

**PUBLIC POSTING OF AGENDA:** At least 72 hours before this meeting, the legislative body of the local agency shall post an agenda.

**NORTH REGION SELPA POLICY BOARD AGENDA**  
Thursday, October 27 2022 · 10:00 AM to 12:00pm  
Meeting will be conducted via Zoom. To view or comment on the meeting go to  
<https://us02web.zoom.us/j/87589164462>  
Or One tap mobile:  
+16694449171,,87589164462# US  
+16699006833,,87589164462# US (San Jose)

Remaining Meetings, 2022-23 School Year: January 19, 2023, March 23, 2023, May 25, 2023 (June 15, 2023 tentative)  
The Policy Board Chairperson may impose limits on speakers' time.

**A. Call to Order / Roll Call 1 min**

**B. Approval of Minutes 2 min**

1. [Draft minutes](#) of May 26, 2021 Policy Board Meeting
2. [Draft minutes](#) of October 4, 2022 Policy Board Special Meeting

**C. Agenda Adjustments 1 min**

**D. Adoption of Agenda 1min**

**E. Public Comment for Items Not on the Agenda 5 min**

**F. Communication: Oral/Written 10 min**

**1. State Updates**

The SELPA Director will provide State updates and initiatives related to Special Education.

**G. SELPA Director's Report 15 min**

**1. SELPA Activity Summary**

The SELPA Director will provide a summary of current activities which support SELPA-wide staff development, program improvement, compliance, districts' collaboration, and community engagement.

**H. Budget 10 min**

**1. Special Education Funding**

Superintendents will review the 2021-22 Second Principal Apportionment, the 2022-23 special education funding projection, and AB 130 Learning Recovery and Alternative Dispute Prevention and Resolution expenditures.

**I. Information/Discussion 20 min**

**1. California Children's Services (CCS) Medical Therapy Unit (MTU) Relocation**

**Background:** Pursuant to Government Code section 7575, Alameda County California Children Services ("AC CCS"), as the designated local agency of the State Department of Health Care Services, is responsible for the provision of medically necessary occupational therapy and physical therapy, as specified by Article 5 (commencing with Section 123800) of Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, by reason of medical diagnosis. Pursuant to Gov. Code section 7575, the North Region SELPA must provide the necessary space and equipment for the provision of occupational therapy and physical therapy in the most efficient and effective manner. North Region SELPA shares the responsibility for the West Oakland MTU with the Oakland Unified School District (OUSD) SELPA because that is the MTU used by students who live within the North Region SELPA.

**Need:**

- The previous West Oakland MTU located at the former Bunche Campus in Oakland Unified was determined not suitable for students or staff.
- North Region SELPA does not have alternative facilities that meet State MOU requirements. OUSD reviewed school sites in West and Northwest Oakland to identify a site that was compliant with the State MOU MTU specifications. The site identified in 2021-22 was subsequently disqualified because OUSD could not locate required building certification documentation.
- OUSD again reviewed potential sites in July/August 2022 and identified 3 possible sites that meet state MOU facility requirements.
- Students are currently being served at the Cesar Chavez MTU as they are waiting for a West Oakland site to reopen.

**Solution:**

- A plan to open a West Oakland MTU no later than the Fall/Winter 2024, at an OUSD school site.
- An MOU between the North Region SELPA and Oakland Unified SELPA to clarify terms for cost sharing for the relocation of the West Oakland MTU. The MOU will clarify the portion of the one time cost that the North Region SELPA will contribute to initial construction and the cost of ongoing maintenance.

**Fiscal Impact:**

- North Region SELPA pays a portion of the relocation costs based on the three year average percentage of children from the North Region SELPA who received services from the West Oakland MTU prior to the pandemic.
- SELPA member districts proportionately contribute (based on their most recent enrollment percentage of SELPA total) to the SELPA's portion of the relocation cost.
- North Region SELPA pay a portion of the annual maintenance costs. The routine maintenance contribution will begin the year the MTU opens.
- SELPA member districts will contribute to ongoing routine maintenance based on each district's proportion of overall average 3 year average SELPA enrollment (to be re-calculated annually).

**J. Action 45 min**

**1. Approve 2022-23 SELPA Operating Budget (2<sup>nd</sup> reading)**

The SELPA projects a budget annually and provides actual expenditures for the previous school year. Superintendents did a first reading of the proposed budget and expenditures as of May 2022 at the May 26, 2022 Policy Board meeting. Superintendents will review the final 2021-22 expenditures and approve the SELPA 2022-23 budget  
Attachment (J-1) [2022-23 SELPA Operations Budget](#)

**2. Approve SELPA Policy #1100 Revision (1st Reading)**

Superintendents will review one update to SELPA Policy #1100: Community Advisory Committee. The update removes "Director Council" from the policy language because that structure no longer exists.  
Attachment (J-2) [SELPA Policy #1100 Proposed Revision](#)

**3. Approve SELPA Policy #2600 Revision (1st Reading)**

Superintendents will review one update to SELPA Policy #2600: Annual Service Plan. Update is needed to replace "CASEMIS" with "CDE Special Education Division Local Plan Guidance" as the source for special education service codes used in the Annual Service Plan (Section E of the SELPA Local Plan).  
Attachment (J-3): [SELPA Policy #2600 Proposed Revision](#)

**4. Approve SELPA Policy #0310 Revision (1st Reading)**

Superintendents will review one update to SELPA Policy #0310: Overidentification and Disproportionality. Update is needed to replace "CASEMIS" with "CALPADS" as the data source for the disproportionality calculation.  
Attachment (J-4): [SELPA Policy #0310 Proposed Revision](#)

**5. Approve SELPA Policy #6159.5 Revision (1st Reading)**

Superintendents will review updates to SELPA Policy #6159.5: Individual Education Plan. Language is added to clarify transportation as a related special education service, requirement of Districts to make FAPE available to students placed in medical facilities, foster homes, or Licensed Children's Institutions located within their district, and confidentiality of student records. Attachment (J-5): [SELPA Policy #6159.5 Proposed Revision](#)

**6. Approve SELPA Administrative Regulation #6159.5 Revision (1st Reading)**

Superintendents will review updates to SELPA Administrative Regulation #6159.5: Individual Education Plan. Detail is added to clarify transportation as a related special education service, requirement of Districts to make FAPE available to students placed in medical facilities, foster homes, or Licensed Children's Institutions located within their district. Language is added that confirms the Emergency Circumstance Program as a required component of every IEP. Attachment (J-6): [SELPA Administrative Regulation #6159.5 Proposed Revision](#)

**7. Approve SELPA Policy #1200 Revision (1st Reading)**

Superintendents will review updates to SELPA Policy #1200 Coordination with Other Agencies. Alameda County Behavioral Health Services will no longer support Educationally Related Mental Health Services after June 30, 2023. Therefore, the county is not engaging in a Memorandum of Understanding with member districts as it has in the past so Alameda County Mental Health is removed from the agencies named in the policy. More specific and clarifying language is added to describe the Interagency Agreement with Regional Center of the East for children age 0-2 with Individual Family Service Plans transitioning to IEPs at age 3. Attachment (J-7): [SELPA Policy #1200 Proposed Revision](#)

**8. Approve SELPA Policy #2500 Revision (1st Reading)**

Superintendents will review updates to SELPA Policy #2500 Data Collection. Language is added that specifies data related to personnel, students, services, postsecondary activities, and discipline will be maintained by the member districts and reported to the state and the SELPA will align policies, procedures, and practices to changes indicated by data analysis. Attachment (J-8): [SELPA Policy #2500 Proposed Revision](#)

**9. Approve SELPA Administrative Regulation #6159.4 Revision (1st Reading)**

Superintendents will review updates to SELPA Administrative Regulation #6159.4: Positive Behavior Interventions. References are updated and language is added specifying the requirements for incident reporting by member district school sites into their Student Information System for upload into CALPADS. Attachment (J-9): [SELPA Administrative Regulation #6159.4 Proposed Revision](#)

**10. Approve SELPA Policy #3200 Revision (1<sup>st</sup> Reading)**

Superintendents will review a complete revision of SELPA Policy #3200 Low Incidence Equipment Funding. The AB602 state special education funding model incorporated an apportionment in 2013-24 that included funding for both low incidence equipment and low incidence services. Previous to 2013-24 there were two separate grants available for low incidence expenses: one for services and one for equipment. The SELPA Policy #3200 revisions incorporate funding policies for both services and equipment. SELPA Policy #3210 Low Incidence Services Funds will be removed from the SELPA Policies since it is no longer relevant. Attachment (J-10) [SELPA Policy #3200 Proposed Revision](#)

**11. Approve SELPA Procedures Manual Updates (1st Reading)**

The North Region SELPA maintains procedures for the implementation of special education services across the member school districts. Member district school boards adopt these procedures as a part of the local plan. Member districts may develop alternative and/or additional procedures approved by their individual school boards and will maintain alternative and/or additional procedures. The SELPA procedures manual was updated to 1) reflect legislative changes; 2) provide greater clarification on existing procedures; 3) update references to new IEP forms; and 4) revise pronouns

and other language related to gender, people of color and students with disabilities. Superintendents will review procedural updates for approval.  
Attachment (J-11) Procedures Manual Updates

## **K. Closed Session 10 min**

### **1. SELPA Director Annual Goals**

The Board Members will review the 2022-23 SELPA Director goals.

## **L. Future Agenda Items/Policy Board Comments**

**PUBLIC POSTING OF AGENDA:** At least 72 hours before a regular meeting, the legislative body of the local agency, or its designee, shall post an agenda containing a brief general description of each item of business to be transacted or discussed at the meeting, including items to be discussed in closed session.

**PUBLIC RECORDS** that are related to an open session agenda item and distributed less than 72 hours prior to a regular meeting will be available for public inspection immediately before and during the Policy Board meeting.

**PUBLIC COMMENT ON AGENDA ITEMS ONLY:** Any person requesting to address the Policy Board on any item on the agenda may do so at this time or at such time as the matter arises on the agenda. Each person shall limit his or her comments to three minutes per item and the total time for public comment per item shall be twenty-one minutes. Upon request, reasonable accommodation shall be provided to anyone wishing to address the Policy Board.

**PUBLIC COMMENT ON NON-AGENDA ITEMS:** Any person requesting to address the Policy Board on any item that is within the subject matter jurisdiction of the Policy Board and which is not on the Agenda may do so at this time. Each person shall limit his or her comments to three minutes per item and the total time for public comment, regardless of the number of non-Agenda items to be addressed, shall be twenty-one minutes. The Policy Board may ask for clarification, respond to a question, refer the matter to staff to report back at a subsequent meeting, or direct staff to place the matter on a future agenda.

**DISABILITY ACCOMMODATION:** A request for disability-related modification or accommodation, including auxiliary aids or services may be made by a person with a disability who requires modification or accommodation in order to participate in the public meeting: Seventy-two hours prior to a Policy Board Meeting a request can be sent to the North Region SELPA Director, at [kbabcock@ausdk12.org](mailto:kbabcock@ausdk12.org) or 510 525-9805