

## Delivery of Services/Least Restrictive Environment in Ohio Administrative Code 3301-51-11(J)(1-5)

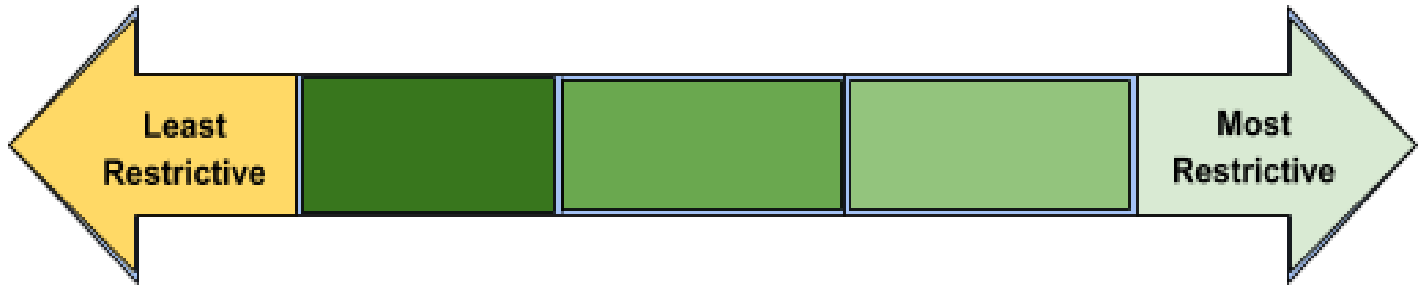
This document is intended to support preschool administrators, teachers, intervention specialists, school psychologists and related service providers regarding the Delivery of Services and Least Restrictive Environment section of the revised Preschool Special Education rule 3301-51-11. The information contained in this document is to serve as a resource in the following areas: definitions of continuum terms, locations of educational services continuum, educator qualification requirements and itinerant services.

### Definitions of Least Restrictive Environment Continuum 3301-51-11(A)(1)

LRE Continuum Term	Rule Definition	Further Clarification from Rule or examples <i>(The examples shown may not reflect all possible scenarios.)</i>
<b>Co-taught class</b>	A class operated by a public school, educational service center, or county board of developmental disabilities that is taught by two licensed teachers: one licensed general education teacher and one licensed intervention specialist	<p><b>Teachers:</b></p> <ul style="list-style-type: none"> <li>Both teachers are assigned to the classroom for the full duration of each class session</li> <li>All children in the co-taught class are on the general education teacher's roster; the children with disabilities are also counted in the intervention specialists' caseload.</li> </ul> <p><b>Class Size &amp; Makeup:</b></p> <ul style="list-style-type: none"> <li>Max of 8 children with disabilities</li> <li>Follows general education licensing rules for ratio and group-size requirements.</li> </ul> <p><b>Example:</b></p> <ul style="list-style-type: none"> <li>General education preschool classroom with 20 children (12 children without disabilities and 8 children with disabilities). Both teachers lead the class which meets 4 days a week, 3 hours and 15 minutes per day.</li> </ul>
<b>Public School Preschool General Education Class</b>	A class taught by a general education teacher or dual-licensed teacher with a maximum of six children with disabilities and the class must have more children without disabilities enrolled than children with disabilities.	<p><b>Teacher:</b></p> <ul style="list-style-type: none"> <li>Lead teacher holds a general education license or dual license</li> </ul> <p><b>Class Size &amp; Makeup:</b></p> <ul style="list-style-type: none"> <li>Special education services are provided through itinerant, direct or consultative, services.</li> <li>Follows general education licensing rules for ratio and group size requirements</li> </ul> <p><b>Example:</b></p>

		<ul style="list-style-type: none"> <li>Licensed preschool general education classroom with 16 children (10 children without disabilities and 6 children with disabilities) on the general education teacher's roster.</li> </ul>
<p><b>Public School Preschool Integrated Class</b></p>	<p>A class taught by a general education teacher or dual-licensed teacher and 50 percent of the students are children with disabilities</p>	<p><b>Teacher:</b></p> <ul style="list-style-type: none"> <li>Lead teacher is a general education teacher or dual-licensed teacher who meets the requirements for a preschool special education class. (If not dual-licensed, the itinerant provider must be IEP case manager for children with disabilities.)</li> <li>Rule 3323.022 Staffing for programs with preschool children with disabilities</li> </ul> <p><b>Class Size &amp; Makeup:</b></p> <ul style="list-style-type: none"> <li>6:6 or 8:8 model</li> </ul> <p><b>Examples:</b></p> <ul style="list-style-type: none"> <li>Lead teacher who is dual licensed responsible for educating a class of 6 children with disabilities and 6 children without disabilities. Lead teacher provides special education services for children with disabilities.</li> <li>Lead teacher holds a general education license responsible for educating a class of 8 children with disabilities and 8 children without disabilities. An itinerant intervention specialist provides special education services for children with disabilities.</li> </ul>
<p><b>Public School Preschool Special Education Class</b></p>	<p>A public school preschool special education class in which more than 50 percent of the students are children with disabilities,</p>	<p><b>Teacher:</b></p> <ul style="list-style-type: none"> <li>Lead teacher is licensed to teach preschool special education.</li> </ul> <p><b>Class Size &amp; Makeup:</b></p> <ul style="list-style-type: none"> <li>Follows preschool special education rules for ratio and group size requirements.</li> </ul> <p><b>Examples:</b></p> <ul style="list-style-type: none"> <li>A classroom with 8 children with disabilities and 4 children without disabilities where the lead teacher is an intervention specialist.</li> <li>A classroom in which only 8 children with disabilities are educated and the lead teacher is an intervention specialist</li> </ul>

<p><b>Special School</b></p>	<p>A special school</p>	<p><b>Teacher:</b></p> <ul style="list-style-type: none"> <li>Personnel shall have appropriate certification or licensure as defined by Chapter 3301-24 of the Administrative Code.</li> </ul> <p><b>Class Size &amp; Makeup:</b></p> <ul style="list-style-type: none"> <li>Follows preschool special education rules for ratio and group size requirements considering the severity of each eligible child's need.</li> </ul> <p><b>Example:</b></p> <ul style="list-style-type: none"> <li>The child attends the Ohio School for the Deaf. Example: Ohio School for the Deaf or school for children with Autism</li> </ul>
<p><b>Home</b></p>		<p><b>Teacher:</b></p> <ul style="list-style-type: none"> <li>Intervention specialist, dual licensed, related services.</li> </ul> <p><b>Group Makeup (This is not considered a class):</b></p> <ul style="list-style-type: none"> <li>The child's home environment</li> </ul> <p><b>Example:</b></p> <p>Intervention specialist provides special education services along with one-hour preschool curriculum within the child's home environment, as well as consultation with the family to provide additional support strategies.</p>
<p><b>Service Provider Location</b></p>	<p>Service provider location means the child travels to the service provider's location to receive IEP services</p>	<p><b>Teacher:</b></p> <ul style="list-style-type: none"> <li>Intervention specialist, Related service provider</li> </ul> <p><b>Group Makeup (This is not considered a class):</b></p> <ul style="list-style-type: none"> <li>Individual or small of children receiving special education services.</li> </ul> <p><b>Example:</b></p> <ul style="list-style-type: none"> <li>A child receives speech therapy in the speech therapist's office or other location in the school building to receive services.</li> </ul>



### Location of Educational Services Continuum

<b>Preschool Continuum of Service Options</b>	Public School	Public School	Public School	Special	Home
	Preschool General Education	Preschool Integrated	Preschool Special Education	School	Service Provider Location
	Co-taught				
	Nonpublic Preschool				
	Head Start				

Link to [LRE Decision Tree](#)

<b>EMIS Codes</b>	<p>IE53 Regular Early Childhood Program Less Than 10 Hours per week and most services in EC program Children attending a regular early childhood program less than 10 hrs. per week and receiving the majority of special education and special education services in the regular early childhood program.</p> <p>IE56 Regular Early Childhood Program Less Than 10 Hours per week and most services not in EC program Children attending a regular early childhood program less than 10 hrs. per week and receiving the majority of special education and special education services in some other location</p> <p>IE51 Regular Early Childhood Program 10 or More Hours per week and most services in EC program Children attending a regular early childhood program at least 10 hrs. per week and receiving the majority of special education and special education services in the regular early childhood program.</p> <p>IE55 Regular Early Childhood Program 10 or More Hours per week and most services not in EC program Children attending a regular early childhood program at least 10 hrs. per week and receiving the majority of special education and special education</p>	<p>IE60 Pre-School – Special Education Program – Separate Class A special education program where a special education student is in a class with 51% or more students with disabilities.</p>	<p>IE62 Pre-School – Special Education Program – Separate School A special education program in which a student receives all of his/her special education and special education services in an educational program in public or private day schools designed specifically for children with disabilities.</p>	<p>IE70 Pre-School–Home A program in which a child receives all of his/her special education and special education services in the principle residence of the child’s family or caregivers and who did not attend an early childhood program or a special education program provided in a special class, separate school, or residential facility.</p> <p>IE72 Pre-School – Service Provider Location A program in which a student receives all of his/her special education and special education services from a service provider and did not attend an early childhood program or a special education program provided in a special class, separate school, or residential facility.</p>
-------------------	---	--	---	---

## Educator Qualification Requirements

Personnel providing preschool services shall be appropriately credentialed as defined by Chapter 3301-24 of the Administrative Code.

For additional questions [Educator Licenses | Ohio Department of Education](#)

<u>Key:</u> X = Licensure credential requirements. As the chart below indicates there may be more than one applicable requirement option. ECIS = Early Childhood Intervention Specialist EC = Early Childhood			
	ECIS Credentials Only (3301-37-04F2)	ECIS + EC Credentials (3301-37-04F1-2)	EC Credentials Only (3301-37-04F1)
Co-taught class	X	X	X
Intervention Specialist provided itinerant services	X	X	
Public school preschool special education class	X	X	
Special school	X	X	
Service provider location	X	X	
Home	X	X	
Public school preschool general education class		X	X
Public school preschool integrated class <sup>1</sup>		X	X

<sup>1</sup> Section 3323.10 | Licensure qualifications for teaching public school preschool integrated class [Section 3323.10 - Ohio Revised Code | Ohio Laws](#)

## Itinerant Services

(d) "Itinerant services" for a preschool child who is eligible for special education services means services provided by intervention specialists or related services personnel which occur in the setting where the child, the child and parent(s), or the child and caregiver are located.

Itinerant teacher caseload (3301-51-11 (J)(9)(a-e))	
Intervention specialists with eight or more half-day class sessions**	Cannot carry an additional itinerant caseload
Intervention specialists with four full-day class sessions*	Cannot carry an additional itinerant caseload
Intervention specialists responsible for six or seven half-day class sessions**	May serve up to 4 additional children on itinerant caseload
Intervention specialists responsible for up to five half-day sessions **	May serve up to 8 additional children on itinerant caseload
Intervention specialists with three full-day class sessions*	May serve up to 8 additional children on itinerant caseload
Intervention specialists with no classroom sessions	May serve up to 20 children on itinerant caseload
The Department may grant a waiver (on a case-by-case basis) to the itinerant caseload requirements in paragraphs (c) through (e) in this section for an intervention specialist to serve additional children with disabilities.	
* "Full-day class session" means a class session of four or more hours. ** "Half-day class session" means a class session of fewer than four hours.	

### Where can itinerant service be provided?

Public School Preschool General Education Class
Public School Preschool Integrated Class (if taught by Early Childhood License only)
Nonpublic School Preschool
Head Start
Home
**Services that take place at a service provider's location of practice do not count as itinerant services. For example, itinerant services are not occurring when a parent takes a child to the speech therapist's office. Itinerant services occur when the service provider travels to the child's learning environment. For example, when a speech therapist visits the Head Start the child attends for preschool and works with the child and/or his teacher.

**Other Requirements**

A child served in the home or service provider location must be provided a minimum of one hour of instruction per week in the general education curriculum that includes specially designed instruction. (3301-51-11) (J)(5)(b)(i)

From the effective date of this rule, children served in any setting other than home or service provider location must be provided a minimum of 360 hours of programming per year, which must include instruction in the general education curriculum, and a minimum of one hour of specially designed instruction or related services. (3301-51-11)(J)(5)(b)(ii)