



Department  
of Education

John R. Kasich, Governor  
Michael L. Sawyers, Acting Superintendent of Public Instruction

**TO:** LEA Superintendents, LEA Directors of Special Education, ESC Superintendents, CTPD Superintendents, CB of DD Superintendents and State Support Teams

**FROM:** Sue Zake, Director, Office for Exceptional Children

**DATE:** September 6, 2012

**RE:** Senate Bill 316, Section 3323.011 – New Secondary Transition Requirements

On June 25, 2012 Governor John Kasich signed Senate Bill 316 with an effective date of September 24, 2012 which incorporates changes to the secondary transition requirements for students with disabilities. Section 3323.011 states:

- “(H) Beginning not later than the first IEP to be in effect when the child is fourteen years of age, and update annually thereafter, a statement describing:*
- (1) Appropriate measurable post-secondary goals based upon age-appropriate transition assessments related to training, education and independent living skills;*
  - (2) Appropriate measurable post-secondary goals based on age-appropriate transition assessments related to employment in a competitive environment in which workers are integrated regardless of disability;*
  - (3) The transition services including courses of study, needed to assist the child in reaching the goals described in divisions (H)(1) and (2) of this section.*

This communication is to inform local educational agencies of new state special education rules, regulations and policies related to the provision of secondary transition services that are not required under Part B of the Individuals with Disabilities Education Improvement Act of 2004 (IDEA) or by Part B of the Federal Regulations, but that are required under Ohio law beginning September 24, 2012.

Pursuant to Senate Bill 316, all individualized education programs (IEPs) that are written after September 24, 2012, are required to address the requirements set forth below for transition services beginning no later than the first IEP to be in effect when a child is fourteen (14) years of age and updated annually thereafter.

To respond to these new requirements, IEP teams must develop appropriate measurable post-secondary goals based on age appropriate transition assessments related to training, education, independent living skills and employment in a competitive environment. These goals must be included on the first IEP in effect when the child is fourteen (14) years of age. IEP teams will report the age appropriate assessment information in Section 4,

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Senate Bill 316 Section 3323.011 – New Secondary Transition Requirements

Postsecondary Transition, of Ohio's IEP form. The course of study requirements will be documented in Section 5 for each of the measurable postsecondary goals.

In Section 5 of Ohio's IEP form, Postsecondary Transition Services, IEP teams will now complete the required components of this section beginning not later than the first IEP to be in effect when the child is fourteen (14) years of age and updated annually thereafter. Local educational agencies should review 3301-51-07 (H) (2), Transition Services, for further direction in responding to this new requirement.

The Ohio Department of Education, Office for Exceptional Children, is developing resources to assist LEAs in complying with these new secondary transition services requirements. For further information, technical assistance and training, please contact your regional State Support Team (SST).