

Private School Covid-19 Related Amendment Procedures

For private school temporary and/or contingency amendments, if the only changes are to the agreement between the LEDM and the private school, then teams must consider the services that are actually provided. (If NO changes to the agreement for services will be needed for the temporary and/or contingency plan, then an amendment is NOT needed.)

Since some of the services in the IEP document may not be provided due to the private school/LEDM agreement, teams will address the services that are actually provided and changes to the IEP document (services needed if attending public school for FAPE) will not be necessary.

The private school/LEDM agreement for services is listed in #5 of the ESC-99. If it is necessary to complete an amendment for temporary and/or contingency services, then the changes will only be listed on a new Prior Written Notice (ESC-99) in #5. A new IEP amendment record will not be needed.

Step #1: Review the services listed in the private school/LEDM agreement and determine if able to implement the services when in a remote learning environment (temporary) or when there is an unexpected school closure (contingency). Discuss with the team and the parents.

Step #2: If one or more services needs to be changed, then you will complete a new ESC-99 on the same IEP record. Ensure that the first ESC-99 has been saved in WebKIDSS. Do not completely "Clear" the form.

- Change the Date at the top left & where it says On _____, we met to review...
- Mark appropriate checkboxes.
- In 1) A Description of the Action Proposed or Refused: Consent Required items, leave ALL the IEP services listed in the IEP document (services needed if attending public school for FAPE)
- In 1) A Description of the Action Proposed or Refused: Consent Not Required items, clear out and leave blank
- In 2) Explanation of Why the Action is Proposed or Refused, enter the appropriate text:

The team has previously developed an IEP which the team believes will confer FAPE for STUDENT and those services are listed in #1 of this prior written notice document. The parent has previously refused these services, but has been made aware that consent for the services set forth in #1 above may be provided at any time.

IF TEMPORARY SERVICES ARE NEEDED:

The team has determined that temporary services will be necessary during the 2020-2021 school year due to the learning model and schedule implemented to address COVID-19 related safety measures. The team has outlined temporary services in #5 of this prior written notice document in relation to the services currently provided in the private school/parent agreement for services when attending the private school.

CONTINGENCY:

During the 2020-2021 school year, there may be a need for a school/classroom closure. Therefore, the IEP team developed a contingency plan for the private school/parent agreement for services when attending the private

school that will be provided during the school/classroom closure. This contingency plan is outlined in #5 of this prior written notice document.

* If the student requires REMOTE/HYBRID and CONTINGENCY, include both statements.

- In 3) Options Considered and why the options were rejected, enter the following:

The team considered not making any changes to incorporate Temporary and/or Contingency plans. However, the team rejected this option, as not incorporating these plans now will result in delays in student services in the event that changes must be made as a result of COVID-19 positive test results in the community or an unscheduled classroom or school closure.

- In 4) Description of the data used as basis for the proposed or refused action, enter the following:

List data used- could be something like: IEP review, team and parent input

- In 5) Other factors relevant to the proposal or refusal, enter the following:

Leave the blurbs a & b from the previous year:

The legal education decision maker(s) and the school agree that the IEP written for this student includes all the necessary special education and related services, program modifications, accommodations and supports for school personnel required in order for this student to receive a free appropriate public education. The IEP also explains where those services are to be provided in relation to the general education classroom and the amount of time necessary for those services to be provided to this student.

The legal education decision maker(s) understands that because not all special education services are provided to students at the location of the private schools, that special education transportation will be provided for the student to be transported to and from the private school and the responsible public school in order to receive the services listed on the IEP that are not provided at the private school.

Leave the appropriate blurb c, d, e, f, or g from the previous year: (See Private School Procedures):

The legal education decision maker(s) understands that all of the services outlined in the IEP are not provided at the private school, . . . APPROPRIATE WORDING FOR c, d, e, f, or g . . . the following services will be provided:

- Leave the PRIVATE SCHOOL/LEDM AGREEMENT SERVICES (previously agreed upon services that were already listed from last year)

ADD TEMPORARY SERVICES, IF NEEDED:

The team has created the following temporary plan, which will be in place from the beginning of the 2020-2021 school year until the student returns to the normal school learning environment (i.e., face to face instruction in a private school brick & mortar building) or until this temporary plan is amended by the IEP team:

- LIST ALL TEMPORARY SERVICES

ADD CONTINGENCY SERVICES:

The team has also determined that it would be harmful to the student to receive no services in the event of an unscheduled school closure. Accordingly, the team has created the following Contingency Plan to ensure the student receives services in the event of an unscheduled school closure.

- LIST ALL CONTINGENCY SERVICES (If student receives services both at private school and public school, include contingency services for both)

* If the student requires TEMPORARY and CONTINGENCY, include both statements.

IF STUDENT IS TRANSPORTED TO RECEIVE SERVICES, PLEASE ALSO INCLUDE THIS STATEMENT:

The student receives services at the public school and receives transportation to and from the private school. When the public school district/building has an unscheduled closure, the student may not be transported to the public school for services. If not transported, the student will receive services as outlined in the contingency plan.