

California Association of Health and Education Linked Professions  
Joint Powers Authority (CAHELP JPA)  
**GOVERNANCE COUNCIL MEETING**  
*March 4, 2022 - 1:00 p.m. Hybrid*  
Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

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## **AGENDA**

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**NOTICE:** This meeting will be held hybrid. If members of the public wish to participate in the meeting and/or make public comment, please follow the instructions below to participate telephonically:

### **PARTICIPATE BY PHONE:**

Dial Access Number: 1-415-655-0003

When prompted - enter Access Code: 2451 3470 2553

Follow directions as a Participant; an Attendee I.D. is not required to participate.

If you wish to make a public comment at this meeting, prior to the meeting please submit a request to address the CAHELP Governance Council to the recording secretary via fax at 1-760-242-5363 or email [jamie.adkins@cahelp.org](mailto:jamie.adkins@cahelp.org). Please include your name, contact information and which item you want to address.

Reasonable Accommodation: if you wish to request reasonable accommodation to participate in the meeting telephonically, please contact the recording secretary (via contact information noted above) at least 48 hours prior to the meeting.

### **1.0 CALL TO ORDER**

### **2.0 ROLL CALL**

### **3.0 PUBLIC PARTICIPATION**

The general public is encouraged to participate in the deliberation of the CAHELP JPA Governance Council. Several opportunities are available during the meeting for the Council to receive oral communication regarding the presentations of any items listed on the agenda. Please ask for recognition either before a presentation or after the presentation has been completed. Please complete and submit a “Registration Card to Address the Governance Council” to the Recording Secretary and adhere to the provisions described therein.

### **4.0 ADOPTION OF THE AGENDA**

4.1 **BE IT RESOLVED** that the March 4, 2022 CAHELP JPA Governance Council Meeting Agenda be approved as presented.

### **5.0 PRESENTATIONS**

5.1 2021-22 County Operated Special Education Fee-For-Service Program – 2nd Interim Update

The SBCSS Internal Business Manager will present the 2021-22 County Operated Special Education Fee-For-Service Program – 2<sup>nd</sup> Interim Update.

5.2 2021-22 First 50% Local Control Funding Formula (LCFF) Revenue Transfer for District Funded Students Attending County Operated Special Education Programs

The SBCSS Internal Business Program Manager will present the 2021-22 First 50% Local Control

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Funding Formula (LCFF) Revenue Transfer for District Funded Students Attending County Operated Special Education Programs

**6.0 INFORMATION / ACTION**

6.1 Assembly Bill 361 Exemptions to Brown Act Virtual Meeting Requirements (**ACTION**)

Assembly Bill (AB) 361 requires local agencies to consider the circumstances of the state of emergency and make the following findings by a majority vote: 1) the state of emergency continues to directly impact the ability of the members to meet safely in person; or 2) state or local officials continue to impose or recommend measures to promote social distancing.

6.1.1 **BE IT RESOLVED** that the Assembly Bill 361 Exemptions to Brown Act Virtual Meeting Requirements be approved as presented.

**7.0 CONSENT ITEMS**

It is recommended that the Governance Council consider approving several Agenda items as a Consent list. Consent Items are routine in nature and can be enacted in one motion without further discussion. Consent items may be called up by any Council Member at the meeting for clarification, discussion, or change.

7.1 **BE IT RESOLVED** that the following Consent Items be approved as presented:

- 7.1.1 Approve the January 7, 2022 CAHELP JPA Governance Council Meeting Minutes.
- 7.1.2 Approve the 2022 Crisis Prevention Institute (CPI) Annual Membership for Bonnie Garcia, and Renee Garcia in an amount not to exceed \$200.00 per individual membership.
- 7.1.3 Approve Tools to Grow Software annual group membership for Crystal Aden, Andrea Alexander, Codi Andersen, Michael Brooksby, Marisa DiDonato, Juan Edson Magana, Zachary Eustance, Wendy Guilbert-Neal, Karen Lindquist, Janet Ray, Suzan Raymond, Barbara Stacy, Meghan Stevens, and Lisa Sutton in the amount of \$485.00.
- 7.1.4 Approve Association for Supervision and Curriculum Development (ASCD) membership renewal for Heidi Chavez in the amount of \$89.00.
- 7.1.5 Approve Association for Positive Behavior Support (APBS) membership renewal for Kami Murphy and Athena Vernon in the amount of \$175.00 each.
- 7.1.6 Approve Health Care Compliance Association membership renewal for Veronica Hay in the amount of \$325.00.

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**AGENDA**

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**8.0 CHIEF EXECUTIVE OFFICER AND STAFF REPORTS**

8.1 Legislative Updates

Pam Bender will provide the latest State and Federal law related to students with disabilities and school law.

8.2 Potential Changes in Special Education Funding

Pam Bender will present information regarding potential changes in special education funding.

8.3 State Special Education Mental Health Services

Pam Bender will provide information regarding changes in State Special Education Mental Health Services.

8.4 SELPA Membership Rates

Pam Bender will present information pertaining SELPA membership rates.

8.5 Adelanto Elementary School District Speech/Language Program Take Back

Pam Bender will provide information regarding the Adelanto Elementary School District Speech/Language Program Take Back.

**9.0 INFORMATION ITEMS**

9.1 Resolution Support Services Summaries

9.2 Professional Learning Summaries

**10.0 GOVERNANCE COUNCIL MEMBERS COMMENTS / REPORTS**

**11.0 CEO COMMENTS**

**12.0 MATTERS BROUGHT BY GENERAL PUBLIC**

This is the time during the agenda when the CAHELP JPA Governance Council is again prepared to receive the comments of the public regarding items on this agenda or any school related special education issue. Speakers are requested to give their name and limit their remarks to five minutes.

Persons wishing to make complaints against CAHELP JPA Governance Council personnel must have filed an appropriate complaint form prior to the meeting.

When the CAHELP JPA Governance Council goes into Closed Session, there will be no further

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opportunity for the general public to address the Council on items under consideration.

**13.0 ADJOURNMENT**

The next regular meeting of the CAHELP JPA Governance Council will be held on Friday, May 20, 2022 at 10:00 a.m., at the Desert Mountain Educational Service Center, Lilac/Yucca Room, 17800 Highway 18, Apple Valley, CA 92307.

*Individuals requiring special accommodations for disabilities are requested to contact Jamie Adkins at (760) 955-3555, at least seven days prior to the date of this meeting.*

## FEE-FOR-SERVICE BUDGET to 2nd INTERIM COMPARISON - 2021-22

SELPA	<b>Desert Mountain</b>				Budget	2nd Interim	<b>+Increase/ -Decrease</b>
<b>A. REVENUES</b>							
					March 2021	As of 1/31/22	
	RS	OB	GL	FC			
1. AB602 Special Ed Funding	6500	8311	5001	0000	\$ 45,545,473	\$ 45,963,343	\$ 417,870
2. Property Tax Transfer	6500	8097	5001	0000			
3. Property Tax Transfer Adjustment between 2021-22 P-2 and Annual							
4. Federal IDEA (Local Assistance Entitlement)	3310	8181	5001	0000			\$ -
5. Net State Aid (A1-A2-A3-A4)	6500	8311	5001	0000			
6. LCFF ADA Revenue Transfer	6500	8710	5001	0000	\$ 8,687,500	\$ 7,960,503	\$ (726,997)
7. Federal Preschool	3315	8182	5730	0000	\$ 138,233	\$ 150,570	\$ 12,337
8. Preschool Local Entitlement	3310	8182	5730	0000	\$ 412,411	\$ 412,411	\$ -
9. Infant Part C	3385	8182	5710	0000	\$ 37,210	\$ 122,098	\$ 84,888
10. Infant State Apportionment	6510	8311	5710	0000	\$ 888,800	\$ 890,596	\$ 1,796
11. Infant Discretionary	6515	8590	5710	0000		\$ 119,835	\$ 119,835
12. Contrib. frm Unrestricted	6500	8981	5001	0000	\$ 152,483	\$ 53,496	\$ (98,987)
<b>TOTAL REVENUES</b>					<b>\$ 55,862,110</b>	<b>\$ 55,672,852</b>	<b>\$ (189,258)</b>
<b>B. EXPENDITURES</b>							
1. SAI Services - SDC					\$ 29,306,627	\$ 29,682,223	\$ 375,596
2. Related Services - DIS					\$ 10,709,511	\$ 10,706,444	\$ (3,067)
3. Itinerant					\$ 1,716,211	\$ 1,846,633	\$ 130,422
4. 1:1 Aide Services					\$ 6,380,227	\$ 5,327,126	\$ (1,053,101)
5. Interpreter Services					\$ 738,487	\$ 642,272	\$ (96,215)
6. Preschool Assessments					\$ 369,070	\$ 266,928	\$ (102,142)
7. Preschool SDC					\$ 5,361,449	\$ 4,836,738	\$ (524,711)
8. Early Start					\$ 1,280,529	\$ 1,213,131	\$ (67,398)
<b>TOTAL EXPENDITURES</b>					<b>\$ 55,862,110</b>	<b>\$ 54,521,495</b>	<b>\$ (1,340,615)</b>
<b>C. PRIOR YEAR ADJUSTMENTS</b>							
1. Prior Year AB602 Revenue Funding Adjustment	6500	8319	5001	0000	\$ -	\$ -	\$ -
2. Early Start Beginning Balance					\$ -	\$ -	\$ -
<b>TOTAL PRIOR YEAR ADJUSTMENTS</b>					<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
<b>D. 2021-22 ESTIMATED ENDING BALANCE</b>							
1. Total Revenues (Section A)					\$ 55,862,110	\$ 55,672,852	\$ (189,258)
2. Plus Total Prior Year Revenue Adjustments (Section C)					\$ -	\$ -	\$ -
3. Less Total Expenditures (Section B)					\$ 55,862,110	\$ 54,521,495	\$ (1,340,615)
4. Less Early Start Ending Balance						\$ -	\$ -
5. Estimated 2021-22 Fee-For-Service Ending Balance					<b>\$ -</b>	<b>\$ 1,151,357</b>	<b>\$ 1,151,357</b>

Service Counts	Budget	2nd Interim	Diff
SAI Services - SDC	877	892	15
Related Services - DIS	1729	1751	22
Itinerant	295	293	-2
1:1 Aide Services	100	106	6
Interpreters	8	7	-1
Preschool Assessments	75	70	-5
Preschool SDC	213	200	-13
Early Start	60	58	2

ADA	
Estimated ADA - Budget	761.19
Estimated ADA - 2nd Interim	690.83

San Bernardino County Superintendent of Schools

DESERT MOUNTAIN COUNTY OPERATED SPECIAL EDUCATION PROGRAM  
2021-22 LCFF PROJECTED FUNDING PER DISTRICT  
as of 2nd Interim

	Col. A	Col. B	Col. C	Col. D	Col. E
District	2021-22 Estimated Funded ADA	2021-22 Estimated LCFF Target Funding	AVERAGE REVENUE PER ADA (Col. B / Col. A)	Estimated 2021-22 ADA	PROJECTED LCFF REVENUE (Col. D X Col. E)
<b>Desert Mountain Region</b>					
Adelanto Elementary	7,763.52	86,233,230	11,107.49	63.72	707,769.34
Apple Valley Unified	12,610.07	141,423,690	11,215.14	89.05	998,708.14
Baker Valley Unified	121.04	1,446,935	11,954.19	0	-
Barstow Unified	6,043.54	69,454,936	11,492.43	53.71	617,258.20
Bear Valley Unified	2,222.54	24,563,859	11,052.16	4.38	48,408.44
Helendale Elementary	639.15	6,173,057	9,658.23	7.86	75,913.68
Hesperia Unified	21,015.18	236,622,442	11,259.60	87.46	984,764.29
Lucerne Valley Unified	877.79	10,917,307	12,437.27	18.75	233,198.72
Needles	1,069.67	12,171,613	11,378.85	25.74	292,891.56
Oro Grande Elementary	89.83	1,069,082	11,901.17	1.44	17,137.68
Silver Valley Unified	2,039.44	20,486,857	10,045.33	2.6	26,117.87
Snowline Jt. Unified	7,169.81	79,226,365	11,050.00	76.06	840,462.62
Trona Jt. Unified	268.78	3,393,697	12,626.30	4.22	53,282.99
Victor Elementary	11,880.55	136,452,860	11,485.40	165.51	1,900,948.43
Victor Valley Union High	10,348.62	133,312,067	12,882.11	90.33	1,163,641.05
<b>TOTAL/AVERAGE FOR REGION</b>	<b>84,159.53</b>	<b>\$ 962,947,997</b>	<b>\$ 11,436.38</b>	<b>690.83</b>	<b>\$ 7,960,503.02</b>

\*Does not include addition 15% concentration grant funding.

San Bernardino County Superintendent of Schools

Desert Mountain County Operated Special Education Program  
2021-22 Revised Budget  
As of 2nd Interim

	SAI SERVICES > 50% SDC	RELATED SERVICES DIS	ITINERANT	1 TO 1 AIDE SERVICES	INTERPRETER SERVICES	PRESCHOOL ASSESSMENTS	PRESCHOOL SDC	EARLY START	TOTAL
RATE	\$ 27,221	\$ 5,093	\$ 4,783	\$ 52,456	\$ 75,895	\$ 4,448	\$ 22,752	\$ 5,909	
1000-1999	9,427,056	3,702,504	996,190	-	-	148,591	1,493,442	606,573	16,374,356
2000-2999	5,023,828	1,859,049	68,801	2,467,544	331,760	-	866,925	60,432	10,678,339
3000-3999	7,783,333	2,261,947	447,865	1,952,846	201,602	56,234	1,342,390	275,954	14,322,171
4000-4999	98,608	24,552	4,850	-	-	-	15,150	100	143,260
5000-5999	2,367,607	1,061,449	18,993	12,644	1,113	716	6,493	9,565	3,478,580
6000-6999	-	-	-	-	-	-	-	-	-
Sub total	24,700,432	8,909,501	1,536,699	4,433,034	534,475	205,541	3,724,400	952,624	44,996,706
% of Total	0.61575	0.22210	0.03831	0.11051	0.01332	0.05230	0.94770	N/A	
Allocated Cost (GL FN 2100, 2105, 2700, 8100)	2,821,332	1,017,661	175,525	506,350	61,049	41,959	760,289	172,208	5,556,373
Sub total 1000-5000 costs	27,521,764	9,927,162	1,712,224	4,939,384	595,524	247,500	4,484,689	1,124,832	50,553,079
7300-7380 Indirect Cost @ 7.85%	2,160,459	779,282	134,410	387,742	46,749	19,429	352,048	88,299	3,968,417
<b>TOTAL EXPENSE</b>	<b>29,682,223</b>	<b>10,706,444</b>	<b>1,846,633</b>	<b>5,327,126</b>	<b>642,272</b>	<b>266,928</b>	<b>4,836,738</b>	<b>1,213,131</b>	<b>54,521,496</b>

RESOURCE	OBJECT	REVENUE									
		<b>LCFF Distribution (based on % of total expense of applicable program)</b>	0.61575	0.22210	0.03831	0.11051	0.01332				
6500	8710	Local Control Funding Formula Revenue	4,901,709	1,768,058	304,952	879,719	106,065		7,960,503		
3315	8182	Federal Preschool					7,875	142,695	150,570		
3310	8182	Preschool Local Entitlement Allocation					21,570	390,841	412,411		
3385	8182	Part C Early Intervention							122,098		
6510	8311	Infant I-50 Apportionment							890,596		
6513	8182	Federal Preschool - Backfill for RS 3315							0		
6515	8590	Infant Discretionary						119,835	119,835		
6512	8590	Mental Health							0		
6535	8590	Staff Development							0		
6500	8311	AB602 Base Revenue							0		
6500	8311	Contribution for Needles Nursing Services	67,732						67,732		
6500	89XX	Contrib frm Restricted (JCS TRANSFER)							0		
6500	8989	Contribution from Unrestricted	53,496						53,496		
		<b>TOTAL REVENUE:</b>	<b>\$ 5,022,937</b>	<b>\$ 1,768,058</b>	<b>\$ 304,952</b>	<b>\$ 879,719</b>	<b>\$ 106,065</b>	<b>\$ 29,445</b>	<b>\$ 533,536</b>	<b>\$ 1,132,529</b>	<b>\$ 9,777,241</b>

Excess Cost Per Program (24,659,286) (8,938,387) (1,541,681) (4,447,406) (536,208) (237,484) (4,303,201) (80,602) (44,744,255)

(Estimated Number of Services for 2021-22 as of 2nd interim)	892	1,751	293	106	7	70	200	58
2021-22 Projected Actual Rates - As of 2nd Interim	\$ 27,645	\$ 5,105	\$ 5,262	\$ 41,957	\$ 76,601	\$ 3,393	\$ 21,516	\$ 1,390
2021-22 FFS Rates	\$ 27,221	\$ 5,093	\$ 4,783	\$ 52,456	\$ 75,895	\$ 4,448	\$ 22,752	\$ 5,909

Estimated 2021-22 Revenue \$ 55,672,852  
 Estimated 2021-22 Expenses \$ 54,521,496  
 Net Estimated FFS Balance \$ 1,151,357  
 Unused Reserve \$ 1,641,430  
**Estimated Total Ending Balance \$ 2,792,787**

San Bernardino County Superintendent of Schools  
DESERT MOUNTAIN COUNTY OPERATED SPECIAL EDUCATION PROGRAM

2021-22 LCFF Revenue Transfer  
District Funded Students  
First 50% Transfer

District of Residence	UPP %	Grades TK/K-3	Grades 4-6	Grades 7-8	Grades 9-12	Total
<b>Adelanto</b>	81.5500%	11,578.42	10,645.41	10,960.30	-	
P-1 ADA		30.92	22.34	10.46		63.72
<b>Total</b>		<b>358,004.74</b>	<b>237,818.41</b>	<b>114,644.73</b>		<b>710,467.88</b>
<b>Apple Valley</b>	74.4400%	11,133.72	10,236.55	10,539.34	12,531.83	
P-1 ADA		26.56	21.22	10.10	31.17	89.05
<b>Total</b>		<b>295,711.73</b>	<b>217,219.53</b>	<b>106,447.38</b>	<b>390,617.03</b>	<b>1,009,995.68</b>
<b>Barstow</b>	78.3200%	11,376.40	10,459.67	10,769.06	12,804.97	
P-1 ADA		21.38	22.45	4.27	5.61	53.71
<b>Total</b>		<b>243,227.42</b>	<b>234,819.52</b>	<b>45,983.90</b>	<b>71,835.91</b>	<b>595,866.75</b>
<b>Bear Valley</b>	69.9800%	10,854.77	9,980.07	10,275.29	12,217.85	
P-1 ADA		2.56	0.51	-	1.31	4.38
<b>Total</b>		<b>27,788.22</b>	<b>5,089.84</b>	<b>-</b>	<b>16,005.38</b>	<b>48,883.44</b>
<b>Helendale</b>	58.1200%	10,112.99	9,298.07	9,573.10	11,382.91	
P-1 ADA		5.23	1.60	0.74	-	7.57
<b>Total</b>		<b>52,890.94</b>	<b>14,876.90</b>	<b>7,084.10</b>	<b>-</b>	<b>74,851.94</b>
<b>Hesperia</b>	73.8000%	11,093.70	10,199.74	10,501.45	12,486.77	
P-1 ADA		11.79	6.92	2.53	66.22	87.46
<b>Total</b>		<b>130,794.68</b>	<b>70,582.23</b>	<b>26,568.68</b>	<b>826,873.99</b>	<b>1,054,819.57</b>
<b>Lucerne</b>	89.3400%	12,065.65	11,093.37	11,421.51	13,580.77	
P-1 ADA		4.13	5.46	1.17	7.99	18.75
<b>Total</b>		<b>49,831.12</b>	<b>60,569.81</b>	<b>13,363.17</b>	<b>108,510.37</b>	<b>232,274.46</b>
<b>Needles</b>	75.2400%	11,183.76	10,282.55	10,586.71	12,588.15	
P-1 ADA		8.12	5.60	3.44	8.58	25.74
<b>Total</b>		<b>90,812.14</b>	<b>57,582.29</b>	<b>36,418.28</b>	<b>108,006.29</b>	<b>292,819.00</b>
<b>Oro Grande</b>	92.9800%	12,293.31	11,302.69	11,637.02	13,837.02	
P-1 ADA		0.48	0.96	-	-	1.44
<b>Total</b>		<b>5,900.79</b>	<b>10,850.58</b>	<b>-</b>	<b>-</b>	<b>16,751.37</b>
<b>Silver Valley</b>	58.5400%	10,139.26	9,322.22	9,597.97	11,412.48	
P-1 ADA		-	-	-	2.60	2.60
<b>Total</b>		<b>-</b>	<b>-</b>	<b>-</b>	<b>29,672.45</b>	<b>29,672.45</b>
<b>Snowline</b>	74.0300%	11,108.08	10,212.97	10,515.07	12,502.96	
P-1 ADA		32.25	11.26	2.38	30.17	76.06
<b>Total</b>		<b>358,235.62</b>	<b>114,998.04</b>	<b>25,025.87</b>	<b>377,214.39</b>	<b>875,473.93</b>
<b>Trona</b>	77.2400%	11,308.85	10,397.56	10,705.12	12,728.94	
P-1 ADA		-	0.83	0.71	2.68	4.22
<b>Total</b>		<b>-</b>	<b>8,629.98</b>	<b>7,600.64</b>	<b>34,113.57</b>	<b>50,344.18</b>
<b>Victor Elementary</b>	85.4800%	11,824.22	10,871.40	11,192.98	13,309.03	
P-1 ADA		98.16	67.35	-	-	165.51
<b>Total</b>		<b>1,160,665.59</b>	<b>732,188.95</b>	<b>-</b>	<b>-</b>	<b>1,892,854.54</b>
<b>Victor Valley Union High</b>	86.9200%	11,914.29	10,954.21	11,278.24	13,410.41	
P-1 ADA		-	-	24.63	65.70	90.33
<b>Total</b>		<b>-</b>	<b>-</b>	<b>277,782.94</b>	<b>881,063.68</b>	<b>1,158,846.62</b>

Summary				
District Number	District	Based on P-1 ADA	First 50% Transfer	Final transfer
201	Adelanto	710,467.88	355,233.94	355,233.94
203	Apple Valley	1,009,995.68	504,997.84	504,997.84
208	Barstow	595,866.75	297,933.38	297,933.38
206	Bear Valley	48,883.44	24,441.72	24,441.72
224	Helendale	74,851.94	37,425.97	37,425.97
228	Hesperia	1,054,819.57	527,409.79	527,409.79
232	Lucerne	232,274.46	116,137.23	116,137.23
241	Needles	292,819.00	146,409.50	146,409.50
246	Oro Grande	16,751.37	8,375.69	8,375.69
252	Silver Valley	29,672.45	14,836.22	14,836.22
254	Snowline	875,473.93	437,736.97	437,736.97
255	Trona	50,344.18	25,172.09	25,172.09
257	Victor Elementary	1,892,854.54	946,427.27	946,427.27
268	Victor Valley Union High	1,158,846.62	579,423.31	579,423.31
	<b>Total</b>	<b>8,043,921.81</b>	<b>4,021,960.91</b>	<b>4,021,960.91</b>





**AB-361 Open meetings: state and local agencies: teleconferences.** (2021-2022)

SHARE THIS:



Date Published: 09/17/2021 09:00 PM

## Assembly Bill No. 361

### CHAPTER 165

An act to add and repeal Section 89305.6 of the Education Code, and to amend, repeal, and add Section 54953 of, and to add and repeal Section 11133 of, the Government Code, relating to open meetings, and declaring the urgency thereof, to take effect immediately.

[ Approved by Governor September 16, 2021. Filed with Secretary of State September 16, 2021. ]

#### LEGISLATIVE COUNSEL'S DIGEST

AB 361, Robert Rivas. Open meetings: state and local agencies: teleconferences.

(1) Existing law, the Ralph M. Brown Act requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and participate. The act contains specified provisions regarding the timelines for posting an agenda and providing for the ability of the public to directly address the legislative body on any item of interest to the public. The act generally requires all regular and special meetings of the legislative body be held within the boundaries of the territory over which the local agency exercises jurisdiction, subject to certain exceptions. The act allows for meetings to occur via teleconferencing subject to certain requirements, particularly that the legislative body notice each teleconference location of each member that will be participating in the public meeting, that each teleconference location be accessible to the public, that members of the public be allowed to address the legislative body at each teleconference location, that the legislative body post an agenda at each teleconference location, and that at least a quorum of the legislative body participate from locations within the boundaries of the local agency's jurisdiction. The act provides an exemption to the jurisdictional requirement for health authorities, as defined. The act authorizes the district attorney or any interested person, subject to certain provisions, to commence an action by mandamus or injunction for the purpose of obtaining a judicial determination that specified actions taken by a legislative body are null and void.

Existing law, the California Emergency Services Act, authorizes the Governor, or the Director of Emergency Services when the governor is inaccessible, to proclaim a state of emergency under specified circumstances.

Executive Order No. N-29-20 suspends the Ralph M. Brown Act's requirements for teleconferencing during the COVID-19 pandemic provided that notice and accessibility requirements are met, the public members are allowed to observe and address the legislative body at the meeting, and that a legislative body of a local agency has a procedure for receiving and swiftly resolving requests for reasonable accommodation for individuals with disabilities, as specified.

This bill, until January 1, 2024, would authorize a local agency to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body of a local agency holds a meeting during a declared state of emergency, as that term is defined, when state or local health officials have imposed or recommended measures to promote social distancing, during a proclaimed state of emergency held

for the purpose of determining, by majority vote, whether meeting in person would present imminent risks to the health or safety of attendees, and during a proclaimed state of emergency when the legislative body has determined that meeting in person would present imminent risks to the health or safety of attendees, as provided.

This bill would require legislative bodies that hold teleconferenced meetings under these abbreviated teleconferencing procedures to give notice of the meeting and post agendas, as described, to allow members of the public to access the meeting and address the legislative body, to give notice of the means by which members of the public may access the meeting and offer public comment, including an opportunity for all persons to attend via a call-in option or an internet-based service option, and to conduct the meeting in a manner that protects the statutory and constitutional rights of the parties and the public appearing before the legislative body. The bill would require the legislative body to take no further action on agenda items when there is a disruption which prevents the public agency from broadcasting the meeting, or in the event of a disruption within the local agency's control which prevents members of the public from offering public comments, until public access is restored. The bill would specify that actions taken during the disruption are subject to challenge proceedings, as specified.

This bill would prohibit the legislative body from requiring public comments to be submitted in advance of the meeting and would specify that the legislative body must provide an opportunity for the public to address the legislative body and offer comment in real time. The bill would prohibit the legislative body from closing the public comment period and the opportunity to register to provide public comment, until the public comment period has elapsed or until a reasonable amount of time has elapsed, as specified. When there is a continuing state of emergency, or when state or local officials have imposed or recommended measures to promote social distancing, the bill would require a legislative body to make specified findings not later than 30 days after the first teleconferenced meeting pursuant to these provisions, and to make those findings every 30 days thereafter, in order to continue to meet under these abbreviated teleconferencing procedures.

Existing law prohibits a legislative body from requiring, as a condition to attend a meeting, a person to register the person's name, or to provide other information, or to fulfill any condition precedent to the person's attendance.

This bill would exclude from that prohibition, a registration requirement imposed by a third-party internet website or other online platform not under the control of the legislative body.

(2) Existing law, the Bagley-Keene Open Meeting Act, requires, with specified exceptions, that all meetings of a state body be open and public and all persons be permitted to attend any meeting of a state body. The act requires at least one member of the state body to be physically present at the location specified in the notice of the meeting.

The Governor's Executive Order No. N-29-20 suspends the requirements of the Bagley-Keene Open Meeting Act for teleconferencing during the COVID-19 pandemic, provided that notice and accessibility requirements are met, the public members are allowed to observe and address the state body at the meeting, and that a state body has a procedure for receiving and swiftly resolving requests for reasonable accommodation for individuals with disabilities, as specified.

This bill, until January 31, 2022, would authorize, subject to specified notice and accessibility requirements, a state body to hold public meetings through teleconferencing and to make public meetings accessible telephonically, or otherwise electronically, to all members of the public seeking to observe and to address the state body. With respect to a state body holding a public meeting pursuant to these provisions, the bill would suspend certain requirements of existing law, including the requirements that each teleconference location be accessible to the public and that members of the public be able to address the state body at each teleconference location. Under the bill, a state body that holds a meeting through teleconferencing and allows members of the public to observe and address the meeting telephonically or otherwise electronically would satisfy any requirement that the state body allow members of the public to attend the meeting and offer public comment. The bill would require that each state body that holds a meeting through teleconferencing provide notice of the meeting, and post the agenda, as provided. The bill would urge state bodies utilizing these teleconferencing procedures in the bill to use sound discretion and to make reasonable efforts to adhere as closely as reasonably possible to existing law, as provided.

(3) Existing law establishes the various campuses of the California State University under the administration of the Trustees of the California State University, and authorizes the establishment of student body organizations in connection with the operations of California State University campuses.

The Gloria Romero Open Meetings Act of 2000 generally requires a legislative body, as defined, of a student body organization to conduct its business in a meeting that is open and public. The act authorizes the legislative body to use teleconferencing, as defined, for the benefit of the public and the legislative body in connection with any meeting or proceeding authorized by law.

This bill, until January 31, 2022, would authorize, subject to specified notice and accessibility requirements, a legislative body, as defined for purposes of the act, to hold public meetings through teleconferencing and to make public meetings accessible telephonically, or otherwise electronically, to all members of the public seeking to observe and to address the legislative body. With respect to a legislative body holding a public meeting pursuant to these provisions, the bill would suspend certain requirements of existing law, including the requirements that each teleconference location be accessible to the public and that members of the public be able to address the legislative body at each teleconference location. Under the bill, a legislative body that holds a meeting through teleconferencing and allows members of the public to observe and address the meeting telephonically or otherwise electronically would satisfy any requirement that the legislative body allow members of the public to attend the meeting and offer public comment. The bill would require that each legislative body that holds a meeting through teleconferencing provide notice of the meeting, and post the agenda, as provided. The bill would urge legislative bodies utilizing these teleconferencing procedures in the bill to use sound discretion and to make reasonable efforts to adhere as closely as reasonably possible to existing law, as provided.

(4) This bill would declare the Legislature's intent, consistent with the Governor's Executive Order No. N-29-20, to improve and enhance public access to state and local agency meetings during the COVID-19 pandemic and future emergencies by allowing broader access through teleconferencing options.

(5) This bill would incorporate additional changes to Section 54953 of the Government Code proposed by AB 339 to be operative only if this bill and AB 339 are enacted and this bill is enacted last.

(6) The California Constitution requires local agencies, for the purpose of ensuring public access to the meetings of public bodies and the writings of public officials and agencies, to comply with a statutory enactment that amends or enacts laws relating to public records or open meetings and contains findings demonstrating that the enactment furthers the constitutional requirements relating to this purpose.

This bill would make legislative findings to that effect.

(7) Existing constitutional provisions require that a statute that limits the right of access to the meetings of public bodies or the writings of public officials and agencies be adopted with findings demonstrating the interest protected by the limitation and the need for protecting that interest.

This bill would make legislative findings to that effect.

(8) This bill would declare that it is to take effect immediately as an urgency statute.

Vote: 2/3 Appropriation: no Fiscal Committee: yes Local Program: no

## THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

**SECTION 1.** Section 89305.6 is added to the Education Code, to read:

**89305.6.** (a) Notwithstanding any other provision of this article, and subject to the notice and accessibility requirements in subdivisions (d) and (e), a legislative body may hold public meetings through teleconferencing and make public meetings accessible telephonically, or otherwise electronically, to all members of the public seeking to observe and to address the legislative body.

(b) (1) For a legislative body holding a public meeting through teleconferencing pursuant to this section, all requirements in this article requiring the physical presence of members, the clerk or other personnel of the legislative body, or the public, as a condition of participation in or quorum for a public meeting, are hereby suspended.

(2) For a legislative body holding a public meeting through teleconferencing pursuant to this section, all of the following requirements in this article are suspended:

(A) Each teleconference location from which a member will be participating in a public meeting or proceeding be identified in the notice and agenda of the public meeting or proceeding.

(B) Each teleconference location be accessible to the public.

(C) Members of the public may address the legislative body at each teleconference conference location.

(D) Post agendas at all teleconference locations.

(E) At least one member of the legislative body be physically present at the location specified in the notice of the meeting.

(c) A legislative body that holds a meeting through teleconferencing and allows members of the public to observe and address the meeting telephonically or otherwise electronically, consistent with the notice and accessibility requirements in subdivisions (d) and (e), shall have satisfied any requirement that the legislative body allow members of the public to attend the meeting and offer public comment. A legislative body need not make available any physical location from which members of the public may observe the meeting and offer public comment.

(d) If a legislative body holds a meeting through teleconferencing pursuant to this section and allows members of the public to observe and address the meeting telephonically or otherwise electronically, the legislative body shall also do both of the following:

(1) Implement a procedure for receiving and swiftly resolving requests for reasonable modification or accommodation from individuals with disabilities, consistent with the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), and resolving any doubt whatsoever in favor of accessibility.

(2) Advertise that procedure each time notice is given of the means by which members of the public may observe the meeting and offer public comment, pursuant to paragraph (2) of subdivision (e).

(e) Except to the extent this section provides otherwise, each legislative body that holds a meeting through teleconferencing pursuant to this section shall do both of the following:

(1) Give advance notice of the time of, and post the agenda for, each public meeting according to the timeframes otherwise prescribed by this article, and using the means otherwise prescribed by this article, as applicable.

(2) In each instance in which notice of the time of the meeting is otherwise given or the agenda for the meeting is otherwise posted, also give notice of the means by which members of the public may observe the meeting and offer public comment. As to any instance in which there is a change in the means of public observation and comment, or any instance prior to the effective date of this section in which the time of the meeting has been noticed or the agenda for the meeting has been posted without also including notice of the means of public observation and comment, a legislative body may satisfy this requirement by advertising the means of public observation and comment using the most rapid means of communication available at the time. Advertising the means of public observation and comment using the most rapid means of communication available at the time shall include, but need not be limited to, posting such means on the legislative body's internet website.

(f) All legislative bodies utilizing the teleconferencing procedures in this section are urged to use sound discretion and to make reasonable efforts to adhere as closely as reasonably possible to the otherwise applicable provisions of this article, in order to maximize transparency and provide the public access to legislative body meetings.

(g) This section shall remain in effect only until January 31, 2022, and as of that date is repealed.

**SEC. 2.** Section 11133 is added to the Government Code, to read:

**11133.** (a) Notwithstanding any other provision of this article, and subject to the notice and accessibility requirements in subdivisions (d) and (e), a state body may hold public meetings through teleconferencing and make public meetings accessible telephonically, or otherwise electronically, to all members of the public seeking to observe and to address the state body.

(b) (1) For a state body holding a public meeting through teleconferencing pursuant to this section, all requirements in this article requiring the physical presence of members, the clerk or other personnel of the state body, or the public, as a condition of participation in or quorum for a public meeting, are hereby suspended.

(2) For a state body holding a public meeting through teleconferencing pursuant to this section, all of the following requirements in this article are suspended:

(A) Each teleconference location from which a member will be participating in a public meeting or proceeding be identified in the notice and agenda of the public meeting or proceeding.

(B) Each teleconference location be accessible to the public.

(C) Members of the public may address the state body at each teleconference conference location.

(D) Post agendas at all teleconference locations.

(E) At least one member of the state body be physically present at the location specified in the notice of the meeting.

(c) A state body that holds a meeting through teleconferencing and allows members of the public to observe and address the meeting telephonically or otherwise electronically, consistent with the notice and accessibility requirements in subdivisions (d) and (e), shall have satisfied any requirement that the state body allow members of the public to attend the meeting and offer public comment. A state body need not make available any physical location from which members of the public may observe the meeting and offer public comment.

(d) If a state body holds a meeting through teleconferencing pursuant to this section and allows members of the public to observe and address the meeting telephonically or otherwise electronically, the state body shall also do both of the following:

(1) Implement a procedure for receiving and swiftly resolving requests for reasonable modification or accommodation from individuals with disabilities, consistent with the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.), and resolving any doubt whatsoever in favor of accessibility.

(2) Advertise that procedure each time notice is given of the means by which members of the public may observe the meeting and offer public comment, pursuant to paragraph (2) of subdivision (e).

(e) Except to the extent this section provides otherwise, each state body that holds a meeting through teleconferencing pursuant to this section shall do both of the following:

(1) Give advance notice of the time of, and post the agenda for, each public meeting according to the timeframes otherwise prescribed by this article, and using the means otherwise prescribed by this article, as applicable.

(2) In each instance in which notice of the time of the meeting is otherwise given or the agenda for the meeting is otherwise posted, also give notice of the means by which members of the public may observe the meeting and offer public comment. As to any instance in which there is a change in the means of public observation and comment, or any instance prior to the effective date of this section in which the time of the meeting has been noticed or the agenda for the meeting has been posted without also including notice of the means of public observation and comment, a state body may satisfy this requirement by advertising the means of public observation and comment using the most rapid means of communication available at the time. Advertising the means of public observation and comment using the most rapid means of communication available at the time shall include, but need not be limited to, posting such means on the state body's internet website.

(f) All state bodies utilizing the teleconferencing procedures in this section are urged to use sound discretion and to make reasonable efforts to adhere as closely as reasonably possible to the otherwise applicable provisions of this article, in order to maximize transparency and provide the public access to state body meetings.

(g) This section shall remain in effect only until January 31, 2022, and as of that date is repealed.

**SEC. 3.** Section 54953 of the Government Code is amended to read:

**54953.** (a) All meetings of the legislative body of a local agency shall be open and public, and all persons shall be permitted to attend any meeting of the legislative body of a local agency, except as otherwise provided in this chapter.

(b) (1) Notwithstanding any other provision of law, the legislative body of a local agency may use teleconferencing for the benefit of the public and the legislative body of a local agency in connection with any meeting or proceeding authorized by law. The teleconferenced meeting or proceeding shall comply with all otherwise applicable requirements of this chapter and all otherwise applicable provisions of law relating to a specific type of meeting or proceeding.

(2) Teleconferencing, as authorized by this section, may be used for all purposes in connection with any meeting within the subject matter jurisdiction of the legislative body. All votes taken during a teleconferenced meeting shall be by rollcall.

(3) If the legislative body of a local agency elects to use teleconferencing, it shall post agendas at all teleconference locations and conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties or the public appearing before the legislative body of a local agency. Each

teleconference location shall be identified in the notice and agenda of the meeting or proceeding, and each teleconference location shall be accessible to the public. During the teleconference, at least a quorum of the members of the legislative body shall participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction, except as provided in subdivisions (d) and (e). The agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3 at each teleconference location.

(4) For the purposes of this section, "teleconference" means a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both. Nothing in this section shall prohibit a local agency from providing the public with additional teleconference locations.

(c) (1) No legislative body shall take action by secret ballot, whether preliminary or final.

(2) The legislative body of a local agency shall publicly report any action taken and the vote or abstention on that action of each member present for the action.

(3) Prior to taking final action, the legislative body shall orally report a summary of a recommendation for a final action on the salaries, salary schedules, or compensation paid in the form of fringe benefits of a local agency executive, as defined in subdivision (d) of Section 3511.1, during the open meeting in which the final action is to be taken. This paragraph shall not affect the public's right under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1) to inspect or copy records created or received in the process of developing the recommendation.

(d) (1) Notwithstanding the provisions relating to a quorum in paragraph (3) of subdivision (b), if a health authority conducts a teleconference meeting, members who are outside the jurisdiction of the authority may be counted toward the establishment of a quorum when participating in the teleconference if at least 50 percent of the number of members that would establish a quorum are present within the boundaries of the territory over which the authority exercises jurisdiction, and the health authority provides a teleconference number, and associated access codes, if any, that allows any person to call in to participate in the meeting and the number and access codes are identified in the notice and agenda of the meeting.

(2) Nothing in this subdivision shall be construed as discouraging health authority members from regularly meeting at a common physical site within the jurisdiction of the authority or from using teleconference locations within or near the jurisdiction of the authority. A teleconference meeting for which a quorum is established pursuant to this subdivision shall be subject to all other requirements of this section.

(3) For purposes of this subdivision, a health authority means any entity created pursuant to Sections 14018.7, 14087.31, 14087.35, 14087.36, 14087.38, and 14087.9605 of the Welfare and Institutions Code, any joint powers authority created pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 for the purpose of contracting pursuant to Section 14087.3 of the Welfare and Institutions Code, and any advisory committee to a county-sponsored health plan licensed pursuant to Chapter 2.2 (commencing with Section 1340) of Division 2 of the Health and Safety Code if the advisory committee has 12 or more members.

(e) (1) A local agency may use teleconferencing without complying with the requirements of paragraph (3) of subdivision (b) if the legislative body complies with the requirements of paragraph (2) of this subdivision in any of the following circumstances:

(A) The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing.

(B) The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

(C) The legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote, pursuant to subparagraph (B), that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

(2) A legislative body that holds a meeting pursuant to this subdivision shall do all of the following:

(A) The legislative body shall give notice of the meeting and post agendas as otherwise required by this chapter.

(B) The legislative body shall allow members of the public to access the meeting and the agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3. In each instance in which notice of the time of the teleconferenced meeting is otherwise given or the agenda for the

meeting is otherwise posted, the legislative body shall also give notice of the means by which members of the public may access the meeting and offer public comment. The agenda shall identify and include an opportunity for all persons to attend via a call-in option or an internet-based service option. This subparagraph shall not be construed to require the legislative body to provide a physical location from which the public may attend or comment.

(C) The legislative body shall conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties and the public appearing before the legislative body of a local agency.

(D) In the event of a disruption which prevents the public agency from broadcasting the meeting to members of the public using the call-in option or internet-based service option, or in the event of a disruption within the local agency's control which prevents members of the public from offering public comments using the call-in option or internet-based service option, the body shall take no further action on items appearing on the meeting agenda until public access to the meeting via the call-in option or internet-based service option is restored. Actions taken on agenda items during a disruption which prevents the public agency from broadcasting the meeting may be challenged pursuant to Section 54960.1.

(E) The legislative body shall not require public comments to be submitted in advance of the meeting and must provide an opportunity for the public to address the legislative body and offer comment in real time. This subparagraph shall not be construed to require the legislative body to provide a physical location from which the public may attend or comment.

(F) Notwithstanding Section 54953.3, an individual desiring to provide public comment through the use of an internet website, or other online platform, not under the control of the local legislative body, that requires registration to log in to a teleconference may be required to register as required by the third-party internet website or online platform to participate.

(G) (i) A legislative body that provides a timed public comment period for each agenda item shall not close the public comment period for the agenda item, or the opportunity to register, pursuant to subparagraph (F), to provide public comment until that timed public comment period has elapsed.

(ii) A legislative body that does not provide a timed public comment period, but takes public comment separately on each agenda item, shall allow a reasonable amount of time per agenda item to allow public members the opportunity to provide public comment, including time for members of the public to register pursuant to subparagraph (F), or otherwise be recognized for the purpose of providing public comment.

(iii) A legislative body that provides a timed general public comment period that does not correspond to a specific agenda item shall not close the public comment period or the opportunity to register, pursuant to subparagraph (F), until the timed general public comment period has elapsed.

(3) If a state of emergency remains active, or state or local officials have imposed or recommended measures to promote social distancing, in order to continue to teleconference without compliance with paragraph (3) of subdivision (b), the legislative body shall, not later than 30 days after teleconferencing for the first time pursuant to subparagraph (A), (B), or (C) of paragraph (1), and every 30 days thereafter, make the following findings by majority vote:

(A) The legislative body has reconsidered the circumstances of the state of emergency.

(B) Any of the following circumstances exist:

(i) The state of emergency continues to directly impact the ability of the members to meet safely in person.

(ii) State or local officials continue to impose or recommend measures to promote social distancing.

(4) For the purposes of this subdivision, "state of emergency" means a state of emergency proclaimed pursuant to Section 8625 of the California Emergency Services Act (Article 1 (commencing with Section 8550) of Chapter 7 of Division 1 of Title 2).

(f) This section shall remain in effect only until January 1, 2024, and as of that date is repealed.

**SEC. 3.1.** Section 54953 of the Government Code is amended to read:

**54953.** (a) All meetings of the legislative body of a local agency shall be open and public, and all persons shall be permitted to attend any meeting of the legislative body of a local agency in person, except as otherwise provided in this chapter. Local agencies shall conduct meetings subject to this chapter consistent with applicable state and

federal civil rights laws, including, but not limited to, any applicable language access and other nondiscrimination obligations.

(b) (1) Notwithstanding any other provision of law, the legislative body of a local agency may use teleconferencing for the benefit of the public and the legislative body of a local agency in connection with any meeting or proceeding authorized by law. The teleconferenced meeting or proceeding shall comply with all otherwise applicable requirements of this chapter and all otherwise applicable provisions of law relating to a specific type of meeting or proceeding.

(2) Teleconferencing, as authorized by this section, may be used for all purposes in connection with any meeting within the subject matter jurisdiction of the legislative body. All votes taken during a teleconferenced meeting shall be by rollcall.

(3) If the legislative body of a local agency elects to use teleconferencing, it shall post agendas at all teleconference locations and conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties or the public appearing before the legislative body of a local agency. Each teleconference location shall be identified in the notice and agenda of the meeting or proceeding, and each teleconference location shall be accessible to the public. During the teleconference, at least a quorum of the members of the legislative body shall participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction, except as provided in subdivisions (d) and (e). The agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3 at each teleconference location.

(4) For the purposes of this section, "teleconference" means a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both. Nothing in this section shall prohibit a local agency from providing the public with additional teleconference locations.

(c) (1) No legislative body shall take action by secret ballot, whether preliminary or final.

(2) The legislative body of a local agency shall publicly report any action taken and the vote or abstention on that action of each member present for the action.

(3) Prior to taking final action, the legislative body shall orally report a summary of a recommendation for a final action on the salaries, salary schedules, or compensation paid in the form of fringe benefits of a local agency executive, as defined in subdivision (d) of Section 3511.1, during the open meeting in which the final action is to be taken. This paragraph shall not affect the public's right under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1) to inspect or copy records created or received in the process of developing the recommendation.

(d) (1) Notwithstanding the provisions relating to a quorum in paragraph (3) of subdivision (b), if a health authority conducts a teleconference meeting, members who are outside the jurisdiction of the authority may be counted toward the establishment of a quorum when participating in the teleconference if at least 50 percent of the number of members that would establish a quorum are present within the boundaries of the territory over which the authority exercises jurisdiction, and the health authority provides a teleconference number, and associated access codes, if any, that allows any person to call in to participate in the meeting and the number and access codes are identified in the notice and agenda of the meeting.

(2) Nothing in this subdivision shall be construed as discouraging health authority members from regularly meeting at a common physical site within the jurisdiction of the authority or from using teleconference locations within or near the jurisdiction of the authority. A teleconference meeting for which a quorum is established pursuant to this subdivision shall be subject to all other requirements of this section.

(3) For purposes of this subdivision, a health authority means any entity created pursuant to Sections 14018.7, 14087.31, 14087.35, 14087.36, 14087.38, and 14087.9605 of the Welfare and Institutions Code, any joint powers authority created pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 for the purpose of contracting pursuant to Section 14087.3 of the Welfare and Institutions Code, and any advisory committee to a county-sponsored health plan licensed pursuant to Chapter 2.2 (commencing with Section 1340) of Division 2 of the Health and Safety Code if the advisory committee has 12 or more members.

(e) (1) A local agency may use teleconferencing without complying with the requirements of paragraph (3) of subdivision (b) if the legislative body complies with the requirements of paragraph (2) of this subdivision in any of the following circumstances:

(A) The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have



imposed or recommended measures to promote social distancing.

(B) The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

(C) The legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote, pursuant to subparagraph (B), that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

(2) A legislative body that holds a meeting pursuant to this subdivision shall do all of the following:

(A) The legislative body shall give notice of the meeting and post agendas as otherwise required by this chapter.

(B) The legislative body shall allow members of the public to access the meeting and the agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3. In each instance in which notice of the time of the teleconferenced meeting is otherwise given or the agenda for the meeting is otherwise posted, the legislative body shall also give notice of the means by which members of the public may access the meeting and offer public comment. The agenda shall identify and include an opportunity for all persons to attend via a call-in option or an internet-based service option. This subparagraph shall not be construed to require the legislative body to provide a physical location from which the public may attend or comment.

(C) The legislative body shall conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties and the public appearing before the legislative body of a local agency.

(D) In the event of a disruption which prevents the public agency from broadcasting the meeting to members of the public using the call-in option or internet-based service option, or in the event of a disruption within the local agency's control which prevents members of the public from offering public comments using the call-in option or internet-based service option, the body shall take no further action on items appearing on the meeting agenda until public access to the meeting via the call-in option or internet-based service option is restored. Actions taken on agenda items during a disruption which prevents the public agency from broadcasting the meeting may be challenged pursuant to Section 54960.1.

(E) The legislative body shall not require public comments to be submitted in advance of the meeting and must provide an opportunity for the public to address the legislative body and offer comment in real time. This subparagraph shall not be construed to require the legislative body to provide a physical location from which the public may attend or comment.

(F) Notwithstanding Section 54953.3, an individual desiring to provide public comment through the use of an internet website, or other online platform, not under the control of the local legislative body, that requires registration to log in to a teleconference may be required to register as required by the third-party internet website or online platform to participate.

(G) (i) A legislative body that provides a timed public comment period for each agenda item shall not close the public comment period for the agenda item, or the opportunity to register, pursuant to subparagraph (F), to provide public comment until that timed public comment period has elapsed.

(ii) A legislative body that does not provide a timed public comment period, but takes public comment separately on each agenda item, shall allow a reasonable amount of time per agenda item to allow public members the opportunity to provide public comment, including time for members of the public to register pursuant to subparagraph (F), or otherwise be recognized for the purpose of providing public comment.

(iii) A legislative body that provides a timed general public comment period that does not correspond to a specific agenda item shall not close the public comment period or the opportunity to register, pursuant to subparagraph (F), until the timed general public comment period has elapsed.

(3) If a state of emergency remains active, or state or local officials have imposed or recommended measures to promote social distancing, in order to continue to teleconference without compliance with paragraph (3) of subdivision (b), the legislative body shall, not later than 30 days after teleconferencing for the first time pursuant to subparagraph (A), (B), or (C) of paragraph (1), and every 30 days thereafter, make the following findings by majority vote:

(A) The legislative body has reconsidered the circumstances of the state of emergency.

(B) Any of the following circumstances exist:

(i) The state of emergency continues to directly impact the ability of the members to meet safely in person.

(ii) State or local officials continue to impose or recommend measures to promote social distancing.

(4) For the purposes of this subdivision, "state of emergency" means a state of emergency proclaimed pursuant to Section 8625 of the California Emergency Services Act (Article 1 (commencing with Section 8550) of Chapter 7 of Division 1 of Title 2).

(f) This section shall remain in effect only until January 1, 2024, and as of that date is repealed.

**SEC. 4.** Section 54953 is added to the Government Code, to read:

**54953.** (a) All meetings of the legislative body of a local agency shall be open and public, and all persons shall be permitted to attend any meeting of the legislative body of a local agency, except as otherwise provided in this chapter.

(b) (1) Notwithstanding any other provision of law, the legislative body of a local agency may use teleconferencing for the benefit of the public and the legislative body of a local agency in connection with any meeting or proceeding authorized by law. The teleconferenced meeting or proceeding shall comply with all requirements of this chapter and all otherwise applicable provisions of law relating to a specific type of meeting or proceeding.

(2) Teleconferencing, as authorized by this section, may be used for all purposes in connection with any meeting within the subject matter jurisdiction of the legislative body. All votes taken during a teleconferenced meeting shall be by rollcall.

(3) If the legislative body of a local agency elects to use teleconferencing, it shall post agendas at all teleconference locations and conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties or the public appearing before the legislative body of a local agency. Each teleconference location shall be identified in the notice and agenda of the meeting or proceeding, and each teleconference location shall be accessible to the public. During the teleconference, at least a quorum of the members of the legislative body shall participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction, except as provided in subdivision (d). The agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3 at each teleconference location.

(4) For the purposes of this section, "teleconference" means a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both. Nothing in this section shall prohibit a local agency from providing the public with additional teleconference locations

(c) (1) No legislative body shall take action by secret ballot, whether preliminary or final.

(2) The legislative body of a local agency shall publicly report any action taken and the vote or abstention on that action of each member present for the action.

(3) Prior to taking final action, the legislative body shall orally report a summary of a recommendation for a final action on the salaries, salary schedules, or compensation paid in the form of fringe benefits of a local agency executive, as defined in subdivision (d) of Section 3511.1, during the open meeting in which the final action is to be taken. This paragraph shall not affect the public's right under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1) to inspect or copy records created or received in the process of developing the recommendation.

(d) (1) Notwithstanding the provisions relating to a quorum in paragraph (3) of subdivision (b), if a health authority conducts a teleconference meeting, members who are outside the jurisdiction of the authority may be counted toward the establishment of a quorum when participating in the teleconference if at least 50 percent of the number of members that would establish a quorum are present within the boundaries of the territory over which the authority exercises jurisdiction, and the health authority provides a teleconference number, and associated access codes, if any, that allows any person to call in to participate in the meeting and the number and access codes are identified in the notice and agenda of the meeting.

(2) Nothing in this subdivision shall be construed as discouraging health authority members from regularly meeting at a common physical site within the jurisdiction of the authority or from using teleconference locations

within or near the jurisdiction of the authority. A teleconference meeting for which a quorum is established pursuant to this subdivision shall be subject to all other requirements of this section.

(3) For purposes of this subdivision, a health authority means any entity created pursuant to Sections 14018.7, 14087.31, 14087.35, 14087.36, 14087.38, and 14087.9605 of the Welfare and Institutions Code, any joint powers authority created pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 for the purpose of contracting pursuant to Section 14087.3 of the Welfare and Institutions Code, and any advisory committee to a county-sponsored health plan licensed pursuant to Chapter 2.2 (commencing with Section 1340) of Division 2 of the Health and Safety Code if the advisory committee has 12 or more members.

(e) This section shall become operative January 1, 2024.

**SEC. 4.1.** Section 54953 is added to the Government Code, to read:

**54953.** (a) All meetings of the legislative body of a local agency shall be open and public, and all persons shall be permitted to attend any meeting of the legislative body of a local agency, in person except as otherwise provided in this chapter. Local agencies shall conduct meetings subject to this chapter consistent with applicable state and federal civil rights laws, including, but not limited to, any applicable language access and other nondiscrimination obligations.

(b) (1) Notwithstanding any other provision of law, the legislative body of a local agency may use teleconferencing for the benefit of the public and the legislative body of a local agency in connection with any meeting or proceeding authorized by law. The teleconferenced meeting or proceeding shall comply with all requirements of this chapter and all otherwise applicable provisions of law relating to a specific type of meeting or proceeding.

(2) Teleconferencing, as authorized by this section, may be used for all purposes in connection with any meeting within the subject matter jurisdiction of the legislative body. All votes taken during a teleconferenced meeting shall be by rollcall.

(3) If the legislative body of a local agency elects to use teleconferencing, it shall post agendas at all teleconference locations and conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties or the public appearing before the legislative body of a local agency. Each teleconference location shall be identified in the notice and agenda of the meeting or proceeding, and each teleconference location shall be accessible to the public. During the teleconference, at least a quorum of the members of the legislative body shall participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction, except as provided in subdivision (d). The agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3 at each teleconference location.

(4) For the purposes of this section, "teleconference" means a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both. Nothing in this section shall prohibit a local agency from providing the public with additional teleconference locations.

(c) (1) No legislative body shall take action by secret ballot, whether preliminary or final.

(2) The legislative body of a local agency shall publicly report any action taken and the vote or abstention on that action of each member present for the action.

(3) Prior to taking final action, the legislative body shall orally report a summary of a recommendation for a final action on the salaries, salary schedules, or compensation paid in the form of fringe benefits of a local agency executive, as defined in subdivision (d) of Section 3511.1, during the open meeting in which the final action is to be taken. This paragraph shall not affect the public's right under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1) to inspect or copy records created or received in the process of developing the recommendation.

(d) (1) Notwithstanding the provisions relating to a quorum in paragraph (3) of subdivision (b), if a health authority conducts a teleconference meeting, members who are outside the jurisdiction of the authority may be counted toward the establishment of a quorum when participating in the teleconference if at least 50 percent of the number of members that would establish a quorum are present within the boundaries of the territory over which the authority exercises jurisdiction, and the health authority provides a teleconference number, and associated access codes, if any, that allows any person to call in to participate in the meeting and the number and access codes are identified in the notice and agenda of the meeting.

(2) Nothing in this subdivision shall be construed as discouraging health authority members from regularly meeting at a common physical site within the jurisdiction of the authority or from using teleconference locations within or near the jurisdiction of the authority. A teleconference meeting for which a quorum is established pursuant to this subdivision shall be subject to all other requirements of this section.

(3) For purposes of this subdivision, a health authority means any entity created pursuant to Sections 14018.7, 14087.31, 14087.35, 14087.36, 14087.38, and 14087.9605 of the Welfare and Institutions Code, any joint powers authority created pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 for the purpose of contracting pursuant to Section 14087.3 of the Welfare and Institutions Code, and any advisory committee to a county-sponsored health plan licensed pursuant to Chapter 2.2 (commencing with Section 1340) of Division 2 of the Health and Safety Code if the advisory committee has 12 or more members.

(e) This section shall become operative January 1, 2024.

**SEC. 5.** Sections 3.1 and 4.1 of this bill incorporate amendments to Section 54953 of the Government Code proposed by both this bill and Assembly Bill 339. Those sections of this bill shall only become operative if (1) both bills are enacted and become effective on or before January 1, 2022, but this bill becomes operative first, (2) each bill amends Section 54953 of the Government Code, and (3) this bill is enacted after Assembly Bill 339, in which case Section 54953 of the Government Code, as amended by Sections 3 and 4 of this bill, shall remain operative only until the operative date of Assembly Bill 339, at which time Sections 3.1 and 4.1 of this bill shall become operative.

**SEC. 6.** It is the intent of the Legislature in enacting this act to improve and enhance public access to state and local agency meetings during the COVID-19 pandemic and future applicable emergencies, by allowing broader access through teleconferencing options consistent with the Governor's Executive Order No. N-29-20 dated March 17, 2020, permitting expanded use of teleconferencing during the COVID-19 pandemic.

**SEC. 7.** The Legislature finds and declares that Sections 3 and 4 of this act, which amend, repeal, and add Section 54953 of the Government Code, further, within the meaning of paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution, the purposes of that constitutional section as it relates to the right of public access to the meetings of local public bodies or the writings of local public officials and local agencies. Pursuant to paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution, the Legislature makes the following findings:

This act is necessary to ensure minimum standards for public participation and notice requirements allowing for greater public participation in teleconference meetings during applicable emergencies.

**SEC. 8.** (a) The Legislature finds and declares that during the COVID-19 public health emergency, certain requirements of the Bagley-Keene Open Meeting Act (Article 9 (commencing with Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2 of the Government Code) were suspended by Executive Order N-29-20. Audio and video teleconference were widely used to conduct public meetings in lieu of physical location meetings, and public meetings conducted by teleconference during the COVID-19 public health emergency have been productive, have increased public participation by all members of the public regardless of their location in the state and ability to travel to physical meeting locations, have protected the health and safety of civil servants and the public, and have reduced travel costs incurred by members of state bodies and reduced work hours spent traveling to and from meetings.

(b) The Legislature finds and declares that Section 1 of this act, which adds and repeals Section 89305.6 of the Education Code, Section 2 of this act, which adds and repeals Section 11133 of the Government Code, and Sections 3 and 4 of this act, which amend, repeal, and add Section 54953 of the Government Code, all increase and potentially limit the public's right of access to the meetings of public bodies or the writings of public officials and agencies within the meaning of Section 3 of Article I of the California Constitution. Pursuant to that constitutional provision, the Legislature makes the following findings to demonstrate the interest protected by this limitation and the need for protecting that interest:

(1) By removing the requirement that public meetings be conducted at a primary physical location with a quorum of members present, this act protects the health and safety of civil servants and the public and does not preference the experience of members of the public who might be able to attend a meeting in a physical location over members of the public who cannot travel or attend that meeting in a physical location.

(2) By removing the requirement for agendas to be placed at the location of each public official participating in a public meeting remotely, including from the member's private home or hotel room, this act protects the personal, private information of public officials and their families while preserving the public's right to access information

concerning the conduct of the people's business.

**SEC. 9.** This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the California Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to ensure that state and local agencies can continue holding public meetings while providing essential services like water, power, and fire protection to their constituents during public health, wildfire, or other states of emergencies, it is necessary that this act take effect immediately.

**GOVERNANCE COUNCIL MEETING**

*January 7, 2022 - 10:00 a.m. Hybrid*

Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

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**MINUTES**

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**GOVERNANCE COUNCIL MEMBERS PRESENT:**

Academy for Academic Excellence – Lisa Lamb (via Web Ex), Allegiance STEAM Academy – Sebastian Coggnetta (via Web Ex), Apple Valley USD – Trenae Nelson, Barstow USD -Jeff Malan (via Web Ex), Desert Trails Preparatory Academy (DTPA) & LaVerne Elementary Preparatory Academy (LEPA) – Debra Tarver (via Web Ex), Health Sciences High School and Middle College – Ian Pumpian (via Web Ex), Helendale SD – Ross Swearingen, Hesperia USD – David Olney (via Web Ex), Needles USD – Mary McNeil (via web Ex), San Bernardino County Superintendent of Schools (SBCSS) – Ted Alejandre (via Web Ex), Silver Valley USD – Jesse Najera (via Web Ex), Snowline USD – Ryan Holman, Trona JUSD – Jairo Arellano (via Web Ex), Victor Elementary SD – Jan Gonzales (via Web Ex), and Victor Valley Union SD – Ron Williams (via Web Ex).

**OTHERS PRESENT:**

Kelly Jung (via Web Ex) – Aveson Global and Aveson School of Leaders, Tanya Taylor (via Web Ex) – Julia Lee Performing Arts Academy, Shawn Brumfield – Pasadena Rosebud Academy, Brenda Congo (via Web Ex) – Taylion High Desert Academy, and Malia Lovell (via Web Ex) – Virtual Preparatory Academy-Lucerne.

**CAHELP JPA STAFF PRESENT:**

Jamie Adkins, Pam Bender, Heidi Chavez, Peggy Dunn, Marina Gallegos, Jenae Holtz, Linda Llamas, Kami Murphy, Jennifer Rountree, and Adrienne Shepherd-Myles.

**1.0 CALL TO ORDER**

The regular meeting of the California Association of Health and Education Linked Professions Joint Powers Authority (CAHELP JPA) Governance Council was called to order by Chairperson Ross Swearingen at 10:02 a.m. at the Desert/Mountain Educational Service Center, Apple Valley.

**2.0 ROLL CALL**

**3.0 PUBLIC PARTICIPATION**

None.

**4.0 ADOPTION OF THE AGENDA**

4.1 **BE IT RESOLVED** that a motion was made by Trenae Nelson, seconded by Ryan Holman, to approve the January 7, 2022 CAHELP JPA Governance Council Meeting Agenda as presented. The motion carried on the following vote: 15:0: Ayes: Alejandre, Arellano, Coggnetta, Gonzales, Holman, Lamb, Malan, McNeil, Najera, Nelson, Olney, Pumpian, Swearingen, Tarver, and Williams, Nays: None, Abstentions: None.

**5.0 INFORMATION / ACTION**

5.1 Assembly Bill 361 Exemptions to Brown Act Virtual Meeting Requirements (**ACTION**)

Assembly Bill (AB) 361 requires local agencies to consider the circumstances of the state of emergency and make the following findings by a majority vote: 1) the state of emergency continues

**GOVERNANCE COUNCIL MEETING**

*January 7, 2022 - 10:00 a.m. Hybrid*

Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

---

**MINUTES**

---

to directly impact the ability of the members to meet safely in person; or 2) state or local officials continue to impose or recommend measures to promote social distancing.

5.1.1 **BE IT RESOLVED** that a motion was made by Ryan Holman, seconded by Trenae Nelson, to approve the Assembly Bill 361 Exemptions to Brown Act Virtual Meeting Requirements as presented. The motion carried on the following vote: 15:0: Ayes: Alejandre, Arellano, Cогnetta, Gonzales, Holman, Lamb, Malan, McNeil, Najera, Nelson, Olney, Pumpian, Swearingen, Tarver, and Williams, Nays: None, Abstentions: None.

5.2 Transition Partnership Program (TPP) Department of Rehabilitation (DOR) Signatory Delegation **(ACTION)**

Transition Partnership Program (TPP) Department of Rehabilitation (DOR) is requiring updated signatory delegation authorizing Pamela Bender to sign as CAHELP JPA Chief Executive Officer (CEO).

5.2.1 **BE IT RESOLVED** that a motion was made by Jan Gonzales, seconded by Debbie Tarver, to approve the request for updated CEO signatory delegation for TPP as presented. The motion carried on the following vote: 15:0: Ayes: Alejandre, Arellano, Cогnetta, Gonzales, Holman, Lamb, Malan, McNeil, Najera, Nelson, Olney, Pumpian, Swearingen, Tarver, and Williams, Nays: None, Abstentions: None.

5.3 Signatory Delegation to the CAHELP Chief Executive Officer (CEO) **(ACTION)**

Pursuant to provisions of the Desert/Mountain SELPA (SELPA), Desert/Mountain Charter SELPA (DMCS) Local Plans, the CAHELP JPA CEO develops and coordinates the implementation of agreements, contracts, and memorandums of understanding with other SELPAs and agencies on behalf of Local Education Agency (LEA) members of the CAHELP JPA.

5.3.1 **BE IT RESOLVED** that a motion was made by Lisa Lamb, seconded by Jeff Malan, to approve the request for the CAHELP JPA Governance Council to grant signatory delegation to the CAHELP JPA as presented. The motion carried on the following vote: 15:0: Ayes: Alejandre, Arellano, Cогnetta, Gonzales, Holman, Lamb, Malan, McNeil, Najera, Nelson, Olney, Pumpian, Swearingen, Tarver, and Williams, Nays: None, Abstentions: None.

5.4 Desert/Mountain SELPA Policy and Procedures Chapter 25 **(ACTION)**

Policies and procedures governing the operation of special education programs within the Desert/Mountain SELPA are developed, reviewed and revised throughout the year upon the recommendation of the Program Team. Policies and Procedures are modified as necessary in order to ensure that special education programs are operated in an efficient, effective and legally compliant manner. Suggested revisions to SELPA Policy and Procedures are submitted to the D/M SELPA Steering Committee consideration and approval.

**GOVERNANCE COUNCIL MEETING**

*January 7, 2022 - 10:00 a.m. Hybrid*

Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

---

**MINUTES**

---

5.4.1 **BE IT RESOLVED** that a motion was made by Jeff Malan, seconded by Lisa Lamb, to approve the Desert/Mountain SELPA Policy & Procedures Chapter 25 as presented. The motion carried on the following vote: 15:0: Ayes: Alejandro, Arellano, Cognition, Gonzales, Holman, Lamb, Malan, McNeil, Najera, Nelson, Olney, Pumpian, Swearingen, Tarver, and Williams, Nays: None, Abstentions: None.

5.5 Desert/Mountain SELPA D/M 68A IEP Demographics Page (**ACTION**)

Forms used in the operations of special education programs within the Desert/Mountain SELPA are developed, reviewed and revised throughout the year upon the recommendation of the Program Team. Forms are modified as necessary in order to support the operations of special education programs in an efficient, effective and legally compliant manner. Suggested revisions to SELPA Forms are submitted to the D/M SELPA Steering Committee for consideration and approval.

5.5.1 **BE IT RESOLVED** that a motion was made by Ryan Holman, seconded by Debbie Tarver, to approve the Desert/Mountain SELPA D/M 68A IEP Demographics Page as presented. The motion carried on the following vote: 15:0: Ayes: Alejandro, Arellano, Cognition, Gonzales, Holman, Lamb, Malan, McNeil, Najera, Nelson, Olney, Pumpian, Swearingen, Tarver, and Williams, Nays: None, Abstentions: None.

5.6 Desert/Mountain SELPA D/M 68E Supplementary Aids and Supports (**ACTION**)

Forms used in the operations of special education programs within the Desert/Mountain SELPA are developed, reviewed and revised throughout the year upon the recommendation of the Program Team. Forms are modified as necessary in order to support the operations of special education programs in an efficient, effective and legally compliant manner. Suggested revisions to SELPA Forms are submitted to the D/M SELPA Steering Committee for consideration and approval.

5.6.1 **BE IT RESOLVED** that a motion was made by Jan Gonzales, seconded by Jairo Arellano to approve the Desert/Mountain SELPA D/M 68E Supplementary Aids and Supports as presented. The motion carried on the following vote: 15:0: Ayes: Alejandro, Arellano, Cognition, Gonzales, Holman, Lamb, Malan, McNeil, Najera, Nelson, Olney, Pumpian, Swearingen, Tarver, and Williams, Nays: None, Abstentions: None.

5.7 Desert/Mountain SELPA D/M 68F Physical Fitness Test (**ACTION**)

Forms used in the operations of special education programs within the Desert/Mountain SELPA are developed, reviewed and revised throughout the year upon the recommendation of the Program Team. Forms are modified as necessary in order to support the operations of special education programs in an efficient, effective and legally compliant manner. Suggested revisions to SELPA Forms are submitted to the D/M SELPA Steering Committee for consideration and approval.

5.7.1 **BE IT RESOLVED** that a motion was made by Jesse Najera, seconded by Jan



**GOVERNANCE COUNCIL MEETING**

*January 7, 2022 - 10:00 a.m. Hybrid*

Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

---

**MINUTES**

---

Gonzales, to approve the Desert/Mountain SELPA D/M 68F Physical Fitness Test as presented. The motion carried on the following vote: 15:0: Ayes: Alejandre, Arellano, Cогnetta, Gonzales, Holman, Lamb, Malan, McNeil, Najera, Nelson, Olney, Pumpian, Swearingen, Tarver, and Williams, Nays: None, Abstentions: None.

5.8 Desert/Mountain SELPA D/M 68F English Language Proficiency Assessment Participation Consideration Alternative Assessment (**ACTION**)

Forms used in the operations of special education programs within the Desert/Mountain SELPA are developed, reviewed and revised throughout the year upon the recommendation of the Program Team. Forms are modified as necessary in order to support the operations of special education programs in an efficient, effective and legally compliant manner. Suggested revisions to SELPA Forms are submitted to the D/M SELPA Steering Committee for consideration and approval.

5.8.1 **BE IT RESOLVED** that a motion was made by Trenae Nelson, seconded by Jesse Najera, to approve the Desert/Mountain SELPA D/M 68F English Language Proficiency Assessment Participation Consideration Alternative Assessment as presented. The motion carried on the following vote: 15:0: Ayes: Alejandre, Arellano, Cогnetta, Gonzales, Holman, Lamb, Malan, McNeil, Najera, Nelson, Olney, Pumpian, Swearingen, Tarver, and Williams, Nays: None, Abstentions: None.

**6.0 CONSENT ITEMS**

It is recommended that the Governance Council consider approving several Agenda items as a Consent list. Consent Items are routine in nature and can be enacted in one motion without further discussion. Consent items may be called up by any Council Member at the meeting for clarification, discussion, or change.

6.1 **BE IT RESOLVED** that a motion was made by David Olney, seconded by Ron Williams to approve the following Consent Item as presented. The motion carried on the following vote: 15:0: Ayes: Alejandre, Arellano, Cогnetta, Gonzales, Holman, Lamb, Malan, McNeil, Najera, Nelson, Olney, Pumpian, Swearingen, Tarver, and Williams, Nays: None, Abstentions: None.

6.1.1 Approve the October 8, 2021 CAHELP JPA Governance Council Meeting Minutes.

**7.0 CHIEF EXECUTIVE OFFICER AND STAFF REPORTS**

7.1 California Special Education Governance and Accountability (SEGA) Study by WestEd.

Pam Bender presented information from the California Special Education Governance and Accountability (SEGA) study by WestEd. The three major areas of the study were funding, governance, and alignment. Pam reported there is concern regarding having two funding models: Local Control and Accountability Plan (LCAP) for general education and SELPAs for special education. The study also found that county offices of education should be able to serve as the special education liability and that the oversight of funds should be given to the LEAs. Pam said

**GOVERNANCE COUNCIL MEETING**

*January 7, 2022 - 10:00 a.m. Hybrid*

Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

---

**MINUTES**

---

the perspective of State SELPA is LEAs do have input with maintenance of effort (MOE) and review of annual performance.

Pam continued that the study has concern that there are two systems of governance for general education and special education funding. LEAs should be the sole decision makers in their programs and services. State SELPA's perspective again is that the LEAs do have the choice in working with SELPA, County Office of Education (COE), and other LEAs when looking at high-cost programs for students. Pam reported there was a suggestion in the study removing the requirement of an LEA belonging to a SELPA. She stated this would require a change to California Education Code 56026.3. Because CAHELP is a joint powers authority (JPA), D/M SELPA and D/M Charter SELPA could choose to continue working as they currently do.

Pam said that the alignment concerns would move the systems of support to COEs and away from SELPAs. The study encouraged including special education in LCAP as a special education addendum. The study also indicated that the LCAP advisory boards did not include adequate representation of parents of special education students.

The initial SEGA Study was done in 2015 and the recommendations were not implemented at that time. State SELPA will review the Governor's Budget when it is released in January to see if any funds will go towards the current recommendations.

Ted Alejandre reported the county board is currently in the first read in reviewing board policies and a concern was voiced by two board members regarding board members not being provided with information on lawsuits that take place against students and that board members should be more aware of individual lawsuits regarding students in their districts. Ted said it was explained to the board members that each SELPA has their own local plan, that school boards designate the superintendents to be the voting member of the SELPA, and that there are conversations between superintendents and board members regarding all issues of special education and SELPA. Ted continued that the concerned board member wants language added to the policies stating contracts for SELPAs for legal services shall not be approved without confirmation that board members have been notified of litigation. The full board does not concur with the change of language because it is already in the local plans. Ted added that Jenae Holtz presented to the board a couple of years ago on D/M SELPA operations that was very helpful and that it may be needed again in the upcoming future and he will keep Pam Bender updated.

## 7.2 SELPA Autism Implementation Program

Pam Bender called on Jenae Holtz and Jennifer Rountree to provide information on the SELPA Autism Implementation Program.

Jenae Holtz reported that CAHELP responded to the State System of Support in autism. There has been a great deal of implementation science and staff training with CAHELP and DMOPS building a team. The team has worked to develop policies on how to implement the best strategies for children with autism. Jenae continued that Program Specialist Jennifer Rountree, who is an expert in autism, is leading the team. Jenae reported there has been a recent glitch in which CDE

**GOVERNANCE COUNCIL MEETING**

*January 7, 2022 - 10:00 a.m. Hybrid*

Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

---

**MINUTES**

---

has changed the criteria of the grant to include it to be part of the targeted monitoring. It is an issue because that was not in the agreement when CAHELP was awarded the contract. Jenae said it is not the role of a SELPA to monitor compliance but to assist LEAs with compliance. She stated that because CAHELP covers a large area, the implementation will start small but will grow over time.

Jennifer Rountree shared the SELPA autism implementation team has been going through activities to build implementation related to the use of evidence-based practices with autism. They are working on a tiered option that includes sharing resources, regional and onsite trainings, and intensive supports following the implementation process. Jennifer continued the team is currently in the exploration stage that includes completing capacity assessments and autism program and environment rating scales.

Jenae shared Jennifer Rountree is leading the group with Heidi Chavez and Pam Bender also involved. Jenae said she is hoping CDE will be considerate of the how they handle the contract changes as there has been discussion of agencies dropping out of the program.

**7.3 Resolution Support Services Update**

Pam Bender provided an update on Resolution Support Services for D/M SELPA and D/M Charter SELPA. The case numbers are very low but there is concern with covid-19, remote learning and students receiving services. Pam reminded the members that there are alternate dispute resolution (ADR) grants to support LEA trainings in how to work with parents before they file a case.

**8.0 INFORMATION ITEMS**

**8.1 Professional Learning Summary**

**9.0 GOVERNANCE COUNCIL MEMBERS COMMENTS / REPORTS**

Ross Swearingen welcomed Pam Bender to the team. He thanked her for coming to district sites to meet their staff.

Ross congratulated the LEAs that were recognized in the PBIS Recognition event.

Ross thanked CAHELP for the support provided through the year.

Ross concluded by thanking Jenae Holtz for her service and support of the children of the high desert and Southern California for 25 years. He then presented Jenae with a plaque of recognition.

Jenae Holtz said being part of the governance team has been incredible. She said she will miss the people the most. Jenae said she is excited about where the LEAs and the governance council members will go.

Ted Alejandre added Jenae Holtz has not only been an exceptional leader of D/M SELPA but also as a senior administrator for SBCSS. Jenae shares her service and expertise across the branches to collaborate and align efforts to support all the LEAs.

**GOVERNANCE COUNCIL MEETING**

*January 7, 2022 - 10:00 a.m. Hybrid*

Desert Mountain Educational Service Center, 17800 Highway 18, Apple Valley, California 92307

---

**MINUTES**

---

Ted welcomed Pam Bender as well stating she will continue to serve CAHELP and SBCSS in an exceptional manner.

**10.0 CEO COMMENTS**

Pam Bender shared she is excited to be part of the team. She is planning to meet with each of the superintendents to build relationships. She expressed her happiness for Jenae in her retirement. Pam said that CAHELP has an incredible reputation for professional development and mental health services as well as community outreach. She shared that it was exciting for her to see CAHELP staff providing Thanksgiving meals and Christmas gifts to approximately 325 children.

**11.0 MATTERS BROUGHT BY GENERAL PUBLIC**

Jamie Adkins presented Jenae Holtz with a retirement gift from the CAHELP staff.

**12.0 ADJOURNMENT**

Having no further business to discuss, a motion was made by Ryan Holman, seconded by Trenae Nelson, to adjourn the meeting. The motion carried on the following vote: 15:0: Ayes: Alejandre, Arellano, Cognetta, Gonzales, Holman, Lamb, Malan, McNeil, Najera, Nelson, Olney, Pumpian, Swearingen, Tarver, and Williams, Nays: None, Abstentions: None.

The next regular meeting of the CAHELP JPA Governance Council will be held on Friday, March 4, 2022 at 10:00 a.m., at the Desert Mountain Educational Service Center, Lilac/Yucca Room, 17800 Highway 18, Apple Valley, CA 92307.

*Individuals requiring special accommodations for disabilities are requested to contact Jamie Adkins at (760) 955-3555, at least seven days prior to the date of this meeting.*

# Invoice



Invoice: IUS0211257  
Date: 1/3/2022

**BILL TO:**  
Desert Mountain SELPA  
Bonnie Garcia  
Attn: Teresa Low, DM - ESC  
17800 Hwy 18  
Apple Valley CA 92307  
US

**SHIP TO:**  
Desert Mountain SELPA  
Bonnie Garcia  
Attn: Teresa Low, DM - ESC  
17800 Hwy 18  
Apple Valley CA 92307  
US

Purchase Order No.	Customer ID	Shipping Method	Payment Terms	Req Ship Date	
	1111246	US_UPSGND	Net 30	1/3/2022	
Ordered	Shipped	Item Number	Description	Unit Price	Ext. Price
1	1	CPI RECERT FEE	Annual Membership Fee Cert Year from 4/2/2022 to 4/2/2023	\$200.00	\$200.00

<b>Total</b>	\$200.00
--------------	----------

*Tax exempt organizations: we must have your tax exempt certificate on file.  
Include invoice number or customer ID with payment.  
Please refer to [www.crisisprevention.com](http://www.crisisprevention.com) or your program contract for program cancellation and product return policies.*

2022 JAN 11  
PM 3:41

Remit to: Crisis Prevention Institute, Inc  
10850 W. Park Place, Suite 250  
Milwaukee, WI 53224

Remit to: Crisis Prevention Institute  
Lock Box 1566  
PO Box 1566 Station A  
Toronto ON M5W 3N9

Federal I.D.# 39-2012874  
Customer Service 1-800-558-8976  
Customer Service Email: [info@crisisprevention.com](mailto:info@crisisprevention.com)

GST #86192 3753 RT  
Customer Service: 1-800-558-8976  
Customer Service Email: [info@crisisprevention.com](mailto:info@crisisprevention.com)

*Thank you for making a difference*

# Invoice



Invoice: IUS0211258  
Date: 1/3/2022

**BILL TO:**  
Desert Mountain SELPA  
Renee Garcia  
17800 Hwy 18  
DM ESC Attn: Teresa Low  
Apple Valley CA 92307  
US

**SHIP TO:**  
Desert Mountain SELPA  
Renee Garcia  
17800 Hwy 18  
DM ESC Attn: Teresa Low  
Apple Valley CA 92307  
US

Purchase Order No.	Customer ID	Shipping Method	Payment Terms	Req Ship Date	
	928900	US_UPSGND	Net 30	1/3/2022	
Ordered	Shipped	Item Number	Description	Unit Price	Ext. Price
1	1	CPI RECERT FEE	Annual Membership Fee Cert Year from 4/2/2022 to 4/2/2023	\$200.00	\$200.00

<b>Total</b>	\$200.00
--------------	----------

*Tax exempt organizations: we must have your tax exempt certificate on file.  
Include invoice number or customer ID with payment.  
Please refer to [www.crisisprevention.com](http://www.crisisprevention.com) or your program contract for program cancellation and product return policies.*

2022 JAN 10 PM 3:40

Remit to: Crisis Prevention Institute, Inc  
10850 W. Park Place, Suite 250  
Milwaukee, WI 53224

Remit to: Crisis Prevention Institute  
Lock Box 1566  
PO Box 1566 Station A  
Toronto ON M5W 3N9

Federal I.D.# 39-2012874  
Customer Service 1-800-558-8976  
Customer Service Email: [info@crisisprevention.com](mailto:info@crisisprevention.com)

GST #86192 3753 RT  
Customer Service: 1-800-558-8976  
Customer Service Email: [info@crisisprevention.com](mailto:info@crisisprevention.com)

*Thank you for making a difference*

**PURCHASE ORDER REQUISITION**

REQUISITION NUMBER

PREPAYMENT REQUIRED (IF YES, ATTACH VENDOR INVOICE) YES  NO

DEPOST REQUIRED (IF YES, ATTACH VENDOR INVOICE) YES  NO

NEW VENDOR (IF YES, ATTACH COMPLETED W-9) YES  NO

NEW VENDOR NON-RESIDENT (IF YES, ATTACH COMPLETED CA-590) YES  NO

VENDOR NAME Tools to Grow, Inc. DATE 2/17/2022

ADDRESS 4711 Winding Woods Lane REQUESTOR Mallory Wilkes

CITY, STATE, ZIP CODE Hamburg, NY 47075 DELIVER TO Mallory Wilkes

TELEPHONE NUMBER 716-783-0663

FAX NUMBER \_\_\_\_\_

VENDOR CONTACT NAME \_\_\_\_\_

VENDOR CONTACT EMAIL \_\_\_\_\_

ITEM NUMBER	QUANTITY	ITEM DESCRIPTION	UNIT PRICE	EXTENDED COST
	1	Membership/license for SELPA OT and PT teams. This would allow the purchase of materials for this dept. A level #2 membership is requested which covers 10-20 members from the OT/PT team.  Lisa Sutton - lisa.sutton@cahelp.org PW: tools Crystal Aden, Karen Lindquist, Janet Ray, Edson Magaña, Wendy Guilbert-Neal Marisa DiDonato, Barbara Stacy, Meghan Stevens, Codi Andersen, Mike Brooksby, Zachery Eustance, Suzan Raymond and Andrea Alexander	\$ 485.00	\$ 485.00
NOTES			SUBTOTAL	\$485.00
			SALES TAX (ENTER RATE) 8.00%	\$38.80
			SHIPPING	\$0.00
			TOTAL	\$523.80

**PROGRAM**

ALTERNATE DISPUTE RESOLUTION (0490/DCAD) <input type="checkbox"/>	PBIS (298C) <input type="checkbox"/>
CAHELP (DMJ1) <input type="checkbox"/>	PROGRAM SPECIALIST (0293) <input type="checkbox"/>
CAPROMISE (455B) <input type="checkbox"/>	REGION 10 (0484) <input type="checkbox"/>
DUE PROCESS (0292) <input type="checkbox"/>	SELPA RELATED SERVICES (0297) <input checked="" type="checkbox"/>
FIRST 5 TRAUMA INFORMED PRESCHOOL (029P) <input type="checkbox"/>	STAFF DEVELOPMENT (0294) <input type="checkbox"/>
LOW INCIDENCE (0296) <input type="checkbox"/>	TPP (0455) <input type="checkbox"/>
OUT-OF-HOME (298B) <input type="checkbox"/>	OTHER <input type="checkbox"/>

*Codi Andersen*

APPROVED BY

2/17/2022

DATE



4711 Winding Woods Lane  
Hamburg, NY 14075  
(716)783-0663

[www.ToolsToGrowOT.com](http://www.ToolsToGrowOT.com)  
[info@ToolsToGrowOT.com](mailto:info@ToolsToGrowOT.com)

# GROUP MEMBERSHIP Quote

Date: FEB. 17, 2022

To:  
April Hatcher  
[april.hatcher@cahelp.org](mailto:april.hatcher@cahelp.org)

QUANTITY	DESCRIPTION	TOTAL PRICE
1	One Year Group Membership to ToolsToGrowOT.com Group Level # 2 ( 10-20 members )	\$ 485.00
Total Quote Amount :		\$ 485.00

  
*Thank you for your business!*

All prices quoted are valid for 30 days from the date stated on the quote.





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- 
- 
- 

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MENU ☰

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## Benefits of Becoming a Member



**Become a Member of Tools to Grow, an innovative place where you will find high quality resources to promote your child's growth in academic, social, emotional, communication, and functional skills.**

## Become a **FULL PREMIUM MEMBER** and you will have full immediate access to all downloadable resources!

- Excellent time saver!
- One stop search!
- New resources added regularly
- Highly affordable for tight budgets!
- Excellent tools for tight spaces
- Wonderful for on the go travelling therapists
- Convenient one click download of PDF files!
- Appealing resources that are colorful and fun
- Comprehensive and relevant for all Pediatric Therapists
- Suitable for use with clients from the early childhood through young adult years
- Effective and engaging material for use during direct treatment and assessment
- Excellent resources for use when consulting with others
- Invaluable tools for managing your caseload!
- Access to thousands of Resources, Activities, and More!!

## Membership Levels

### Free Member

Free

Free limited membership allows you access to a select amount of resources.

[Sign Up](#)

### Individual Member

\$57.99

FULL Premium Individual Membership allows you instant access to all resources for 12 Months!

\* **Excludes all items in Shop**

[Sign Up](#)

### Group Level 1 5-9 Members

\$260.00

FULL Premium Group Membership allows your Group of 5-9 Members instant access to all resources for 12 Months!

\* **Excludes all items in Shop**

[Sign Up](#)

### Group Level 2 10-20 Members

\$485.00

FULL Premium Group Membership allows your Group of 10-20 Members instant access to all resources for 12 Months!

\* **Excludes all items in Shop**

[Sign Up](#)

### **Group Level 3 21-50 Members**

\$720.00

FULL Premium Group Membership allows your Group of 21-50 Members instant access to all resources for 12 Months!

\* **Excludes all items in Shop**

[Sign Up](#)

### **Group Level 4 51-80 Members**

\$925.00

FULL Premium Group Membership allows your Group of 51-80 Members instant access to all resources for 12 Months!

\* **Excludes all items in Shop**

\*\* **Groups of 81 or more contact us for an individualized quote = [info@ToolsToGrowOT.com](mailto:info@ToolsToGrowOT.com)**

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- [Interactive Digital Teletherapy Technology](#)
- [Monthly Themed Therapy Session Plans](#)
- [Fine Motor Skills](#)
- [Communication](#)
- [Gross Motor](#)
- [Sensory Processing](#)
- [Visual Perception](#)
- [Bilateral Coordination](#)
- [Visual Motor Integration](#)
- [Handwriting](#)
- [Executive Functioning](#)
- [Self Care / Life Skills](#)
- [Caseload Management](#)
- [Caregiver Education & Team Collaboration](#)
- [Holidays / Seasons / Themes](#)
- [Social Skills](#)

Newsletter Sign-Up

Email\*

you@example.com

[Contact Us](#)



1-800-933-ASCD (2723)  
or 1-703-578-9600  
8:00 a.m. to 6:00 p.m. ET  
Monday through Friday  
www.ascd.org

### Questions about your renewal?

Call us at: 1-800-933-ASCD (2723) or 1-703-578-9600 (Outside the USA)  
Email: member@ascd.org

# MEMBERSHIP RENEWAL

NOTICE DATE	PLEASE PAY BY
November 8, 2021	December 8, 2021
ASCD Member ID Number	MEMBER SINCE
000002650902	2019

L1-008145

Mrs Heidi Chavez  
17800 US Highway 18  
Apple Valley, CA 92307-1221



DESCRIPTION	PERIOD	AMOUNT	TOTAL
-------------	--------	--------	-------

SELECT Membership	02/01/2022 - 01/31/2023	\$89.00	\$89.00
California Affiliate Dues (Optional)		\$49.00	\$49.00

APPROVED 1-18-22  
PO# 222696  
Craw

**TOTAL AMOUNT DUE\*** \$89.00

When choosing the affiliate option, the total amount due is \$138.00.

\*Heidi, if this notice crossed in the mail with your payment, we thank you for renewing your membership.

\*\*Insurance products are for domestic U.S. residents only. Insurance made available through the Trust for Insuring Educators (TIE). Administered by Forrest T. Jones & Company.

\*\*\*For U.S. members only. For more information, go to www.ascd.org/benefits.

A portion of your dues is allocated to your subscription to Educational Leadership magazine. For Online-Only Memberships, ASCD newsletters, journals, and books will be delivered in electronic format (digital, online, or e-book). Book-eligible members now have the option to choose between two upcoming member books up to three times a year, in predetermined months.

Your membership could be subject to state and local taxes. Check with your local representative for more information.

▼ Detach here and mail the bottom portion with your payment. Keep top section for your records. ▼

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[www.ascd.org/renew](http://www.ascd.org/renew)



Call: **1-800-933-ASCD (2723)**



Mail: Detach at the perforation and return the remittance portion in the envelope provided.

MEMBER ID: 000002650902 MEMBER SINCE: 2019

Mrs Heidi Chavez  
17800 US Highway 18  
Apple Valley, CA 92307-1221

Email address: heidi.chavez@cahelp.org

### PAYMENT OPTIONS



Priority Code: A53-NTK3-AAACH

Check enclosed. Please make check out to ASCD.

Purchase Order No. 222696  
(To ensure proper processing and credit, please make sure your check or purchase order (PO) includes your member number and the priority code, and submit this form along with payment.)

Please charge my  VISA  M/C  AMERICAN EXPRESS  DISCOVER

Name: \_\_\_\_\_

Credit Card Number: \_\_\_\_\_

Expiration Date: \_\_\_\_/\_\_\_\_ Security Code: \_\_\_\_\_

Billing Address (if different from above) \_\_\_\_\_

Signature: \_\_\_\_\_

Credit Card Auto-Renewal. Save time and paper and guarantee that your membership is always up-to-date. By enrolling, you agree to allow ASCD to automatically charge future annual membership dues to your card up to 30 days prior to expiration of membership. This authorization will remain in effect until you notify ASCD. Charges will reflect current rates at the time of renewal.

# Create a Brighter Future with ASCD.

Your ASCD membership empowers you to achieve excellence in learning, teaching, and leading so that each child is healthy, safe, engaged, supported, and challenged. ASCD is here to support you in every way throughout your education career.

**Renew your membership today and experience all that ASCD has to offer.**

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ASCD offers the education community the most relevant and trusted content, publications, and resources regarding all levels of teaching, leadership, and personal and child development.

- **Educational Leadership® magazine:**  
Explore education trends and strategies in ASCD's award-winning flagship publication. (9 issues/year—\$80 value)
- **Books from award-winning, educational authors:**  
Premium and Select ASCD members receive books throughout the year.
- **Actionable strategies from trusted sources:**  
Explore proven approaches from your peers in the *ASCD Express* e-newsletter. (24 issues/year; 100+ archived issues)
- **ASCD Delivers member-only emails:**  
Receive on-topic, member-specific updates and more. (24 issues)

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Collaborative, on-demand videos illustrate effective, research-based teaching practices to help you bring school improvement ideas and strategies to life.

### **EVENTS:**

Discover proven and practical strategies, connect with both peers and experts, and reinvigorate your practice.

### **WEBINARS:**

Our webinar series brings top education experts to you. Timely and relevant topics include student engagement, technology, and instructional strategies.

### **SAVINGS\*:**

Receive competitive rates on home travel, life, and professional liability insurance; identity monitoring; and legal advice. Also discounts on ASCD products, events, home and office products, and more.

## Advance

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Become empowered to use your talents, passions, and interests to influence student learning and transform schools.

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## Share

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**[www.ascd.org/renew](http://www.ascd.org/renew) or call 1-800-933-ASCD (2723).**

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or 1-703-578-9600  
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Monday through Friday  
www.ascd.org

### Questions about your renewal?

Call us at: 1-800-933-ASCD (2723) or 1-703-578-9600 (Outside the USA)  
Email: member@ascd.org

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NOTICE DATE	PLEASE PAY BY
November 8, 2021	December 8, 2021
ASCD Member ID Number	MEMBER SINCE
000002650902	2019

L1-008145

Mrs Heidi Chavez  
17800 US Highway 18  
Apple Valley, CA 92307-1221



DESCRIPTION	PERIOD	AMOUNT	TOTAL
SELECT Membership	02/01/2022 - 01/31/2023	\$89.00	\$89.00
California Affiliate Dues (Optional)		\$49.00	\$49.00

**TOTAL AMOUNT DUE\*** \$89.00

When choosing the affiliate option, the total amount due is \$138.00.

\*Heidi, if this notice crossed in the mail with your payment, we thank you for renewing your membership.

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A portion of your dues is allocated to your subscription to Educational Leadership magazine. For Online-Only Memberships, ASCD newsletters, journals, and books will be delivered in electronic format (digital, online, or e-book). Book-eligible members now have the option to choose between two upcoming member books up to three times a year, in predetermined months.

Your membership could be subject to state and local taxes. Check with your local representative for more information.



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[www.ascd.org/renew](http://www.ascd.org/renew)



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MEMBER ID: 000002650902 MEMBER SINCE: 2019

Mrs Heidi Chavez  
17800 US Highway 18  
Apple Valley, CA 92307-1221

Email address: [heidi.chavez@cahelp.org](mailto:heidi.chavez@cahelp.org)

### PAYMENT OPTIONS



Priority Code: A53-NTK3-AACH

Check enclosed. Please make check out to ASCD.

Purchase Order No. \_\_\_\_\_  
(To ensure proper processing and credit, please make sure your check or purchase order (PO) includes your member number and the priority code, and submit this form along with payment.)

Please charge my  VISA  M/C  AMERICAN EXPRESS  DISCOVER

Name: \_\_\_\_\_

Credit Card Number: \_\_\_\_\_

Expiration Date: \_\_\_\_/\_\_\_\_ Security Code: \_\_\_\_\_

Billing Address (if different from above) \_\_\_\_\_

Signature: \_\_\_\_\_

Credit Card Auto-Renewal. Save time and paper and guarantee that your membership is always up-to-date. By enrolling, you agree to allow ASCD to automatically charge future annual membership dues to your card up to 30 days prior to expiration of membership. This authorization will remain in effect until you notify ASCD. Charges will reflect current rates at the time of renewal.

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Premium and Select ASCD members receive books throughout the year.
- **Actionable strategies from trusted sources:**  
Explore proven approaches from your peers in the *ASCD Express* e-newsletter. *(24 issues/year; 100+ archived issues)*
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**[www.ascd.org/renew](http://www.ascd.org/renew) or call 1-800-933-ASCD (2723).**

\*For U.S. members only. For more information, go to [www.ascd.org/benefits](http://www.ascd.org/benefits).  
Benefits are subject to change without notice.



Your registration is not yet complete. Please review your registration below and if everything is correct, click Next or Finish.

**Review Your Information Before Submitting**

**Kami Murphy** [\(Edit\)](#)

**Email Address:**  
kami.murphy@cahelp.org  
**CC Email Address:**  
jeni.galyean@cahelp.org

**Contact Phone:**  
760-955-3586

**Agency / Company:**  
CAHELP

**Title:**  
**Primary Affiliation:**  
K-12 Education

**Secondary Affiliation:**  
None  
**Secondary Affiliation - Other:**

**Areas of Emphasis:**  
School-wide  
**Areas of Emphasis - Other:**

**Levels of Emphasis:**  
Universal Prevention and Promotion  
**Levels of Emphasis - Other:**

**Populations of Emphasis:**  
6-21 (K-12 School Age)  
**Populations of Emphasis - Other:**

**Membership Type:**  
Agency Membership  
**Current Expiration Date:**  
February 1, 2022

**Mailing Address:**  
17800 Highway 18  
Apple Valley, California 92307  
USA

**Membership**

Agency Membership - 1 Year  
APBS Membership Purchase



[Registration Information](#)

[Item Selection](#)

[Summary](#)

[Payment](#)

This page displays your membership selections. Please click Finish to complete your purchase. If a payment is required, enter the information below. Fields and options marked with an asterisk are required to complete your membership purchase.

**Submit Payment**

**ORDERS**

**Kami Murphy**

**Membership**

Name	Price	Total
Agency Membership - 1 Year (12 Months of Membership)	\$175.00	\$175.00

Order Subtotal: \$175.00  
**Total: \$175.00**

**Payment Method**

Credit Card - Enter your information in the section below.

Check ?

Purchase Order ?

Enter your PO Number:

Pending

*OK to Pay*  
*PO# 222697*  
*Mad with 11362*

**APBS Membership Terms and Conditions**

I attest that I meet the criteria for the Membership Type that I have selected and understand that APBS Membership purchase is non refundable.

\* I agree to the Terms and Conditions



Your registration is not yet complete. Please review your registration below and if everything is correct, click Next or Finish.

**Review Your Information Before Submitting**

**Athena Vernon** [\(Edit\)](#)

**Email Address:**

athena.vernon@cahelp.org

**CC Email Address:**

jeni.galyean@cahelp.org

**Contact Phone:**

7609553586

**Agency / Company:**

CAHELP

**Title:**

**Primary Affiliation:**

K-12 Education

**Secondary Affiliation:**

None

**Secondary Affiliation - Other:**

**Areas of Emphasis:**

School-wide

**Areas of Emphasis - Other:**

**Levels of Emphasis:**

Universal Prevention and Promotion, Targeted, Individual-intensive, Training/Professional Development

**Levels of Emphasis - Other:**

**Populations of Emphasis:**

General/Broader Populations

**Populations of Emphasis - Other:**

**Mailing Address:**

17800 Hwy 18

Apple Valley, California 92307

USA

**Membership**

Agency Membership - 1 Year

APBS Membership Purchase



This page displays your membership selections. Please click Finish to complete your purchase. If a payment is required, enter the information below. Fields and options marked with an asterisk are required to complete your membership purchase.

**Submit Payment**

**ORDERS**

**Athena Vernon**

**Membership**

Name	Price	Total
Agency Membership - 1 Year (12 Months of Membership)	\$175.00	\$175.00

Order Subtotal: \$175.00  
**Total: \$175.00**

**Payment Method**

- Credit Card - Enter your information in the section below.
- Check ?
- Purchase Order ?

Enter your PO Number:  
 Pending

*OK to Pay*  
*PO # 222697*  
*Sarah Swett*  
*1/13/22*

**APBS Membership Terms and Conditions**

I attest that I meet the criteria for the Membership Type that I have selected and understand that APBS Membership purchase is non refundable.

\* I agree to the Terms and Conditions

**Health Care Compliance Association**

6462 City West Parkway  
 Eden Prairie, MN 55344  
 Phone: 888-580-8373  
 Fax: 952-988-0146  
 http://www.hcca-info.org

# INVOICE

**Please Return Bottom  
 Portion With Payment**

Invoice #	Payee #	Invoice Date	PO#	Notice Date	Due Date	Balance Due
3274196	219629 (I )	01/27/2022		1/27/2022	05/01/2022	\$325.00

Bill to:  
 Veronica Hay  
 CA Help  
 17800 Highway 18  
 Apple Valley, CA 92307  
 United States

Ship to:  
 Veronica Hay  
 CA Help  
 17800 Highway 18  
 Apple Valley, CA 92307  
 United States

(760) 946-5020

Item Description	QTY	Rate	Total
HCCA - Individual Dues	1	\$325.00	\$325.00

**Total Invoice \$325.00**

**Payments \$0.00**

**Balance Due \$325.00**

*Please detach and return*

invoice #	Payee #	Invoice Date	Terms	Notice Date	Due Date	Balance Due
3274196	219629 (I )	01/27/2022	By Due Date	1/27/2022	05/01/2022	\$325.00

**Payment:  Check  AMEX  MC  VISA  DISC**

Name As Appears On Credit Card		Check/Credit Card Number		Exp (mm/yy)
Billing Address		Zip Code	Amt. Paid	Pmt. Date
				<i>Signature (credit card only)</i>

## 8.1 Legislative Updates

Verbal report, no materials

[Click Here for COVID-19 Related Resources](#)

## FISCAL REPORT

*PUBLIC EDUCATION'S POINT OF REFERENCE FOR MAKING EDUCATED DECISIONS*

### Potential Changes Coming for Special Education Funding



[BY ANJANETTE PELLETIER](#)

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posted February 7, 2022

With the release of Governor Gavin Newsom's State Budget proposal and trailer bill language, upcoming changes impacting special education are on the horizon. Special education funding via Assembly Bill (AB) 602 is projected to be approximately \$820 per average daily attendance, inclusive of the cost-of-living adjustments. While local educational agencies (LEAs) have benefited from multiple years of increased special education funding, state and federal special education revenues continue to be inadequate. Changes in the calculation of special education funds will have impacts in transparency and potential allocation at the Special Education Local Plan Area (SELPA) level. The State Budget would change the calculation for special education funds to include an LEA level accounting of the funds generated for the AB 602 entitlement, which will allow LEAs to clearly understand their revenue generation. This change will provide an opportunity for SELPAs and LEAs to review and evaluate local budget allocation plans and agreements about the use of AB 602 special education funding to meet local priorities and needs as determined by the local governance council.

Mental and behavioral health have been hot topics prior to and as we grapple with the impact of the pandemic. The Budget includes language to shift state and federal funding for Educationally Related Mental Health Services (ERMHS) directly to LEAs, bypassing the SELPA as an intermediary. This shift may have impact to students, LEAs, and SELPAs depending on the current method of service provision in the region. LEAs already utilizing these funds to provide ERMHS directly to their students may have an easier transition. In areas where ERMHS are provided or facilitated via local and regional consortia or SELPAs, there may be substantial need for transition planning for students, issues related to program transfer, and need to consider the overlap of fiscal and human resources procedures mandated by the Education Code.

As LEAs and SELPAs navigate issues facing special education students and programs, there is a need to be strategic about changes, proposals, and responses that meet the needs of students with disabilities. California continues to experience student enrollment declines and increasing special education eligibility, COVID-19 learning impact continues for students, staff and systems, and use of COVID-19-related funding will affect maintenance of effort locally. Compliance demands, potential filings for compensatory education due to COVID-19, and systemic staffing shortages will pose additional challenges for LEAs.

School Services of California Inc.'s upcoming ["Special Education: Both Sides of the Equation"](#) webinar series

will assist special education program and fiscal staff to stay up-to-date on funding changes. Join us March 1 and 3 for this interactive opportunity to gather information, tools and tips for effective program management, and guidance on ways to improve outcomes for students with disabilities.

# Special Education: Mental Health Services (State)

## 1 | Where we are now

Currently received \$7.1 Million

- Residential Mental Health Services
  - Derek Hale and Kathleen Lewis
  - Residential assessments, IEPs and Monitoring
- Remaining Funds - MOU
  - To DMCC - serving students with ERMHS services
  - Match DBH contract

## 2 | Beginning 2022-2023

Funding to go directly to LEAs July 1, 2022

- LEAs will need to hire their own employees or contract for services
- Impact to small districts will be significant if they get a residential student or have high needs student move in
- Could fall under Program Transfer and CAHELP will need to send out March 15 notifications to staff

## 3 | Moving Forward

Currently have allocation plan

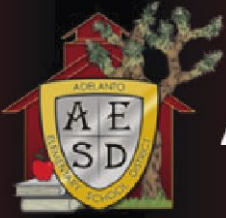
- Will need to amend/update the plan

Options:

- Develop MOU for funding to pass through to SELPA with no changes in services
- LEAs can sub-contract with SELPA for services and LEA will be invoiced



8.4 SELPA Membership Rates  
Verbal report, no materials



# Adelanto *Elementary School District*

**SUPERINTENDENT**  
Kennon Mitchell, Ph.D

**BOARD OF TRUSTEES**  
Christine Turner, President  
La Shawn Love-French, Clerk  
Christina Bentz, Member  
Holly Eckes, Member  
Ammie Hines, Member

Special Education Department  
June 28, 2021

**MEMO: Take Back of Language/Speech students for the 2022-2033 School Year.**

From: Michael E. Baird, Director of Special Education, AESD  
TO: Richard Frederick, Area Administrator San Bernardino County Superintendent of Schools

Mr. Frederick:

Please be informed that Adelanto Elementary School District will be assuming direct responsibility for (AESD) students in the Moderate/Severe Program that are served By San Bernardino County Office of Education as of July 1, 2022. At present AESD is embarking on a process of rebuilding the speech/language program and is soliciting the necessary assistance in the form of qualified personnel, modern equipment, appropriate assistive technology and appropriate space for classroom. Adelanto would continue referring students (in the Moderate/Severe) to SBCSS Language/Speech Services during school year 2021=2022. Representative from AESD will schedule a meeting with SBCSS to set up a smooth transition process during the month of April 2022.

Thank you.

**Desert/Mountain SELPA  
Due Process Summary  
July 1, 2021 - February 25, 2022**

DISTRICT													CASE ACTIVITY FOR CURRENT YEAR					Filed on Parent
	11/12	12/13	13/14	14/15	15/16	16/17	17/18	18/19	19/20	20/21	21-22	Total	D /W	Resolution	Mediation	Settled	Hearing	
Adelanto SD	0	3	6	5.5	2.5	5	3	3.5	3	3.5	1	36	0	1	0	0	0	0
Apple Valley USD	0	0	2	1	1.5	1.5	0	3.5	10	5	1	25.5	1	0	0	0	0	0
Baker USD	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Barstow USD	0	0	0	0	1	3.5	0	2	0	1	0	7.5	0	0	0	0	0	0
Bear Valley USD	1	0	0	0	0	1	2	0	0	1	1	6	0	0	0	1	0	0
Helendale SD	0	0	0	0	0	0	1	0	0	0	0	1	0	0	0	0	0	0
Hesperia USD	5.5	4	3	5	7.5	7	6	7	17.5	7	8	77.5	1	1	3	3	0	0
Lucerne Valley USD	0	1	2	1	1	2	0	1.5	0	0	0	8.5	0	0	0	0	0	0
Needles USD	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Oro Grande SD	0	0	0	0	0	0	0	0	2	0	1	3	0	0	0	1	0	0
Silver Valley USD	1	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0
Snowline USD	2	1	1	5	4.5	6.5	2	8.5	7	2	1	40.5	0	0	0	1	0	0
Trona USD	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Victor Elementary SD	1	1	4.33	3.33	1.83	2.5	6.5	0	7	1	4	32.49	0	1	0	3	0	0
Victor Valley Union High SD	2	4	3.33	4.3	7.83	4	4	8.5	6.5	10	4	58.46	0	0	1	3	0	0
Academy for Academic Excellenc	0	0	4	2	0	1	2	1	1	1	0	12	0	0	0	0	0	0
CA Charter Academy	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Desert/Mountain OPS	0.5	1	1.33	0.83	4.33	3	1.5	3	2	1	0	18.49	0	0	0	0	0	0
Excelsior Education Center	0	0	0	0	0	0	0	0.5	2	0	0	2.5	0	0	0	0	0	0
Health Sciences HS & MS	0	0	0	0	0	0	0	1	1	0	0	2	0	0	0	0	0	0
<b>SELPA-WIDE TOTALS</b>	<b>13</b>	<b>15</b>	<b>26.99</b>	<b>27.96</b>	<b>31.99</b>	<b>37</b>	<b>28</b>	<b>40</b>	<b>59</b>	<b>32.5</b>	<b>21</b>	<b>332.44</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>12</b>	<b>0</b>	<b>0</b>

Districts showing a value of .50 above indicates that the district is a co-respondent with another district.

\*Number accounts for High Tech High but has exited from CAHELP. Actual count for 2019-20 is 67.

Desert/Mountain SELPA  
 Due Process Activity Summary  
 July 1, 2021–February 25, 2022

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Due Process Hearing	Status
1. VUHSD Case No. 2021070206	LEA filed on parent for permission to assess, pursuant to assessment plan of 3-19-21	7/7/2021	7/26/2021		<del>08/03–05/21</del> 9/21-23/21	Filing was necessary because the parent filing of 10/20 was withdrawn and left with open IEP's and lack of student attendance. 7/26/21 Continuance granted for parent to obtain attorney. 9/21/21 - Parent unrepresented at hearing; did not present his case. Written closing statement submitted. Awaiting judgement. 10/21/21 - Ruling-permission to assess. <b>CLOSED</b>
2. Victor Elem SD Case No. 2021070710	Failure to provide FAPE 1. Program 2. Speech/Lang. 3. Appropriate Assessment	7/21/2021	8/6/2021	<del>9/7/2021</del>	<del>9/14-16/21</del>	<b>Mediation - Settlement Agreement</b> 1. IEE - (Sp & Lang and Psycho ed). 2. SP & Lang (2W x 20 min) individual therapy added to IEP. 3. Comp Ed (academic, SP/Lang, OT contingent on results) 4. 1:1 until assessments completed not stay put. <b>Settlement Agreement</b> <b>CLOSED</b>

Desert/Mountain SELPA  
 Due Process Activity Summary  
 July 1, 2021–February 25, 2022

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Due Process Hearing	Status
3. Hesperia USD Case No. 2021070965	Failure to provide FAPE 1. Communication 2. Academics 3. Behavioral management	7/29/2021	8/5/2021		<del>9/21-23/21</del>	<b>Full execution of settlement agreement on 8/11/2021 -</b> 1. Conduct Assessments: Supplemental Speech and Central Auditory Processing. 2. 1:1 instructional assistance through 12/17/2021 until TISA is reviewed. 3. Amend IEP: Speech 4M/30 min group and 4M/30 min individual. 4. Comp Ed (Speech and Lang). 5. Reimburse parents for intensive reading services. <b>Settlement Agreement CLOSED</b>
4. Hesperia USD Case No. 2021080484	Denial of FAPE 1. Student not making progress 2. Failed to provide appropriate program	8/17/2021	8/30/2021	10/19/2021	<del>10/12-10/14, 2021</del> 11/30- 12/02/2021	Resolution Negotiations in Progress. 9/23/21 IEP held to address EL needs, DMCC, SAI class. Settlement agreement: IEP EL updated goals, Sylvan comp ed. <b>CLOSED</b>
5. Apple Valley USD Case No. 2021090257	AVUSD filed to defend placement	9/9/2021				Parent moved and withdrew complaint. <b>CLOSED</b>

Desert/Mountain SELPA  
 Due Process Activity Summary  
 July 1, 2021–February 25, 2022

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Due Process Hearing	Status
6. Hesperia USD Case No. 2021090391	1. Failure to Implement 2. Unilaterally modified IEP & placement to home	9/10/2021	9/21/2021		<del>11/09-11/21</del> 12/14-16/2021	Neither parent nor counsel could elaborate on what assessments they were seeking. 10/26/21 - Opposing counsel not responsive, student graduated with diploma age 19. 11/21/21 - no movement. 12/10/21 - Case withdrawn by parent when OAH denied continuance. <b>CLOSED</b>
7. Oro Grande Case No. 2021090564	Denial of FAPE 1. Failure to implement. 2. Lack of progress 3. Lack of access to remote learning 4. Impeded parental participation 5. Anxiety related to bullying unaddressed	9/20/2021	10/13/2021	12/3/2021	<del>11/16-18/2021</del> 1/19-20/2022	9/28/21 - Opposing attorney seeking to extend 2 yr. statute; seeking "dialectical therapy" and other. 10/21 Mediation scheduled. 12/02/21 - Settlement agreement consent to IEP, comp. ed. Withdrawn from Riverside Prep Charter. <b>CLOSED</b>
8. VESD Case No. 2021100026	Denial of FAPE 1. Failure to conduct comprehensive psycho educational assessment. 2. Indadequate LAS service 3. Failure to provide SAI, LAS, insufficient reading, writing and math goals	10/1/2021	<del>10/06/2021</del> 10/18/2021		11/23-24/2021	10/22/21 - Settlement agreement completed, IEE. <b>CLOSED</b>

Desert/Mountain SELPA  
 Due Process Activity Summary  
 July 1, 2021–February 25, 2022

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Due Process Hearing	Status
9. VUHSD 2021100113	Denial of FAPE 1. Academics 2. Social-Emotional and behavioral	10/5/2021	10/13/2021		11/30-12/02/2021	10/20/21 - Settlement agreement for comped IEE, increased ERMHS in IEP. <b>CLOSED</b>
10. HUSD 2021100364	Child Find	10/13/2021	10/27/2021	3/11/2022	<del>12/21-23-2021</del> 4/26-28/2022	10/13/21 - Address verification challenged. 11/21- discovery investigation found student not in district. Disenrolled as a term of expulsion decision. Due Process still open. 12/21 - Awaiting AVUSD assessment.
11. HUSD 2021100499	Denial of FAPE 1. Independent Study 2. Lack of Services and SAI	10/19/2021	10/26/2021		12/14-16/2021	10/26/21 - Offer made: negotiations continue. 11/3/21- Settlement agreement: Provision of Instructional Assistance while on Independent Study. <b>CLOSED</b>

Desert/Mountain SELPA  
 Due Process Activity Summary  
 July 1, 2021–February 25, 2022

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Due Process Hearing	Status
12. VESD 2021100682	Denial of FAPE 1. Program failure 2. Lack of progress 3. School closure	10/19/2021	11/2/2021		12/14-16/2021	11/15/21 Settlement agreement: Return to in-person with 1:1 aide until further assessment. <b>CLOSED</b>
13. BVUSD/SBCSS 2021100692	Denial of FAPE 1. Failure to assess a. Behavior b. OT c. APE d. AT e. Psycho-ed 2. Material Implementation 3. Placement, LRE 4. Goals not data driven 5. Procedural violations	10/26/2021	11/4/2021		12/21-23/2021	Settlement 11/30/21: PT, IEE, 1:1 aide, comp ed. <b>CLOSED</b>
14. SJUSD Case No. 2021	Denial of FAPE 1. MD Determination 2. Failure to provide ERMHS 3. Failure to conduct Triennial. 4. Failure to provide 1:1 aide 5. Predetermined placement 6. Assessment timelines violated	10/29/2021	<del>11/5/2021</del> 11/4/2021	<del>11/16/2021</del> Expedited Withdrawn	11/30 - 12/2/2021 expedited 12/26 - 28/2021	10/29/21 - Expedited 11/18/21- Withdrawn 11/19/21- Settlement agreement: placement, behavior support. <b>CLOSED</b>



Desert/Mountain SELPA  
 Due Process Activity Summary  
 July 1, 2021–February 25, 2022

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Due Process Hearing	Status
15. HUSD 2021110034	Child Find	11/1/2021	11/29/2021	2/22/2022	<del>1/4-6/2022</del> 4/5-7/2022	11/2/21 Assessment begun. Awaiting results. 12/21 -Mediation scheduled to be held post assessment -agreement to await IEE. 1/25/2022 - IEP with IEE to be held after this date.
16. HUSD 2021110032	Denial of FAPE: 1. More restrictive placement 2. Comprehensive Assessment 3. Lack of Educational Benefit 4. Goals not reasonably calculated	11/1/2021	11/29/2021	2/15/2022	<del>12/28-30/2021</del> 3/29-30/2022	11/2/21 Seeking reimbursement for private school placement; parent to visit HUSD class; seeking prospective placement, IEE. 12/21 - Agreement to await IEE.
17. VVUHSD 2021118403	Denial of FAPE: 1. Inadequate speech services 2. Deficient academic goals	11/12/2021	12/6/2021		1/4-6/2022	12/7/21 - Settlement agreement SPL increase in IEP, comp. ed. <b>CLOSED</b>

Desert/Mountain SELPA  
 Due Process Activity Summary  
 July 1, 2021–February 25, 2022

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Due Process Hearing	Status
18. VESD 2022010453	Denial of FAPE: Failure to provide an appropriate educational program. 1. Academics 2. Fine Motor 3. Behavior 4. Communication	1/18/2022	2/1/2022		3/8-10/2022	
19. HUSD 202201449	Denial of FAPE: 1. Unilaterally modifying IEP 2. Program location to home 3. Altered service delivery	1/18/2022	1/31/2022		3/08-10/2022	This is the second filing of this nature by a graduated student seeking COVID 19 compensation.
20. VVUHSD 2022010560	Denial of FAPE: 1. Failure to assess fully 2. Failure to consider communication needs 3. Failure to adhere to IEP Timelines 4. Failure to seek parent input 5. Failure to assess student progress 6. Failure to include transition goals 7. Other substantive and procedural claims	1/20/2022	Waived	Expedited 2/3/2022	Expedited 2/15-17/2022  Regular 3/08-10/2022	

Desert/Mountain SELPA  
 Due Process Activity Summary  
 July 1, 2021–February 25, 2022

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Due Process Hearing	Status
21. AESD 2022010641	Denial of FAPE: 1. Failure to implement 2. Lack of progress 3. Failure to communicate emergency behaviors 4. Unilaterally changing placement without parent consent	1/24/2022	2/8/2022		3/22-24/2022	
22. HUSD						
23. HUSD						
23. HUSD						

Desert /Mountain SELPA  
Legal Expense Summary  
As Reported at Steering February 25, 2022

2000-2001	\$39,301.51
2001-2002	\$97,094.90
2002-2003	\$37,695.13
2003-2004	\$100,013.02
2004-2005	\$136,514.09
2005-2006	\$191,605.08
2006-2007	\$140,793.00
2007-2008	\$171,614.04
2008-2009	\$263,390.71
2009-2010	\$114,076.96
2010-2011	\$293,578.50
2011-2012	\$567,958.10
2012-2013	\$321,646.04
2013-2014	\$250,372.65
2014-2015	\$297,277.76
2015-2016	\$204,756.26
2016-2017	\$233,130.03
2017-2018	\$247,459.52
2018-2019	\$314,479.71
2019-2020	\$475,930.79
2020-2021	\$354,582.16
2021-2022	\$138,261.81

**Desert/Mountain Charter SELPA  
Due Process Summary  
July 1, 2021 - February 24, 2022**

D = Complaint Dismissed    W = Complaint Withdrawn

DISTRICT										CASE ACTIVITY FOR CURRENT YEAR						
	14/15	15/16	16/17	17/18	18/19	19/20	20/21	21/22	Total	D/W	Resolution	Mediation	Settled	Hearing	Filed on Parent	
Allegiance STEAM Acad - Thrive	N/A	N/A	N/A	N/A	0	0	0	0	0	0	0	0	0	0	0	
Aveson Global Leadership Acad	N/A	2	1	5	1.5	0	0	3	12.5	0	0	0	2	0	1	
Aveson School of Leaders	N/A	0	3	1	1.5	0	0	5	10.5	0	0	1	4	0	0	
Ballington Acad for Arts & Sci	N/A	N/A	N/A	0	2	0	0	0	2	0	0	0	0	0	0	
Desert Trails Prep Academy	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Elite Academic Acad - Lucerne	N/A	N/A	N/A	N/A	0	0	4	0	4	0	0	0	0	0	0	
Encore Junior/Senior High School	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Julia Lee Performing Arts Acad	N/A	N/A	N/A	N/A	0	0	0	0	0	0	0	0	0	0	0	
LaVerne Elem Preparatory	0	0	0	0	0.5	0	0	0	0.5	0	0	0	0	0	0	
Leonardo da Vinci Health Sci	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Odyssey Charter School (Altadena)	N/A	0	0	0	0	0	0	3	3	0	0	0	1	1	1	
Odyssey Charter School -South (Pasadena)	N/A	N/A	N/A	N/A	0	0	0	0	0	0	0	0	0	0	0	
Pasadena Rosebud Academy	N/A	N/A	N/A	N/A	1	0	0	0	1	0	0	0	0	0	0	
Pathways to College	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Taylion High Desert Academy	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Virtual Prep Academy at Lucerne	N/A	N/A	N/A	N/A	N/A	N/A	0	0	0	0	0	0	0	0	0	
<b>SELPA-WIDE TOTALS</b>	<b>0</b>	<b>2</b>	<b>4</b>	<b>6</b>	<b>6.5</b>	<b>0</b>	<b>4</b>	<b>11</b>	<b>33.5</b>		<b>0</b>	<b>0</b>	<b>1</b>	<b>7</b>	<b>1</b>	<b>2</b>

Desert/Mountain Charter SELPA  
 Due Process Activity Summary  
 July 1, 2021–February 24, 2022

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Due Process Hearing	Status
1. Odyssey Charter Case No. 2021070313	Child Find and Denial of FAPE: 1. Failed to appropriately assess in all areas of suspected need (AT, OT) 2. Failure to qualify for SPED 3. Lack of parental participation 4. Substantively deny FAPE	7/19/21	7/28/21		<del>9/14</del> – <del>9/16/2021</del>	Effective upon full execution of the settlement agreement on 8/23/2021: Reimburse Parents for educational and counseling expenses. <b>Settlement Agreement CLOSED</b>
2. Aveson Case No. 2021080796	Denial of FAPE: 1. Failure to provide appropriate program and adequate support. 2. Denial of parental participation. 3. Lack of educational benefit	8/25/2021	9/9/2021	11/19/2021	<del>10/19</del> – <del>10/21/2021</del> 1/25-27/2021	Parent unrepresented at Resolution. No settlement. 10/2021 - mediation scheduled 12/2021 - Statutory offer made and refused. 01/18/22 - Settlement agreement reached. <b>CLOSED</b>
3. Aveson Case No. 2021090088	Denial of FAPE: 1. Failure to assess in all areas of suspected need / TRI 2. Failure to provide appropriate program and adequate support 3. Inappropriate placement and services 4. Failure to offer a BIP	9/2/2021	<del>9/14/2021</del> 9/20/2021		10/26-27/2021	Parent seeking private school placement and reimbursement for unilateral placement. No settlement. 10/19/21 - settlement agreement, partial placement. <b>CLOSED</b>

Desert/Mountain Charter SELPA  
 Due Process Activity Summary  
 July 1, 2021–February 24, 2022

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Due Process Hearing	Status
4. Aveson Case No. 2021090785  Aveson cross filed Case No. 2021100682	Child Find and Denial of FAPE: 1. Impeded participation 2. Assessment not thorough 3. Lack of Ed benefit 4. Discrimination  1. Defend assessment 2. Defend IEP of 4/12/2021	9/23/2021          10/25/2021	10/5/2021          Not required	12/2/2021          12/2/2021	11/16-18/2021          2/01-3/2022	No settlement, expecting to go to mediation. 10/25/21 - Aveson filed to defend. Mediation scheduled. 12/02/21 - Settled with greatly reduced provisions. <b>CLOSED</b>
5. Aveson Case No. 2021100051	Denial of FAPE: 1. Inadequate assessments, PLOPS/goals, services program and placement. 2. Failed to implement IEP during distance learning. 3. Failed to provide prior written notice 4. Unclear offer of FAPE. 5. Predetermination 4. Impede parent participation	10/1/2021	<del>10/7/2021</del> 10/28/21		11/23-24/2021	11/10/21 Settlement agreement Private school reimbursement. Charter withdrawal. <b>CLOSED</b>

Desert/Mountain Charter SELPA  
 Due Process Activity Summary  
 July 1, 2021–February 24, 2022

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Due Process Hearing	Status
6. Odyssey 20220100223	Expedited: Odyssey filed on parent for change of placement for safety. Regular: To implement IEP in full	1/7/2022	Not Required	Expedited 1/20/22	Expedited 2/2-3/2022  Regular 3/29-31/2022	1/20/2022 - Parent refused change of placement. Prefers to go to hearing.



Desert /Mountain Charter SELPA  
Legal Expense Summary  
As Reported at Steering February 24, 2022

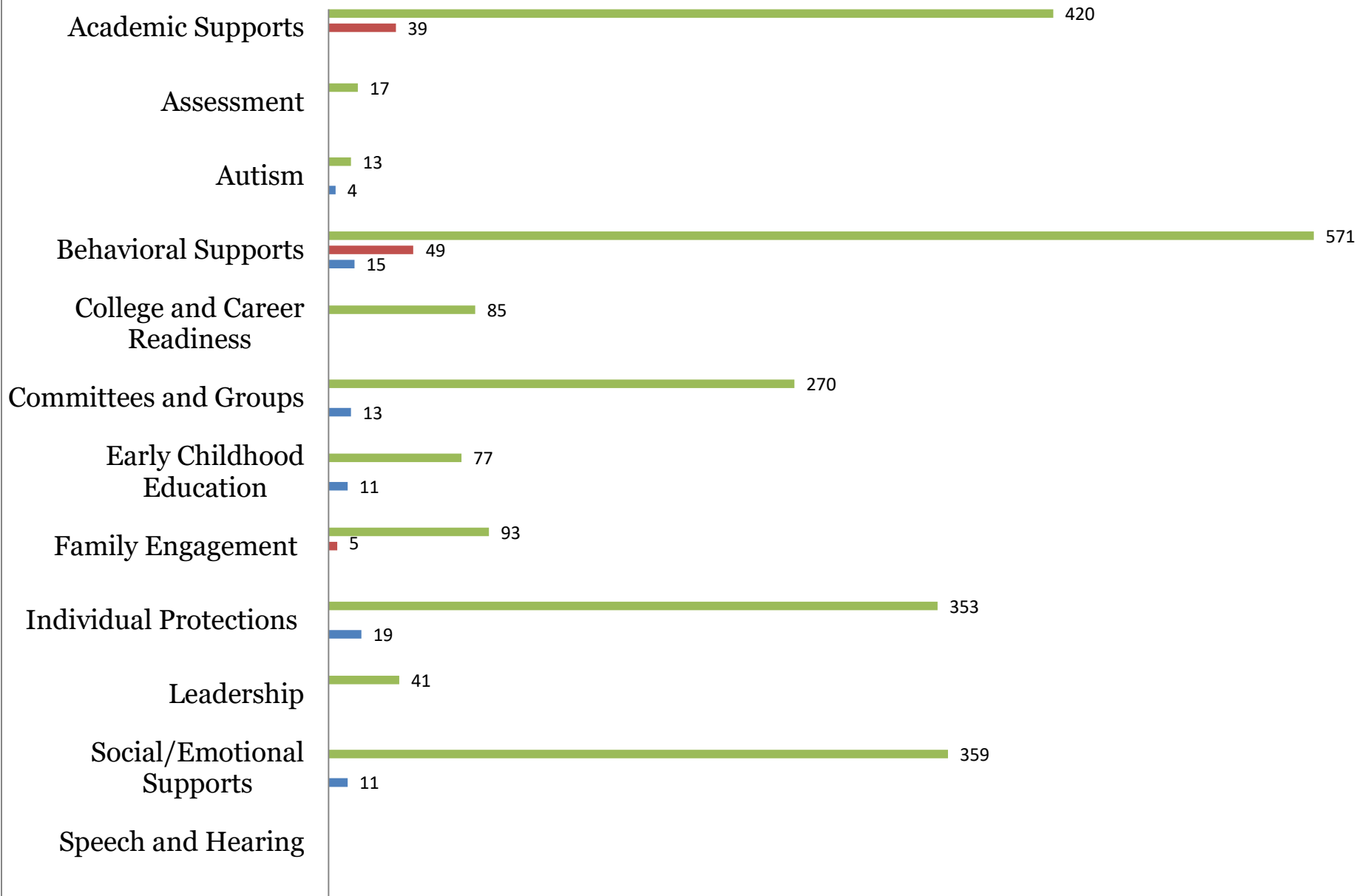
2000-2001	0.00
2001-2002	0.00
2002-2003	0.00
2003-2004	0.00
2004-2005	0.00
2005-2006	0.00
2006-2007	0.00
2007-2008	0.00
2008-2009	0.00
2009-2010	0.00
2010-2011	0.00
2011-2012	0.00
2012-2013	0.00
2013-2014	0.00
2014-2015	0.00
2015-2016	7,378.00
2016-2017	33,886.61
2017-2018	70,994.67
2018-2019	113,834.81
2019-2020	58,033.90
2020-2021	43,640.20
2021-2022	107,017.49

# D/M SELPA PROFESSIONAL LEARNING PARTICIPATION SUMMARY

JANUARY 2022 - 166 PARTICIPANTS

2,299 YEAR-TO-DATE PARTICIPANTS

■ Total Participants YTD by Content Area



# D/M CHARTER SELPA PROFESSIONAL LEARNING PARTICIPATION SUMMARY

JANUARY 2022- 10 PARTICIPANTS

194 YEAR-TO-DATE PARTICIPANTS

■ Total Participants YTD by Content Area ■ On-Site Trainings ■ Regional Trainings

