretta Hylton

ABSENT: Alison Amshoff, Christa Bell, Traci Brewer, Tiffanie Clark, Amy Beth Crump, Tal Curry, Tammy Gilles, Esther Hayslett, Jason Jones, Kent Kelsch, Maria Kemplin, Brittany Kleiner, Mary Lavin, Cora McNabb, April Miller, Michelle Morgan, Chadwick Noel, Krista Payne, Cassie Jo Robinson, Daniel Slaton

Agenda Item: Welcome and roll call of members. Meeting called to order at 10 a.m. ET.

Presenter: Brian Lovell, Chair

Summary of Discussion: Chair Lovell provided a welcome to open the meeting and took a roll call of members. Lovell presented the draft agenda for the SAPEC two-day meeting. Danny Slaton was not present, so Vice Chair Tonika East agreed to take the minutes for the meetings. Ashley Barlow made the motion to approve the agenda, and Traci Brewer seconded the motion. The motion passed without objection. There was not a quorum present the first day of the meeting and this means the meeting is for informational purposes only until a quorum is reached.

Feedback: n/a

Follow-up Required: n/a

Agenda Item: Review meeting norms

Presenter: Joe McCowan, Office of Special Education and Early Learning (OSEEL)

Summary of Discussion: Joe McCowan provided a review of the norms for the meeting.

Feedback: n/a

Follow-up Required: n/a

Nov. 20, 2022

The Sampson Room, Galt House, Louisville, KY

MEMBERS PRESENT: Ashley Barlow, Jeni Bolander, Jeffrey Coles, Tonika East, Zachary Stumbo, Emily Fox, Brian Lovell, Tyler Reed, Gretta Hylton

MEMBERS ABSENT: Alison Amshoff, Christa Bell, David Bradley, Traci Brewer, Lacheena Carothers, Tiffanie Clark, Amy Beth Crump, Tal Curry, Tammy Gilles, Esther Hayslett, Jason Jones, Kent Kelsch, Maria Kemplin, Brittany Kleiner, Mary Lavin, Cora McNabb, April Miller, Michelle Morgan, Chadwick Noel, Krista Payne, Cassie Jo Robinson, Daniel Slaton

Summary

Agenda Item: Welcome and roll call of members. Meeting called to order at 8:30 a.m. ET.

Presenter: Brian Lovell, Chair

Summary of Discussion: Lovell provided a welcome to open the meeting and took a roll call of members (the meeting attendance is reflected above). Lovell presented the draft agenda for the SAPEC two-day meeting. Danny Slaton was not present, so Vice Chair Tonika East agreed to take the minutes for the meetings. Ashley Barlow made the motion to approve the agenda, and Traci Brewer seconded the motion. The motion passed without objection. A quorum of attendance was reached on day two.

Feedback: n/a

Follow-up Required: n/a

Agenda Item: Review meeting norms

Presenter: Joe McCowan, OSEEL

Summary of Discussion: McCowan provided a review of the norms for the meeting.

Feedback: n/a

Follow-up Required: n/a

Agenda Item: OSEEL Updates

Presenter: Gretta Hylton, OSEEL

Summary of Discussion: A request for documentation will come soon. Office of Special Education Programs (OSEPP) will be in Kentucky in November 2023. KDE/OSEEL North Star Priorities will include the Office Functions to include bios and intros. Districts are required to maintain effort (save nearly \$8 million-Jonathan Compton). OSEEL Office Level Updates: Diversity, Equity, Inclusion and Belonging (DEIB) coordinator came from Malaika Williams. She is looking at 2022 State Determination which will be the 13th Consecutive Year. The Kentucky Special Education Dashboard has New Indicators. There was an American Rescue Plan (ARP) federal Funds Response to COVID-19 in the amount of \$42,701,625 (materials, supplies, staff and remote virtual learning). OSEEL had the 2022 Director of Special Education Institute (DOSE) as well. There are communication supports newsletters now. The Kentucky Leading, Educating, Advocating, for Directors of Special Education (KY LEADS) Academy has three cohorts: Goals are to recruit, retain and increase capacity. Participants: 15 years, one; 15 years, two, and 23 years, three. Our State Systemic Improvement Plan (SSIP) received National Recognition. Veronica Sullivan, director of the Division of IDEA Implementation and Preschool, said there are proposed changes (Nov. 17th -Technical Assistance all), including Sub-Section 29 (removing language to better align with federal guidelines for a two-step process). This removes qualifiers.

Barlow questioned eliminating Moderate and Severe Disabilities (MSD) and Functional Mental Disability (FMD) to the federal guidance.

East made the motion, seconded by Michelle Morgan.

Result Updates: There were updates to the desk review including 11, 12, 13 Indicators. In Early Learning, Statewide counts show about 6,000 kids less in preschool during COVID-19 to private settings. For Positive Behavior Supports training, the following participation exists: 35 districts, 77 buildings, and 209 classrooms. This is the 200th anniversary of Kentucky School for the Deaf (KSD). There will be a bicentennial celebration on April 15, 2023.

Bill Bates is the OSEEL Career and Technical Education (CTE) liaison provides technical assistance to providers.

Feedback: n/a

Follow-up Required: n/a

Agenda Item: State Performance Plan/Annual Performance Report

Presenter: Carol Ann Morrison, Director (Division of IDEA Monitoring and Results)

Summary of Discussion: There are 17 Indicators which measure outcomes and compliance every six years. The submission will be on Feb. 1, 2023, and the targets will be set as the following:

- Target set at 0%
 - Indicator 4B
 - Indicator 9
 - Indicator 10
- Target set at 100%
 - Indicator 11

- Indicator 12
- Indicator 13

Results: Indicator 3 now has four sub-indicators. Indicator 5 now has three sub-indicators. Indicator 6 now has three sub-indicators and 6c. Indicator 7 will transition the data collection system, from fall 2022. There are 47 states currently using the new system.

Question: Morgan regarding Indicator 3

Feedback: n/a

Follow-up Required: n/a

Agenda Item: State Performance Plan

Presenter: Veronica Sullivan, Director (Division of IDEA Implementation and Preschool and Amanda Waldrop

Summary of Discussion:

The Division of IDEA Implementation and Results (DIMR) are looking at Indicator 17, goals of SSIP, SSIP targets. DIMR is also looking at Transformation Zone and Learning Laboratory, and teams focusing on supporting teacher practices. Scaling effective math practices is also a focus.

Feedback: n/a

Follow-up Required: n/a

Agenda Item: Due Process Update

Presenter: Carol Ann Morrison, Director (Division of IDEA Monitoring and Results)

Summary of Discussion: In a parent situation related to a preschooler where initially the parents thought the sign language wasn't used enough, unfortunately the parents lost this case. There was a former student who had graduated who was diagnosed with Attention Deficit Hyperactivity Disorder (ADHD). The middle school created a 504 plan. The transition to high school and student failed some courses. There were some disciplinary issues, so the student was sent to an alternative school because of a social media post – and, ultimately, the parents lost because of insufficient evidence.

Feedback: n/a

Follow-up Required: n/a

Tyler Reed made the motion for the next agenda item to proceed past the open forum because no guests were present. Motioned seconded by Jeff Coles.

Agenda Item: Technical Assistance Update

Presenters: Latricia Bronger, Director, Greater Louisville Education Cooperative (GLEC), Special Education Regional Training Assistance Center (SERTAC), and Nancy Lovett, Director, Calloway County Regional Training Center (RTC)

Summary of Discussion:

Our office conducts need assessments. There are task groups, and Special Education Regional Technical Assistance Centers (SERTACs) can add an ad-hoc group if needed. November 30 will be the Special Olympics. Also working on Senate Bill 9, which takes effect on Jan. 1, 2023. This is related to reading literacy.

Question: 1) Morgan - How are parents notified about TA services? They don't have to seek outside services for dyslexia. The first point of contact should be contacting the teachers about the services. 2) Barlow agrees with Speech and Language Development (SLD) and experiences that drive social emotional and questions child find because parents are uninformed about the TA services.

Nancy Lovett discussed services provided by RTCs. Materials are an issue. Regional Training Centers (RTCs) must work on Professional Learning. RTCs will be working on consultation and using TA for data collection. RTCs will use the Preschool Positive Behavioral Intervention and Supports (PBIS). This program works with the Pyramid Model for Preschools to promote social and emotional competence and address challenging behaviors early. Three levels of support: universal, targeted and intensive.

Feedback: n/a

Follow-up Required: n/a

Agenda Item: Panel Discussion

Presenter: SAPEC

Summary of Discussion:

In Fiscal Year 2015-16, legislative recommendation to defund the Collaborative Center for Literacy Development (CCLD) or improvement for Tier 1 instruction.

Motion: Coles requested data from KDE from counties on how they interpret data for regulations. Seconded by Barlow.

There are no known policies for Response to Intervention. Speech and Language Development qualifications will be used for sorting by co-ops. Guidance encouraged Admission and Release committees regarding guardianship.

Lovell shared a personal story of transitional difficulties for his son.

OSEEL is making post-secondary transition a priority.

Motion: Brewer requested strategic priority for SAPEC to make informed educational decisions to better formulate advisement from the panel. Seconded by Barlow.

SAPEC requested Bronger make a presentation for technical assistance.

Subcommittee Reports

David Bradley, Chair of Stakeholder Engagement.

SAPEC needs to create better handouts for parents, teachers, and Occupational and Vocational Rehabilitation.

Agenda Item: 2023 Meeting

Motion: East requested a special call meeting be held in January to determine the January 2023 meeting. Seconded by Lacheena Carothers. There was one nay by Barlow.

SAPEC adjourned at 12:36 p.m. on Nov. 20, 2022.