

Appendix V: At Risk Students



DEPARTMENT OF EDUCATION

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Mark T. Murphy
Secretary of Education
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November 1, 2013

Lamont Browne
Head of School
East Side Charter School
3000 North Claymont Street
Wilmington, DE 19802

Dear Mr. Browne:

As you know, the Department of Education ("DOE") conducted special education compliance monitoring in your charter during the 2012-2013 school year. In the fall of 2012, the DOE reviewed student IEPs and related records to determine compliance with selected special education regulations related to IEP development, least restrictive environment ("LRE"), secondary transition, and IEP meeting participants. On November 16, 2012, the DOE provided your charter with a Monitoring Report describing any findings of noncompliance and the corrective actions required if noncompliance was identified. This letter summarizes the DOE's monitoring activities concerning the charter and the status of compliance with special education regulations.

(1) IEP 24: Present Level of Education Performance

The DOE identified noncompliance related to the requirement that IEPs contain a statement of the student's present level of academic achievement and functional performance ("the PLEP"). The charter submitted evidence to the DOE to establish correction of student level noncompliance regarding the PLEP statement required by 34 C.F.R. § 300.320 and 14 DE Admin Code § 925.20. The charter also reported training was provided to staff.

In September 2013, the DOE reviewed a random sample of additional IEPs to verify the charter's correction of noncompliance. The IEPs contained the required PLEP statement. As a result, the DOE has verified the charter's correction of noncompliance in this regulatory area. The DOE appreciates the charter's efforts and cooperation.

(2) IEP 27: Extended School Year Services

The DOE identified noncompliance related to the requirement that extended school year services are considered annually. The charter submitted evidence to the DOE to establish

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that all student level noncompliance was corrected to include the consideration of extended school year services required by 34 C.F.R. § 300.320 and 14 DE Admin Code § 925.20. The charter also reported training was provided to staff.

In September 2013, the DOE reviewed a random sample of additional IEPs to verify the correction of noncompliance. The IEPs contained the required consideration of extended school year services. As a result, the DOE has verified the charter's correction of noncompliance in this regulatory area. The DOE appreciates the charter's efforts and cooperation.

(3) *STR 4: Transition – Age Appropriate Transition Assessments*

The DOE identified noncompliance related to the requirement that age appropriate transition assessments be conducted annually related to training, education, employment, and where appropriate, independent living skills. The charter submitted evidence to the DOE establishing all student level noncompliance was corrected to address age appropriate transition assessments as required by 34 C.F.R. § 300.320 and 14 DE Admin Code § 925.20. The charter also reported training was provided to staff.

In September 2013, the DOE reviewed a random sample of additional IEPs to verify the charter's correction of noncompliance. The IEPs contained the required information. As a result, the DOE has verified the charter's correction of noncompliance in this regulatory area. The DOE appreciates the charter's efforts and cooperation.

(4) *STR 5: Transition - Measurable Post Secondary Goals Related to Employment*

The DOE identified noncompliance regarding the requirement that IEPs contain measurable post secondary transition employment goals. The charter submitted evidence to the DOE to establish all student level noncompliance was corrected to include measurable goals required by 34 C.F.R. § 300.320 and 14 DE Admin Code § 925.20. The charter also reported training was provided to staff.

In September 2013, the DOE reviewed a random sample of additional IEPs to verify the charter's correction of noncompliance. The IEPs contained the required measurable goals. As a result, the DOE has verified the charter's correction of noncompliance in this regulatory area. The DOE appreciates the charter's efforts and cooperation.

(5) *STR 6: Transition - Measurable Post Secondary Goals Related to Education/Training*

The DOE identified noncompliance regarding the requirement that IEPs contain measurable post secondary transition goals related to education or training. The charter submitted evidence to the DOE to establish all student level noncompliance was corrected to include measurable goals

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required by 34 C.F.R. § 300.320 and 14 DE Admin Code § 925.20. The charter also reported training was provided to staff.

In September 2013, the DOE reviewed a random sample of additional IEPs to verify the charter's correction of noncompliance. The IEPs contained the required measurable goals. As a result, the DOE has verified the charter's correction of noncompliance in this regulatory area. The DOE appreciates the charter's efforts and cooperation.

(6) STR 7: Transition - Measurable Post Secondary Goals Related to Independent Living

The DOE identified noncompliance regarding the requirement that IEPs contain measurable post secondary transition goals related to independent living. The charter submitted evidence to the DOE to establish all student level noncompliance was corrected to include measurable goals required by 34 C.F.R. § 300.320 and 14 DE Admin Code § 925.20. The charter also reported training was provided to staff.

In September 2013, the DOE reviewed a random sample of additional IEPs to verify the charter's correction of noncompliance. The IEPs contained the required measurable goals. As a result, the DOE has verified the charter's correction of noncompliance in this regulatory area. The DOE appreciates the charter's efforts and cooperation.

The DOE appreciates the courtesy and cooperation displayed by your staff throughout this process. A copy of the DOE's protocol is enclosed and identifies the IEPs reviewed by the DOE in September 2013. Please do not hesitate to contact me with any questions or concerns.

Sincerely,



Mary Ann Mieczkowski
Director, Exceptional Children Resources

MAM:lj

Enclosure

cc: Mark T. Murphy, Secretary of Education
Michelle E. Whalen, Esq., Exceptional Children Resources
Sarah Celestin, Ed.D., Exceptional Children Resources
John Carwell, Charter School Office