

**Utah Special Education Advisory Panel
Minutes
January 11, 2011**

Present: Rebecca Turley, Heather Read, Amy Weyrich, Michelle Griner, Connie Crosby, Kay Clark, Tanya Alborno, Linda Stalliviere, RaeAnne Thayne, Mark Thompson, Karla Stoker, Eric Stoker, Roz Welch, Neesha Rutledge, Lanae Stout, Leslie Buchanan, Susan Loving, Peggy Milligan, Carol Anderson, Glenna Gallo, Rebecca Donovan

Welcome and Introductions: Mark Thompson, Chair, welcomed everyone and thanked them for attending.

Public Input: It was reported that there is a concern among some regular education teachers of special education students that their responsibilities to both special education students and regular education students is creating a situation where it is hard to serve both groups adequately.

Priority 1: Transition – Follow-up: Concerns/Questions:

- Do students in foster care with an IEP drop out at a higher rate?
- Would the same be true for students who are homeless?
- Is there a correlation between homeless/foster care and dropout?
- Would it be possible to invite districts who have successful programs for decreasing dropout to share?

Letter of Recommendation Regarding Confidentiality Training – The committee reviewed the letter which recommends a standardized policy for confidentiality training for parent volunteers as well as other volunteers and substitute teachers.

Motion: Leslie Buchanan – Moved the letter be sent to Glenna Gallo, State Director of Special Education.

Second: Kay Clark

Passed

Approval of Minutes – The minutes of the November 29, 2010, USEAP meeting were reviewed.

Motion: Karla Stoker – Moved the minutes be approved as presented.

Second: Lanae Stout

Passed

Nominations – Rebecca Donovan discussed with the panel the vacancies which will be occurring on June 30, 2011. There are nineteen vacancies coming up at the end of June, of those, eleven panel members are eligible to serve another three-year term. The panel determined that if eligible panel members were interested in continuing on the panel for another term that it would be in the interest of the panel to vote to retain those members.

Motion: Karla Stoker – Moved that we contact panel members eligible for another term, and if they are interested in serving another term, we submit their names to the State Office of Education for appointment.

Second: Neesha Rutledge
Passed

The eleven members were contacted and the following ten names will be recommended to the State Superintendent of Public Education for appointment for a three-year term on the panel: Tanya Albornoz, Connie Crosby, Laura Anderson, Caralee Earl, Heidi Johansen, Lanae Stout, Rebecca Turley, Amy Weyrich, Linda Stalliviere, and Mark Thompson. The remaining vacancies will be addressed at the April 13, 2011, meeting of USEAP.

USOE Updates:

- APR – We are ahead of where we have been in the past and meeting most targets. We are still working on increasing graduation rate and decreasing the dropout rate. Improvements have been made in the area of compliance. Staff is also working on increasing opportunities for LRE.
- Glenna reported that the OSEP has not yet sent us a letter of their findings from their visit in the fall.

Utah Parent Center Report – Rebecca Turley reported on activities at the Parent Center:

- IEP Coaches Training held – fifteen new coaches.
- 504 filming (DVD) completed.
- Autism filming project – ways to build supports between family and community to be done in June.
- Conferences and workshops:
 - Family Links Conference to be held in March at Murray High School.
 - LDA Conference in March in Provo.
 - Autism Conference in April at Utah Valley
 - All-day workshops on Transitioning to adult education and Surrogate Parent Training

Priority 3: Seclusion and Restraint - Carol Anderson reported that as a result of an investigative report on seclusion and restraint (Utah was not one of the States involved in the investigation) and further research, Secretary of Education, Arne Duncan asked State School Chiefs across the country to submit their policies on seclusion and restraint.

Utah State policy prohibits the use of corporal punishment without written permission from the parents. However, corporal punishment does not include the use of reasonable and necessary physical restraint or force for:

- Self defense,
- Obtaining possession of a weapon or dangerous object,
- Protection of the child or another person from physical injury,
- Removal from a situation a child who is violent or disruptive, or
- Protection of property from damage.

Behavior reduction intervention for students with disabilities is excepted from this part under certain circumstances.

Utah Special Education Rules address the use of highly intrusive individual interventions in emergency situations requiring such use to protect the student or others from harm.

Utah Least Restrictive Behavioral Interventions (LRBI) for the use of highly intrusive interventions:

- Informed parental consent,
- Cautions and side effects,
- Behavioral expert as part of the IEP team,
- Staff should be trained prior to implementing,
- Notification of parents within 24 hours in emergency situations,
- Notification of local education agency (LEA) within 24 hours in emergency situations.

Utah's policy also requires each LEA to have a human rights committee to review each incident where highly intrusive procedures are involved. Personnel are required to have training in evidenced-based techniques for the prevention of seclusion and physical restraint as well as training related to positive behavioral interventions, conflict prevention, functional behavior assessments, de-escalation and conflict management. State policy also addresses the documentation and debriefing, student plans, and the appropriate use of safety and medical devices.

Adjourn – There being no further business, the Chair asked for a motion to adjourn.

Motion: Tanya Alborno – Moved the meeting adjourn.

Second: Karla Stoker

Passed

Meeting Adjourned

Next Regular Meeting: April 13, 2011
Utah State Office of Education, 250 E 500 S, Salt Lake City, UT