

 South St. Paul Public Schools	SOUTH ST. PAUL SECONDARY - 0120 700 NORTH SECOND STREET SO. ST. PAUL, MN 550750000	PRIOR WRITTEN NOTICE/PARENT CONSENT
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Student Name _____	Student ID: _____	Date: 10/19/2009
School: SOUTH ST. PAUL SECONDARY - 0120	Grade: 09	Birthdate: 07/10/1994

Dear MARGARET BEHR,

This notice is required because the school district is proposing a plan of services following an IEP, IFSP, or IIIP meeting on 10/19/2009. Please note any checked boxes below:

(Month/Day/Year)

- ☐ Because your child is initially going to receive special education services, the school district will not proceed without your written consent at the bottom of this form. You must sign this form at the bottom and return it before we can proceed.
- ☒ Your child's IEP, IFSP or IIIP is changed as noted in the attached form. The school district will proceed with this change unless you object in writing within 14 calendar days of receiving this notice.
- ☐ The school district recommended that all current special education and related services be discontinued and will proceed with this change unless you object in writing within 14 calendar days of receiving this notice.

Comments:

Michael returned to South St Paul Secondary from Juvenile Detention Services on 10/12/09. As the result of a planning meeting with Michael's mother on 10/9/09, the team developed a Behavior Intervention Plan for Michael's return that included specific teacher interventions and behavior support. This plan included alternative passing time and specific seating and teacher cues in the classroom. Michael's schedule was created to provide him with direct instruction Social Skills class and resource support at strategic times during the school day with ongoing access to his case manager. Prior to the start of his first day back, Michael met with his case manager and Behavior Intervention Specialist to discuss this behavior plan. Teachers were informed via e-mail and hard copy of the plan. During second hour on 10/12/09 Michael was involved in a discipline incident which resulted in a 3 day suspension from school. This incident occurred during transition time in the hallways. When Michael was directed by a regular education teacher to stop him verbally escalated his behavior and refused to comply with adult directives. The team met with parent on 10/19/09 to discuss additional options for Michael. The results of a FBA conducted 5/15/09 by the team at South St Paul Secondary were discussed as well as the results of an outside psychological report conducted by Minnesota Valley Psychologists on 5/29/09. The results of these reports indicated that Michael demonstrates chronic disruptive behaviors in all settings including hallways, classroom and other school settings. Michael continues to have difficulty accepting and understanding redirection. He is frequently off-task in the classroom and unable to self-direct without consistent adult verbal and non-verbal reminders.

This notice must contain the following additional information:

- A description of the action proposed or refused by the district (if not shown on attached IEP, IFSP or IIIP).

The School District is proposing that the student be placed in a Federal Setting III program for behaviorally impaired students at South St Paul Secondary

- An explanation of why the district proposes or refuses to take the action.

Results of the recent FBA conducted 5/15/09 by qualified South St Paul staff indicate that Michael's behaviors occur across school settings and increase in frequency and intensity during unstructured times. Results of Psychological Evaluation Report conducted 5/29/09 indicate that Michael could benefit from brief periods of instruction with adult cues or signals as instructive feedback on behavior. It has also been noted that Michael has not been in a regular high school environment since Spring 2009.

- A description of any other options that the district considered and the reasons why those options were rejected.

Due to the incident that recently resulted in Suspension, the school district considered assigning a paraprofessional escort to accompany Michael during all transition times of the day. It is felt that this increased support would not be sufficient to help Michael practice and gain the behavior skills needed to understand and maintain school success.

- A description of each evaluation procedure, test, record or report the district used as a basis for the proposed or refused action.

The team considered the student's current behavior as reported by a regular education teacher, the school social worker, his case manager and the Behavior Intervention Specialist. Input was also gathered at the team meeting from the Family Social Worker who currently meets with Michael twice per week. The team also considered results of the Functional Behavior Assessment conducted 5/19/09 and the outside Psychological Evaluation Report conducted 5/29/09. The team considered past educational evaluations and Positive Behavior Intervention Plans implemented by South St Paul Schools. Information provided by mother was also considered at the meeting on 10/19/09.

- A description of any other factors that are relevant to the district's proposal or refusal.

Recent actions taken by Michael resulted in suspension and a team meeting to discuss further support for Michael. The team concluded that Michael needs a more restrictive setting in order to be successful in the educational goals of his IEP. The district considered present levels of performance and whether those levels indicate a different setting as more appropriate.

Note to parent(s): If you have questions please contact me. You are protected by procedural safeguards and can get a description of the procedural safeguards by asking for them.

Peg Gaitan · SPEC. ED. TEACHER · (651) 457-9408

Resources you may contact for further information about parent rights and procedural safeguards:

Linda Gardner · Director of Special Services · (651) 457-9466

PACER (Parent Advisory Coalition for Educational Rights): 952-838-9000, 1-800-53-PACER, TTY: 952-838-0190, www.pacer.org

Minnesota Disability Law Center: 612-332-1441, 1-800-292-4250, TTY: 612-332-4668

Minnesota Department of Education: 651-582-8689, TTY: 651-582-8201, <http://education.state.mn.us>

ARC Minnesota (Advocacy for Persons with Developmental Disabilities): 651-523-0823, 1-800-582-5256, www.thearcminnesota.org

Family Service Inc., Learning Disabilities Program: 651-222-0311, 1-800-982-2303, TTY: 651-222-0175

Date Prior Written Notice/Parent Consent to parents: 10/19/2009 ☐ Mailed ☒ Given

PARENT ACTION

Parent(s): Check one of the options below, sign and date this form, and return the original of this page. If you do not return this page or otherwise respond in writing within 14 calendar days, the team will proceed as indicated above.

☒ I agree with the decision, and I give permission to the school district to proceed as proposed.

☐ I do not agree with the decision, and I do not give permission for the school to proceed as proposed. I understand that someone will contact me to offer a conciliation conference or mediation. I understand that I (or the district) have the right to proceed directly to a due process hearing.

Parent/Legal Representative Signature (or Student if 18):

Date: 10/19/2009

Date received by district
10/19/2009

brochure

Date To Parents: 05/19/2010 ☒ Mailed ☐ Given

This form is available in several languages, Braille, or other formats. Contact the IEP manager for an alternate format.

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