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| <b>Cleveland Community School<br/>000946 IRN</b> |
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**Ohio Department of Education, Office for Exceptional Children  
2012-2013 Onsite Review Summary Report**

**Introduction**

The Ohio Department of Education's Office for Exceptional Children would like to extend appreciation to the district staff for their efforts, attention and time committed to the completion of the review processes.

The following report is a summary of the review conducted by the Ohio Department of Education's Office for Exceptional Children (OEC) as part of its general supervision requirements under the Individuals with Disabilities Education Act (IDEA) and Am. Sub. HB1. The IDEA review consisted of a desk audit of records conducted on February 19-22, 2013 and interviews with district personnel conducted on May 1, 2013.

**IDEA Review**

**Overview**

Educational consultants from the Office for Exceptional Children (OEC) conducted IDEA review activities on May 1, 2013. During the IDEA Review, OEC consultants monitor the LEA's implementation of IDEA to ensure compliance. The primary focus of the IDEA Review is to:

- Improve educational results and functional outcomes for all children with disabilities; and
- Ensure that LEAs meet program requirements under Part B of IDEA, particularly those requirements that are most closely related to improving educational results for children with disabilities.

OEC focused the desk review portion on the following areas:

- Child Find;
- Delivery of Services;
- Least Restrictive Environment;
- Data Verification

**Data Sources**

During the review, OEC considered information from the following sources:

1. Public Parent and, Individual Parent Written Comments

Cleveland Community School District explained all families with students with disabilities in the district that they could provide input to OEC through telephone or written comments. The notification of the review and the opportunity to provide input was posted on ODE's website.

OEC received no written comments or telephone calls.

2. Pre-Onsite Data Analysis

OEC and SST consultants reviewed district, building and grade level data. District data analyzed included the Special Education Performance Profile, Local Report Cards, and Education Management Information System (EMIS) data. The data analysis assists OEC in determining potential growth areas and district strengths.

### 3. Record Review

On February 19, 2013, OEC consultants reviewed 14 records of school age students with disabilities.. OEC selected records of a variety of children with disabilities from one building.

Please note, not all records are reviewed for every component.

### 4. Staff/Administrative Interviews

On May 1, 2013, OEC consultants held three sessions of interviews with three administrators and nine teachers, related services personnel and school psychologist. OEC interviews focused on the following review areas: Child Find; Delivery of Services; Least Restrictive Environment (LRE) and IEP alignment; and Discipline.

## Findings

A finding is made when noncompliance with a specific IDEA requirement is identified through the processes outlined above. All findings of noncompliance must be corrected as soon as possible, but no later than one year from the date of this report.

OEC provides separate written correspondence to the school district and the parent/guardian when action is required to correct findings of non-compliance for individual students.

Noncompliance that is identified in **30% or more** of the records reviewed by OEC and substantiated through other data sources must be included in a comprehensive corrective action plan (CAP) with action steps to address each of the noncompliance findings.

All noncompliance identified by OEC as part of the IDEA review, listed by subject area within this report in the *Review of Findings and District Required Actions* table, must be corrected as set forth below.

## Corrective Action Plan (CAP)

The *Review of Findings and District Required Actions* identifies the noncompliance which must be addressed in the corrective action plan developed by the Cleveland Community School. An approved form for the corrective action plan will be provided by OEC or can be accessed on ODE's web site by using the keyword search "OEC Corrective Action Plan". The corrective action plan developed by the district must include the following:

- Improvement strategies to address all areas of identified non-compliance,
- Documentation/evidence of implementation of the strategies,
- Individuals responsible for implementing the strategies,
- Resources needed, and
- Completion dates.

State Performance Plan (SPP) results indicators may also be included in the corrective action plan to address improved performance for students with disabilities.

The district must submit the corrective action plan to Olivia Schmidt, OEC Lead Consultant at [Olivia.schmidt@education.ohio.gov](mailto:Olivia.schmidt@education.ohio.gov) within 30 school days from the date of this report. OEC will review the action plan submitted by the district for approval. If OEC deems that a revision(s) is necessary, the district will be required to revise and resubmit. The district will be contacted by the OEC Lead Consultant and notified when the action plan has been approved.

**CAP Due Date: September 24, 2013**

## **Individual Correction**

The district has 60 school days of the issuance of the letter of findings to correct all identified findings of non-compliance for individual students, unless noted otherwise in the report.

*Individual Correction Due Date: **November 6, 2013***

## **Systemic Correction**

The district must correct any noncompliant policies, procedures and/or practices identified through the onsite review. OEC will verify through follow-up review of new data that the noncompliant policies, procedures and/or practices have been revised and the district is correctly implementing the regulatory requirements of IDEA. The follow-up review of new data will include review of individual student records and may include parent/staff/administrative interviews, as needed.

*Systemic Correction Due Date: **June 23, 2014***

For questions about specific components of this report please contact:

- **Special Education School Age:** Olivia Schmidt, OEC Lead Consultant, at (614) 752-1397, toll-free at (877) 644-6338, or by e-mail at [olivia.schmidt@education.ohio.gov](mailto:olivia.schmidt@education.ohio.gov).
- **Fiscal:** Naim Sanders, Educational Consultant, at (614) 644-6083, toll-free at (877) 644-6338, or by e-mail at [naim.sanders@education.ohio.gov](mailto:naim.sanders@education.ohio.gov).

**Special Education School Age/Preschool Components, OEC's Review Findings, and District Required Actions**

**Component 1: Child Find**

*Each school district shall adopt and implement written policies and procedures approved by the Ohio Department of Education, Office for Exceptional Children, that ensure all children with disabilities residing within the district, regardless of the severity of their disability, and who are in need of special education and related services are identified, located, and evaluated as required by the Individuals with Disabilities Education Improvement Act of 2004 and Federal Regulations at 34 C.F.R. Part 300 pertaining to child find, including the regulations at 34 C.F.R. 300.111 and 300.646 and Rule 3301-51-03 of the Operating Standards for Ohio Educational Agencies serving Children with Disabilities.*

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings  | Evidence of Correction  | Must be addressed in CAP   |
|--------------------|--------------------------|---|---|--|
|                    |                          |   | Required Actions  |  |
| CF-1               | 300.303(b)(2)            | <p><u>Record Review</u></p> <p>One reevaluation record did not indicate that the child's reevaluation was completed within the three year timeline.</p> | <p><u>Individual Correction</u></p> <p>OEC has verified that this student has a current ETR in place, so no additional individual correction is required.</p> <p><u>Systemic Correction</u></p> <p>The district must submit evidence to OEC of written procedures and practices in place regarding child find evaluation process.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <p><input checked="" type="checkbox"/> Yes</p> <p>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance.</p> |
| CF-2               | 300.305(a)               | <p><u>Record Review</u></p> <p>This district does not serve, nor enroll preschool students.</p>   | <p><u>Individual Correction</u></p> <p>None</p> <p><u>Systemic Correction</u></p> <p>None</p>   | <p><input checked="" type="checkbox"/> NA</p>  |

| Record Review Item | Regulation 34 CFR or OAC                 | Evidence of Findings   | Evidence of Correction  | Must be addressed in CAP  |
|--------------------|--|--|---|---|
|                    |  |  | Required Actions  |   |
| CF-3               | OAC 3301-51-06 (2) and OAC 3301-51-06(4) | <p><u>Record Review</u><br/>Five school age initial evaluations did not appropriately document interventions provided to resolve concerns for the child performing below grade-level standards.</p> <p><u>Interviews</u><br/>It was discussed during the interviews that the RtI process is an area that is not widely understood or utilized appropriately.</p> <p><u>Other Considerations</u><br/>There is a clear need for comprehensive professional development from the Region 3 State Support Team.</p> | <p><u>Individual Correction</u><br/>OEC has verified that these 5 students have a current IEP in place, so no additional individual correction is required.</p> <p><u>Systemic Correction</u><br/>The district must submit evidence to OEC of written procedures and practices in place regarding documentation of intervention and supports provided prior to completion of the initial evaluation team report.<br/>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p>   | <input checked="" type="checkbox"/> Yes<br>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance. |
| CF-4               | 300.501(b)(1)                            | <p><u>Record Review</u><br/>Five school age student records did not show evidence that the evaluation planning team included the parent.</p> <p><u>Interviews</u><br/>The psychologist stated that she completes the information with the parent either in person or on the telephone. Under these circumstances, ETR planning is not a team endeavor.</p> <p><u>Other Considerations</u><br/>There is a clear need for comprehensive professional development from the Region 3 State Support Team.</p>       | <p><u>Individual Correction</u><br/>The district must provide evidence that the parent was involved or provided the opportunity to participate (three documented attempts) in the evaluation planning process.<br/>The evidence may include; evaluation planning form, prior written notice, parent invitation, referral form or communication log.<br/>If the district cannot provide documentation that the parent was involved or provided the opportunity to participate in the evaluation planning process, the district must conduct evaluation planning with the parent.</p> <p><u>Systemic Correction</u><br/>The district must submit evidence to OEC of written procedures and practices in place regarding the evaluation planning process to include the parent.<br/>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <input checked="" type="checkbox"/> Yes<br>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance. |

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings  | Evidence of Correction  | Must be addressed in CAP  |
|--------------------|--------------------------|---|---|---|
|                    |                          |   | Required Actions  |   |
| CF-5               | 300.305(a)(1)            | <p><u>Record Review</u><br/>Four school age student evaluations did not provide evidence that the evaluation planning team reviewed existing data on the child.</p> <p><u>Interviews</u><br/>This is associated with the lack of understanding about how to complete the form.</p> <p><u>Other Considerations</u><br/>There is a clear need for comprehensive professional development from the Region 3 State Support Team.</p>                  | <p><u>Individual Correction</u><br/>The district must provide the evaluation planning form or evidence documenting existing data was reviewed during the evaluation planning process. If not, the IEP team must reconvene the ETR planning and ETR meeting.</p> <p><u>Systemic Correction</u><br/>The district must submit evidence to OEC of written procedures and practices in place to review existing data during the evaluation planning.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p>                 | <input checked="" type="checkbox"/> Yes<br>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance. |
| CF-6               | 300.305(a)(2)            | <p><u>Record Review</u><br/>Five school age student evaluations did not provide evidence that the evaluation planning team identified what additional data, if any, were needed.</p> <p><u>Interviews</u><br/>This is associated with the lack of understanding about how to complete the form.</p> <p><u>Other Considerations</u><br/>There is a clear need for comprehensive professional development from the Region 3 State Support Team.</p> | <p><u>Individual Correction</u><br/>The district must provide the evaluation planning form or evidence documenting additional data, if any was reviewed during the evaluation planning process. If not, the IEP team must reconvene the ETR planning and ETR meeting.</p> <p><u>Systemic Correction</u><br/>The district must submit evidence to OEC of written procedures and practices in place to review additional data, if any during evaluation planning.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <input checked="" type="checkbox"/> Yes<br>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance. |

| Record Review Item | Regulation 34 CFR or OAC                                | Evidence of Findings  | Evidence of Correction  | Must be addressed in CAP  |
|--------------------|---|---|---|---|
|                    |   |   | Required Actions  |   |
| CF-7               | 300.304(c)(4);<br>OAC 3301-51-01;<br>and OAC 3301-51-06 | <p><u>Record Review</u><br/>Five school age student evaluations did not provide evidence that the evaluation addresses all areas related to the suspected disability.</p> <p><u>Interviews</u><br/>Several planning forms were either left blank or “unknown” was written in the area where the suspected disability should have been written, thus making it unclear as to what disability the district was testing for. Therefore it was not clear if the ETR covered all the required areas related to the suspected disability. The staff stated that they were not sure of what area the suspected disability may qualify as, and would like to have more training on the 13 individual disability categories.</p> <p><u>Other Considerations</u><br/>There is a clear need for comprehensive professional development from the Region 3 State Support Team.</p> | <p><u>Individual Correction</u><br/>The district will convene the ETR team to conduct a reevaluation and provide evidence that the evaluation addresses all areas related to the suspected disability.</p> <p><u>Systemic Correction</u><br/>The district must submit evidence to OEC of written procedures and practices in place to provide evidence that the evaluation addresses all areas related to the suspected disability.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <input checked="" type="checkbox"/> Yes<br>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance. |
| CF-8               | 300.306(a)(1)   | <p><u>Record Review</u><br/>All school age student records showed evidence that the parent of the child was involved in determining whether the child is a child with a disability.</p>   | <p><u>Individual Correction</u><br/>None</p> <p><u>Systemic Correction</u><br/>None</p>   | <input checked="" type="checkbox"/> NA  |

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings  | Evidence of Correction   | Must be addressed in CAP  |
|--------------------|--------------------------|---|--|---|
|                    |                          |   | Required Actions   |   |
| CF-9               | 300.306(a)(1)            | <p><u>Record Review</u></p> <p>Three school age student initial evaluations did not show evidence that a group of qualified professionals as appropriate to the suspected disability were involved in determining whether the child is a child with a disability.</p> | <p><u>Individual Correction</u></p> <p>The district must provide evidence that a group of qualified professionals participated in the eligibility determination. If not, the IEP team must reconvene the ETR meeting and provide OEC evidence of group participation.</p> <p>A group of qualified professionals includes the following, but is not limited to:</p> <ul style="list-style-type: none"> <li>• Parent</li> <li>• Additional group members: <ul style="list-style-type: none"> <li>• The child's regular education teacher; or a regular classroom teacher qualified to teach a child of his or her age; or</li> <li>• For a preschool child an individual qualified by the SEA to teach a child of his or her age; and</li> <li>• At least one person qualified to conduct individual diagnostic examinations of children.</li> </ul> </li> </ul> <p><u>Systemic Correction</u></p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <p><input checked="" type="checkbox"/> No</p> <p>The district does <u>not</u> need to address this finding in a Corrective Action Plan.</p> |

| Record Review Item | Regulation 34 CFR or OAC                                      | Evidence of Findings   | Evidence of Correction  | Must be addressed in CAP  |
|--------------------|---|--|---|---|
|                    |   |  | Required Actions  |   |
| CF-10              | 300.306(a)(1);<br>300.305(a);<br>and<br>3301-51-01<br>(B)(21) | <u>Record Review</u><br>One school age reevaluations did not show evidence that a group of qualified professionals as appropriate to the suspected disability were involved in determining whether the child is a child with a disability. | <u>Individual Correction</u><br>The district must provide evidence that the IEP team and other qualified professionals participated in the eligibility determination. If not, the IEP team must reconvene the ETR meeting and provide OEC evidence of group participation.<br>IEP Team Members include, but are not limited to: <ol style="list-style-type: none"> <li>1. Parent</li> <li>2. Regular Education Teacher</li> <li>3. Special Education Provider</li> <li>4. District Representative</li> <li>5. An individual who can interpret the instructional implications of evaluation results,</li> <li>6. At the discretion of the parent or school district, other individuals who have knowledge or special expertise regarding the child, including related services personnel as appropriate;</li> <li>7. Whenever appropriate, the child with a disability.</li> </ol><br><u>Systemic Correction</u><br>The district must submit evidence to OEC of written procedures and practices in place regarding the eligibility determination process.<br><br>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation. | <input checked="" type="checkbox"/> Yes<br>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance. |

## Component 2: Delivery of Services

Each school district shall have policies, procedures and practices to ensure that each child with a disability has an IEP that is developed, reviewed, and revised in a meeting and implemented in accordance with 300.320 through 300.324.

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings  | Evidence of Correction  | Must be addressed in CAP   |
|--------------------|--------------------------|---|---|--|
|                    |                          |   | Required Actions  |  |
| DS-1               | 300.320(a)(1)(i)         | <p><u>Record Review</u></p> <p>One school age student IEPs did not address how the child's disability affects his/her involvement and progress in the general education curriculum.</p>   | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP team of the one IEP identified as noncompliant to review and amend the IEP to include a statement of how the child's disability affects the child's participation in appropriate activities to access, participate and progress in the general education curriculum.</p> <p><u>Systemic Correction</u></p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p>   | <p><input checked="" type="checkbox"/> No</p> <p>The district does <u>not</u> need to address this finding in a Corrective Action Plan.</p>    |
| DS-2               | 300.320(a)(1)            | <p><u>Record Review</u></p> <p>Six school age student IEPs did not contain Present Levels of Academic Achievement and Functional Performance (PLOP) that addressed the needs of the student.</p> <p><u>Interviews</u></p> <p>The staff stated that there was not a district designated curriculum, or district assessments available for inclusion in the PLOP. They had to rely on teacher-made assessments and teacher created curriculum which varied per teacher. This resulted in a lack of clear baseline data to identify student needs.</p> | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP teams of the six IEPs identified as noncompliant to review and amend the PLOP related to each goal to include:</p> <ul style="list-style-type: none"> <li>• A summary of current daily academic/behavior and/or functional performance (strengths and needs);</li> <li>• Baseline data provided for developing a measurable goal.</li> <li>• For preschool, the PLOP should relate to the child's developmental domains, functional performance and pre-academic skills.</li> </ul> <p><u>Systemic Correction</u></p> <p>The district must submit evidence to OEC of written procedures and practices in place regarding the review of current academic/functional data when writing IEPs.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <p><input checked="" type="checkbox"/> Yes</p> <p>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance.</p> |

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings   | Evidence of Correction  | Must be addressed in CAP  |
|--------------------|--------------------------|--|---|---|
|                    |                          |  | Required Actions  |   |
| DS-3               | 300.320<br>(a)(2)(i)(A)  | <p><u>Record Review</u></p> <p>One school age student IEP did not contain annual goals that address the child's academic area(s) of need.</p>  | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP team of the one IEP identified as noncompliant to review and amend the IEP to include annual goals that address the academic needs that were identified in the IEP or provide evidence that the IEP team, based on the severity of the needs of the child, decided to prioritize addressing the needs.</p> <p><u>Systemic Correction</u></p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p>       | <p><input checked="" type="checkbox"/> No</p> <p>The district does <u>not</u> need to address this finding in a Corrective Action Plan.</p> |
| DS-4               | 300.320(a)(2)(i)(A)      | <p><u>Record Review</u></p> <p>Three school age student IEPs did not contain annual goals that address the child's functional area(s) of need.</p> <p><u>Interviews</u></p> <p>The need for a functional goal when there is an adaptive behavior need was not understood.</p> <p><u>Other Considerations</u></p> <p>There is a clear need for comprehensive professional development from the Region 3 State Support Team.</p> | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP teams of the three IEPs identified as noncompliant to review and amend the IEP to include annual goals that address the functional needs that were identified in the IEP or provide evidence that the IEP team, based on the severity of the needs of the child, decided to prioritize addressing the needs.</p> <p><u>Systemic Correction</u></p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <p><input checked="" type="checkbox"/> No</p> <p>The district does <u>not</u> need to address this finding in a Corrective Action Plan.</p> |

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings  | Evidence of Correction   | Must be addressed in CAP   |
|--------------------|--------------------------|---|--|--|
|                    |                          |   | Required Actions   |  |
| DS-5               | 300.320(a)(2)(i)         | <p><u>Record Review</u></p> <p>Six school age student IEPs did not contain measurable annual goals.</p> | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP teams of the six IEPs identified as noncompliant to review and amend annual goals to contain the following six critical elements:</p> <ol style="list-style-type: none"> <li>1. Who?</li> <li>2. Will Do What?</li> <li>3. To What Level or Degree?</li> <li>4. Under What Conditions?</li> <li>5. In What Length of Time?</li> <li>6. How Will Progress Be Measured?</li> </ol> <p><u>Systemic Correction</u></p> <p>The district must implement new procedures to ensure that annual goals written subsequent to this report will include the following six critical elements to demonstrate correction:</p> <ol style="list-style-type: none"> <li>1. Who?</li> <li>2. Will Do What?</li> <li>3. To What Level or Degree?</li> <li>4. Under What Conditions?</li> <li>5. In What Length of Time?</li> <li>6. How Will Progress Be Measured?</li> </ol> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <p><input checked="" type="checkbox"/> Yes</p> <p>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance.</p> |

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings  | Evidence of Correction  | Must be addressed in CAP   |
|--------------------|--------------------------|---|---|--|
|                    |                          |   | Required Actions  |  |
| DS-6               | 300.320(a)(4)            | <p><u>Record Review</u></p> <p>Seven school age student IEPs did not contain a statement of specially designed instruction that addresses the needs of the child and supports annual goals.</p> | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP teams of the seven IEPs identified as noncompliant to review and amend the specially designed instruction to describe the adaption of, as appropriate to the needs of the child, the content, methodology, or delivery of instruction.</p> <p><u>Systemic Correction</u></p> <p>The district must submit evidence to OEC of written procedures and practices in place regarding the IEP process of determining specially designed instruction.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <p><input checked="" type="checkbox"/> Yes</p> <p>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance.</p> |
| DS-7               | 300.320(a)(7)            | <p><u>Record Review</u></p> <p>Six school age student IEPs did not indicate the location where the specially designed instruction will be provided.</p>   | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP teams of the six IEPs identified as noncompliant to review and amend the location where the specially designed instruction will be provided.</p> <p><u>Systemic Correction</u></p> <p>The district must submit evidence to OEC of written procedures and practices in place regarding the IEP process of determining the location where specially designed instruction will occur.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p>   | <p><input checked="" type="checkbox"/> Yes</p> <p>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance.</p> |

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings   | Evidence of Correction   | Must be addressed in CAP   |
|--------------------|--------------------------|--|--|--|
|                    |                          |  | Required Actions   |  |
| DS-8               | 300.320(a)(7)            | <p><u>Record Review</u></p> <p>Seven school age student IEPs did not indicate the amount of time and frequency of the specially designed instruction.</p>            | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP teams of the seven IEPs identified as noncompliant to review and amend the amount of time and frequency of the specially designed instruction.</p> <p><u>Systemic Correction</u></p> <p>The district must submit evidence to OEC of written procedures and practices in place regarding the IEP process of determining the amount and frequency of specially designed instruction to be provided.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <p><input checked="" type="checkbox"/> Yes</p> <p>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance.</p> |
| DS-9               | 300.320(a)(4)            | <p><u>Record Review</u></p> <p>Eight school age student IEPs did not identify related services that address the needs of the child and support the annual goals.</p> | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP teams of the eight IEPs identified as noncompliant to review and amend the IEP to include related services that were identified as needed in the IEP.</p> <p><u>Systemic Correction</u></p> <p>The district must submit evidence to OEC of written procedures and practices in place regarding the IEP process of addressing identified related service needs.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p>                                    | <p><input checked="" type="checkbox"/> Yes</p> <p>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance.</p> |

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings  | Evidence of Correction   | Must be addressed in CAP   |
|--------------------|--------------------------|---|--|--|
|                    |                          |   | Required Actions   |  |
| DS-10              | 300.320(a)(7)            | <p><u>Record Review</u></p> <p>Eight school age student IEP did not indicate the location where the related services will be provided.</p>                | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP teams of the eight IEPs identified as noncompliant to review and amend the IEP to include the location where the related services will be provided.</p> <p><u>Systemic Correction</u></p> <p>The district must submit evidence to OEC of written procedures and practices in place regarding the IEP process of determining the location where related services will occur.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p>       | <p><input checked="" type="checkbox"/> Yes</p> <p>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance.</p> |
| DS-11              | 300.320(a)(7)            | <p><u>Record Review</u></p> <p>Five school age student IEPs did not indicate the amount of time and frequency of the related services to be provided.</p> | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP teams of the five IEPs identified as noncompliant to review and amend on the IEP the amount of time and frequency of the related services to be provided.</p> <p><u>Systemic Correction</u></p> <p>The district must submit evidence to OEC of written procedures and practices in place regarding the IEP process of determining the location where related services will occur.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <p><input checked="" type="checkbox"/> Yes</p> <p>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance.</p> |

### Component 3: Least Restrictive Environment (LRE) and IEP Alignment

Each school district shall ensure that to the maximum extent appropriate, children with disabilities, including children in public or nonpublic institutions or other care facilities, are educated with children who are nondisabled; and that a continuum of alternative placements is available to meet the needs of children with disabilities for special education and related services.

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings   | Evidence of Correction  | Must be addressed in CAP   |
|--------------------|--------------------------|--|---|--|
|                    |                          |  | Required Actions  |  |
| LRE-1              | 300.324(a)(2)(v)         | <p><u>Record Review</u></p> <p>One school age student IEP did not identify assistive technology to enable the child to be involved in and make progress in the general education curriculum.</p>       | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP team of the one IEP identified as noncompliant to review assistive technology and/or services that would directly assist the child with a disability to increase, maintain, or improve their functional capabilities and include them on the IEP.</p> <p><u>Systemic Correction</u></p> <p>The district must submit evidence to OEC of written procedures and practices in place regarding assistive technology.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <p><input checked="" type="checkbox"/> Yes</p> <p>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance.</p> |
| LRE-2              | 300.320(a)(6)(i)         | <p><u>Record Review</u></p> <p>Three school age student IEPs did not identify accommodations provided to enable the child to be involved in and make progress in the general education curriculum.</p> | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP teams of the three IEPs identified as noncompliant to review the accommodations that would directly assist the child to access the course content without altering the amount or complexity of the information taught and include them on the IEP.</p> <p><u>Systemic Correction</u></p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p>   | <p><input checked="" type="checkbox"/> No</p> <p>The district does <u>not</u> need to address this finding in a Corrective Action Plan.</p>    |

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings  | Evidence of Correction  | Must be addressed in CAP   |
|--------------------|--------------------------|---|---|--|
|                    |                          |   | Required Actions  |  |
| LRE-3              | 300.320(a)(4)            | <p><u>Record Review</u></p> <p>Six school age student IEPs did not identify modifications to enable the child to be involved in and make progress in the general education curriculum.</p>                | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP teams of the six IEPs identified as noncompliant to review the modifications that would alter the amount or complexity of materials or the performance expected of the child from grade level curriculum expectations and include them on the IEP.</p> <p><u>Systemic Correction</u></p> <p>The district must submit evidence to OEC of written procedures and practices in place regarding modifications.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <p><input checked="" type="checkbox"/> Yes</p> <p>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance.</p> |
| LRE-4              | 300.320(a)(4)            | <p><u>Record Review</u></p> <p>One school age student IEP did not identify supports for school personnel to enable the child to be involved in and make progress in the general education curriculum.</p> | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP team of the one IEP identified as noncompliant to review the supports for school personnel that were identified by the IEP team and define on the IEP the support, who will provide it and when the support will take place.</p> <p><u>Systemic Correction</u></p> <p>The district must submit evidence to OEC of written procedures and practices in place regarding supports for school personnel.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p>       | <p><input checked="" type="checkbox"/> Yes</p> <p>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance.</p> |

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings  | Evidence of Correction   | Must be addressed in CAP   |
|--------------------|--------------------------|---|--|--|
|                    |                          |   | Required Actions   |  |
| LRE-5              | 300.320(a)(5)            | <p><u>Record Review</u></p> <p>Seven school age student IEPs did not include an explanation of the extent to which the child will not participate with nondisabled children in the regular education classroom.</p> | <p><u>Individual Correction</u></p> <p>The district must reconvene the IEP teams of the seven IEPs identified as noncompliant to review and include a justification for why the child was removed from the regular education classroom.</p> <p>The justification should:</p> <ul style="list-style-type: none"> <li>• Be based on the needs of the child, not the disability.</li> <li>• Reflect that the team has given adequate consideration to meeting the student's needs in the regular classroom with supplementary aids and services.</li> <li>• Document that the nature or severity of the disability is such that education in regular education classes, even with the use of supplementary aids and services, cannot be achieved satisfactorily.</li> <li>• Describe potential harmful effects to the child or others, if applicable.</li> </ul> <p><u>Systemic Correction</u></p> <p>The district must submit evidence to OEC of written procedures and practices in place regarding the least restrictive environment placement decision process.</p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <p><input checked="" type="checkbox"/> Yes</p> <p>A Corrective Action Plan is required due to meeting the 30% threshold of non-compliance.</p> |

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings  | Evidence of Correction  | Must be addressed in CAP  |
|--------------------|--------------------------|---|---|---|
|                    |                          |   | Required Actions  |   |
| LRE-6              | 300.321(1)               | <p><u>Record Review</u></p> <p>Two school age student IEPs did not indicate that the IEP Team included a parent.</p>                      | <p><u>Individual Correction</u></p> <p>For the two IEPs identified as noncompliant, the district must:</p> <ul style="list-style-type: none"> <li>• Provide evidence of parent participation at the IEP meeting, <b>or</b></li> <li>• Provide documentation of at least three attempts made by the district to ensure parent participation, <b>or</b></li> <li>• Reconvene the IEP team to review the IEP with the parent.</li> </ul> <p><u>Systemic Correction</u></p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p>   | <p><input checked="" type="checkbox"/> No</p> <p>The district does <u>not</u> need to address this finding in a Corrective Action Plan.</p> |
| LRE-7              | 300.321(2)               | <p><u>Record Review</u></p> <p>Three school age student IEPs did not indicate that the IEP Team included a regular education teacher.</p> | <p><u>Individual Correction</u></p> <p>For the three IEPs identified as noncompliant, the district must:</p> <ul style="list-style-type: none"> <li>• Provide documentation that the parent was informed prior to the IEP meeting that the regular education teacher would not participate in the meeting, <b>and</b></li> <li>• Provide a written excuse signed by the parents and the district that allowed the regular education teacher not to be in attendance at the IEP meeting, <b>or</b></li> <li>• Reconvene the IEP team to review the IEP with all required members present.</li> </ul> <p><u>Systemic Correction</u></p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <p><input checked="" type="checkbox"/> No</p> <p>The district does <u>not</u> need to address this finding in a Corrective Action Plan.</p> |

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings  | Evidence of Correction   | Must be addressed in CAP   |
|--------------------|--------------------------|---|--|--|
|                    |                          |   | Required Actions   |  |
| LRE-8              | 300.321(3)               | <u>Record Review</u><br>One school age student IEP did not indicate that the IEP Team included a special education teacher. | <u>Individual Correction</u><br>For the one IEP identified as noncompliant, the district must: <ul style="list-style-type: none"> <li>• Provide documentation that the parent was informed prior to the IEP meeting that the special education teacher would not participate in the meeting, <b>and</b></li> <li>• Provide a written excuse signed by the parents and the district that allowed the special education teacher not to be in attendance at the IEP meeting, <b>or</b></li> <li>• Reconvene the IEP team to review the IEP will all required members present.</li> </ul> <u>Systemic Correction</u><br>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation. | <input checked="" type="checkbox"/> No<br>The district does <u>not</u> need to address this finding in a Corrective Action Plan. |
| LRE-9              | 300.321(4)               | <u>Record Review</u><br>One school age student IEP did not indicate that the IEP Team included an LEA representative.       | <u>Individual Correction</u><br>For the one IEP identified as noncompliant, the district must: <ul style="list-style-type: none"> <li>• Provide documentation that the parent was informed prior to the IEP meeting that the LEA representative would not participate in the meeting, <b>and</b></li> <li>• Provide a written excuse signed by the parents and the district that allowed the LEA representative not to be in attendance at the IEP meeting, <b>or</b></li> <li>• Reconvene the IEP team to review the IEP will all required members present.</li> </ul> <u>Systemic Correction</u><br>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.               | <input checked="" type="checkbox"/> No<br>The district does <u>not</u> need to address this finding in a Corrective Action Plan. |

| Record Review Item | Regulation 34 CFR or OAC | Evidence of Findings  | Evidence of Correction  | Must be addressed in CAP  |
|--------------------|--------------------------|---|---|---|
|                    |                          |   | Required Actions  |   |
| LRE-10             | 300.321(5)               | <p><u>Record Review</u></p> <p>Two school age student IEPs did not indicate that the IEP Teams included a person qualified to interpret the instructional implications of evaluation results.</p> | <p><u>Individual Correction</u></p> <p>For the two IEPs identified as noncompliant, the district must:</p> <ul style="list-style-type: none"> <li>• Provide documentation that the parent was informed prior to the IEP meeting that the person qualified to interpret the instructional implications of evaluation results would not participate in the meeting, <b>and</b></li> <li>• Provide a written excuse signed by the parents and the district that allowed the person qualified to interpret the instructional implications of evaluation results not to be in attendance at the IEP meeting, <b>or</b></li> <li>• Reconvene the IEP team to review the IEP will all required members present.</li> </ul> <p><u>Systemic Correction</u></p> <p>OEC will contact the district for submission of new records and review these records to determine compliance with this regulation.</p> | <p><input checked="" type="checkbox"/> No</p> <p>The district does <u>not</u> need to address this finding in a Corrective Action Plan.</p> |

#### Component 4: Data Verification

*Each school district shall report timely and accurate special education event records for students with disabilities; have in effect an Individualized Education program for each child with a disability with the LEA's jurisdiction and in place on or before Dec. 1, 2011; conduct initial evaluations within 60 days of receiving parental consent for evaluation; have an IEP in place for three-year olds transitioning from Early Intervention Programs on or before the child's third birthday; and have a secondary transition place in place that meets all required elements for IDEA.*

| Record Review Item | Regulation 34 CFR or OAC   | Evidence of Findings  | Evidence of Correction   | Must be addressed in CAP               |
|--------------------|--|---|--|--|
|                    |  |   | Required Actions   |  |
| DV-1               | 300.645<br>R.C. 3301.07.14   | <u>Record Review</u><br>All school age student IEPs indicated that the child had an IEP in effect as reported on the LEA's December 1, 2011 Child Count Report.   | <u>Individual Correction</u><br>None<br><u>Systemic Correction</u><br>None | <input checked="" type="checkbox"/> NA |
| DV-2               | 300.645<br>R.C. 3301.07.14   | <u>Record Review</u><br>All school age student ETRs indicated that the child had an ETR in effect as reported on the LEA's December 1, 2011 Child Count Report.   | <u>Individual Correction</u><br>None<br><u>Systemic Correction</u><br>None | <input checked="" type="checkbox"/> NA |
| DV-3               | SPP Indicator 20:<br>Accurate and Timely Reporting of Special Education Event Record | <u>Record Review</u><br>All school age student records had accurate student data reported by the LEA through the Education Management Information System (EMIS).  | <u>Individual Correction</u><br>None<br><u>Systemic Correction</u><br>None | <input checked="" type="checkbox"/> NA |
| DV-4               | SPP Indicator 11<br>300.301(c)(1)(i)   | <u>Record Review</u><br>All school age student initial evaluation(s) reported as being conducted within 60 days of the district receiving parental consent for the evaluation was conducted within the required timeline. | <u>Individual Correction</u><br>None<br><u>Systemic Correction</u><br>None | <input checked="" type="checkbox"/> NA |
| DV-5               | SPP Indicator 12<br>300.124  | <u>Record Review</u><br>This district does not serve nor enroll preschool students.   | <u>Individual Correction</u><br>None<br><u>Systemic Correction</u><br>None | <input checked="" type="checkbox"/> NA |
| DV-6<br>A/B        | SPP Indicator 20<br>for Secondary Transition Plans                                   | <u>Record Review</u><br>This district did not have any transition age students at the time of this review.  | <u>Individual Correction</u><br>None<br><u>Systemic Correction</u><br>None | <input checked="" type="checkbox"/> NA |

**Fiscal Components, OEC’s Review Findings, and District Required Actions**

**Component 1: Statement of Accounts**

*The district/school has submitted its FY12 FERs for IDEA Part B and Early Childhood IDEA. The district’s financial detail (FINDET) report projects to match the current year budget in the CCIP by subtotaling FINDET transactions according to object codes (100, 200, 400, 500, 600 & 800) for the year to date. The year to date expenditures will be reviewed for coding accuracy. The fiscal reports are evidence that ensure that district children with disabilities have available to them a free appropriate public education (FAPE) that emphasizes special education and related services designed to meet their unique needs.*

| Findings Citation | Evidence  | Evidence of Correction  |            | Must be addressed in CAP               |
|-------------------|---|---|------------|--|
|                   |   | Required Actions  | Date Due   |  |
| 300.202           | <p>Staff at Cleveland Community School provided an FY13 Accounting Report (ACCRTP) and Financial Detail Report (FINDET) for the desk audit.</p> <p>The reports showed that the funds were expended for services for children with disabilities. The amounts documented in the FINDET were in alignment with the FY13 budget in the CCIP.</p> <p>On January 29, 2013, the following information was budgeted in the CCIP. Cleveland Community School allocated \$31,000.00 for Object Code 100, \$4,340.00 for Object Code 200, and \$17,510.56 for Object Code 400. The total amount budgeted was \$52,850.56 in the CCIP</p> <p>Cleveland Community School provided ODE with fiscal reports for FY13 IDEA Part B funds. Both special education teachers were funded out of 516. Cleveland Community School does not have an early childhood program during this time. Expenditures were appropriate and in alignment with the budget. Staff types included intervention specialists</p> <p>Cleveland Community School provided ODE with copies of checks showing expenditures for supplies</p> | <p><u>Individual Correction</u><br/>None</p> <p><u>Systemic Correction</u><br/>None</p> | <b>N/A</b> | <input checked="" type="checkbox"/> NA |

**Component 2: Payroll Expenditures**

*The district/school is able to document that the 516 and 587 funds were expended in FY13 for an appropriate purpose; payroll expenditures are supported by Personal Activity Reports (PAR) showing the Time and Effort or Semi-Annual Certification; expense were properly coded to the correct function and object code; all staff in certified positions have appropriate licensure; all funded positions have position descriptions; district's ACCRPTs and budget are in agreement.*

| Findings Citation | Evidence   | Evidence of Correction   |          | Must be addressed in CAP               |
|-------------------|--|--|----------|--|
|                   |  | Required Actions   | Date Due |  |
| 300.202           | Cleveland Community School teachers' salaries are paid out of 516. Each teacher funded through 516 had an appropriate license on file and job description. | <u>Individual Correction</u><br>None<br><br><u>Systemic Correction</u><br>None |          | <input checked="" type="checkbox"/> NA |

**Component 3: Non-Payroll Expenditures**

*The district/school is able to document that the 516 and 587 funds that were expended in FY13 for an appropriate purpose and reasonable for the program; that fiscal coding is appropriate and the funds were charged to the proper fund, function and object; that the district is able to document the expenditure with a purchase order, receipt statement or invoice.*

| Findings Citation | Evidence   | Evidence of Correction   |          | Must be addressed in CAP               |
|-------------------|--|--|----------|--|
|                   |  | Required Actions   | Date Due |  |
| 300.202           | Cleveland Community School had few items for non-payroll expenditures during this time. The district appropriately documented the 516 funds as non-payroll expenditures on their FINDET Report. The non-payroll expenditures were coded correctly and the funds were charged to the required code. | <u>Individual Correction</u><br>None<br><br><u>Systemic Correction</u><br>None |          | <input checked="" type="checkbox"/> NA |

**Component 4: Use of funds for Capital Outlay and equipment purchase**

*If the district/school expended FY13 516 and 587 funds for Capital Outlay and/or equipment, the district/school evidences that it has followed the board adopted procurement policy. The district must ensure that equipment and supplies placed in the non-public school are used for IDEA purposes only and can be removed from the non-public school without remodeling the school facility.*

| Findings Citation | Evidence                                  | Evidence of Correction   |          | Must be addressed in CAP               |
|-------------------|---|--|----------|--|
|                   |   | Required Actions   | Date Due |  |
| 300.202           | No money was budgeted for capital outlay. | <u>Individual Correction</u><br>None<br><br><u>Systemic Correction</u><br>None |          | <input checked="" type="checkbox"/> NA |

**Component 5: Equipment inventory policy and procedures**

*The district/school retains control and administration of FY13 516 and 587 funds used to purchase materials, equipment and property (i.e. bus) purchased with those funds for the uses and purposes provided in the IDEA. The district is properly identifying equipment purchased with IDEA funds and is complying with Board Policy in cataloguing and inventorying the equipment. The district master list of equipment purchased with IDEA funds was updated within the last two years; the district has an equipment disposal policy; the district requested disposition instructions from ODE prior to disposing of assets with at fair market value of more than \$5,000.00, and sale proceeds were deposited back into the original grant.*

| Findings Citation | Evidence   | Evidence of Correction   |          | Must be addressed in CAP               |
|-------------------|--|--|----------|--|
|                   |  | Required Actions   | Date Due |  |
| 300.202           | No funds were budgeted or expended for equipment or materials. | <u>Individual Correction</u><br>None<br><u>Systemic Correction</u><br>None |          | <input checked="" type="checkbox"/> NA |

**Component 6: Non-Public Count and Proportionate Share**

*The district provides **child find** and ensures equitable participation. The district maintains in its records and provides to the SEA the following information related to parentally-placed private school children covered under 34 CFR 300.130 through 300.144: the number of children evaluated; the number of children determined to be children with disabilities; and the number of children served.*

*The district has timely and meaningful consultation with representatives of parentally-placed private school children with disabilities (consistent with 34 CFR 300.134); conducts a thorough and complete child find process to determine the number of parentally-placed private school children with disabilities attending private schools located in the school district.*

| Findings Citation       | Evidence   | Evidence of Correction   |          | Must be addressed in CAP               |
|-------------------------|--|--|----------|--|
|                         |  | Required Actions   | Date Due |  |
| 300.130 through 300.144 | This is not applicable Cleveland Community School. | <u>Individual Correction</u><br>None<br><u>Systemic Correction</u><br>None |          | <input checked="" type="checkbox"/> NA |

### Component 7: Notification of Public Participation

*In accordance with 34 CFR 300.165, the district/school provided a public hearing, adequate notice of the hearings and an opportunity for comment available to the general public including individuals with disabilities and parents of children with disabilities in planning the use of IDEA Part B funds.*

| Findings Citation        | Evidence   | Evidence of Correction  |                      | Must be addressed in CAP               |
|--------------------------|--|---|----------------------|--|
|                          |  | Required Actions  | Date Due             |  |
| 300.165 and Part 300.201 | At the time of this review, the school had not held a public participation meeting. The school will have a public participation meeting and provide to OEC a copy of the agenda with the meeting date as well as a sign-in sheet for individuals participating in the meeting. | <u>Individual Correction</u><br>The school will have a public participation meeting and provide OEC a copy of the agenda with the meeting date as well as a sign-in sheet for individuals participating in the meeting.<br><br><u>Systemic Correction</u><br>None | <b>November 2013</b> | <input checked="" type="checkbox"/> No |

### Component 8: Redirection of funds

*If the district/school has redirected funds for CEIS, it is able to document the expenditures related to CEIS and to validate that the percent of the IDEA funds used for CEIS is 15% (or less if voluntary) of total allocation, to document the number of students who were served and are able to track and report on the number of students who subsequently received special education services. The district has developed a means through which to track the expenditure of Part B funds for CEIS in its financial system and is able to create a report showing the expenditure of funds for CEIS. The district has a plan in place to utilize the funds for CEIS.*

*If the district/school reduced its local expenditure, it was by no more than ½ of its additional allocation amount and the district can document the expenditures/reduction and the amount is shown in the CCIP.*

| Findings Citation | Evidence                                | Evidence of Correction   |          | Must be addressed in CAP               |
|-------------------|---|--|----------|--|
|                   |   | Required Actions   | Date Due |  |
| 300.205           | The school was not required to do CEIS. | <u>Individual Correction</u><br>None<br><br><u>Systemic Correction</u><br>None |          | <input checked="" type="checkbox"/> NA |