

DEMING PUBLIC SCHOOLS TRANSITION TEAM MEMORANDUM OF UNDERSTANDING

Among these Partners:

Deming Public Schools

Amplified Therapy

HELP NM, Inc.

New Mexico School for the Deaf

New Mexico School for the Blind and Visually Impaired

Central Region Educational Cooperative (Representing NMPED C to B Transition)

The above listed agencies are collectively described as the
“Deming Preschool Transition Team” (DPTT)

July 1, 2021 – June 30, 2024

DEFINITION OF ACRONYMS Found in this DOCUMENT

CYFD – Children Youth and Families Division

DPS – Deming Public Schools

DPTT –Deming Preschool Transition Team

ECECD – Early Childhood Education and Care Department

EDT – Eligibility Determination Team

EI – Early Intervention

EHS – Early HELP-NM

FIT – Family, Infants and Toddlers

FSC – FIT Family Service Coordinator

IDEA – Individuals with Disabilities Education Act

IEP – Individual Education Program

IFSP – Individual Family Service Plan

LEA – Local Education Agency

NM TEAM – New Mexico Technical Evaluation and Assessment Manual

NMAC – New Mexico Administrative Code

NMSBVI – New Mexico School for the Blind and Visually Impaired

NMSD – New Mexico School for the Deaf

SEA – State Education Agency

Vision:

The Deming Preschool Transition Team (DPTT) will provide smooth, effective and timely transitions that support children and families through community and family partnerships to ensure continuity of services in order to facilitate children achieving their potential.

The DPTT adheres to the following values:

- We value the development of advocacy skills in parents.
- We value the parental involvement before, during and after transition.
- We believe that the needs of the children and family are primary.
- We value the cultural diversity of all children and families.
- We believe that parents should be provided the opportunity to make informed choices.
- We believe that all children should be educated in their least restrictive environment.

I. PURPOSE

The purpose of this agreement is to facilitate the integration and coordination of services to children with special needs ages 3 to 5 in order to create a service system flexible enough to meet the needs of children within the available resources. The intent of the Deming Preschool Transition Team is to integrate the activities of education and developmental services to provide a continuum of services, which will meet the needs of all children with disabilities or those at risk for developmental delays. The team also wishes to provide empowerment and support to address families' needs to make informed decisions as their child transitions from one service system to another in accordance with State and Federal regulations.

II. DESCRIPTION OF THE INVOLVED AGENCIES

Amplified Therapy, Inc. (ATI): Local Early Intervention Provider that serves children ages birth through three and their families who are determined eligible under services for Early Intervention - **Family Infants and Toddlers (FIT)**.

Contact: Tanner Allsup (Director) t.allsup@amplifiedtherapy.com; 901 S. Gold, Deming, NM 88030;

Deming Public Schools (DPS): Is the Local Education Agency (LEA) that serves children who are determined eligible for service system to another in accordance with State and Federal regulations.

Contacts:

Andrew Wyman 575-546-0427; 310 W. Elm, Deming, New Mexico 88030; andrew.wyman@demingps.org

Renee Heacox Winborn 575-544-7470 renee.heacoxwinborn@demingps.org

Renee Hethcox 575-694-4824 renee.hethcox@demingps.org

Amber Swinney 575-543-1014 amber.swinney@demingps.org

HELP NM, Inc.: **HELP NM, Inc** is an early childhood educational program, that includes Head Start and New Mexico Pre-K. Help NM provides comprehensive services to expectant mothers and children from birth to 5 years-old and their families. The Head Start enrollees need to be determined eligible under Head Start criteria. For New Mexico Pre-K funded children who are age eligible by August 31st there are no income restrictions; therefore, children are enrolled on a first come first served basis.

It is mandated that our program make 10% of enrollment opportunities available to children with disabilities and actively recruit children with disabilities. Therefore, the process of outreach and recruitment is ongoing throughout the program year in order to meet the enrollment requirements.

Contact: Crystal Pena 575-546-7414; 310 Olive St, Deming New Mexico, 88030; crystal.pena@helpnm.com

Iria Colon [281-408-9577](tel:281-408-9577); [505 S. Main; Las Cruces, NM; iria.colon@helpnm.com](mailto:iria.colon@helpnm.com)

New Mexico School for the Deaf (NMSD): Provides for the unique needs of children and students who are deaf/hard of hearing, their families, and professional partners by providing a comprehensive array of school and statewide programs.

Contact: [Bert Goldblatt; 505-690-9233; bgoldblatt@nmsd.k12.nm.us](mailto:Bert_Goldblatt@nmsd.k12.nm.us)

New Mexico School for the Blind and Visually Impaired (NMSBVI): Infant Toddler Program serves children that have been determined eligible under IDEA Part C who are blind or visually impaired between the age birth to three and their families. Contact: Rita Garcia ritagarcia@nmsbvi.k12.nm.us

NM PED C to B Transition Coach: Central Region Educational Cooperative (CREC)

Contact: Cynthia Gomez; 575-496-5816; cgomez@crecnm.org

III. REQUIREMENTS IMPACTING THIS AGREEMENT

Guidance for this document is DPTT taken from the following sources:

New Mexico Administrative Code (NMAC)

Individuals with Disabilities Education Act (IDEA) / Code of Federal Regulation, Ch. 34, (34CFR)

New Mexico Technical Evaluation and Assessment Manual (NM TEAM)

New Mexico Guidance: Children transitioning from IDEA part C to IDEA part B

IV. WORKING PROCEDURES AND TIMELINES

This document will describe what action is to be taken and which agency is responsible. Timelines are also defined for completion of the actions. Each participating agency will receive a copy of the agreement.

V. MONITORING AND EVALUATION OF THE MEMO of UNDERSTANDING (MOU)

The participating agencies have clearly identified their responsibilities and the timelines. The Transition team will meet at least biannually to review the effectiveness of the MOU and make any needed changes. Criteria for evaluation will include agency satisfaction, parent satisfaction and meeting the required regulations. This MOU is valid for three years from July 1st to June 30th. In the future, renewal will occur at the spring meeting when signatures are obtained.

V. INTERAGENCY DISPUTE PROCESS

Should there be disagreement between agencies, those agencies will meet to discuss resolution. If resolution is not reached, then the Preschool Network Representative will be contacted to mediate and assist in resolution. Critical elements should be resolved in less than 14 working days. Less important elements can be resolved at the biannual meetings.

VI. DURATION

This agreement is valid for three years from July 1st. to June 30th. It will be reviewed biannually with changes to be made as needed.

VII. RESPONSIBILITIES IN TRANSITION PROCESS (Sections A –I)

A. NOTIFICATION

Families Infant and Toddlers (FIT) providers must notify the Local Education Agency (LEA) of children who reside in the LEA's educational jurisdiction and who are potentially eligible for Part B Services. "Potentially eligible" refers to those children eligible under the Part C's developmentally delayed category. The list should include children who will turn three within the next 12 months.

NMAC 7.30.8.13 TRANSITION

A. In a timely manner, the early intervention provider shall notify the local education agency of children that reside in the geographic area served by the LEA that may be eligible for preschool special education services.

NMAC 6.31.2.11 (A) (4) (a) Each LEA shall survey Part C programs within its educational jurisdiction in its child find efforts to identify children who will be eligible to enter the LEA's Part B preschool program in future years.

FIT PROVIDER	LEA	HELP NM, Inc./HEADSTART	OTHER
<ul style="list-style-type: none"> The FIT Provider Family Service Coordinator (FSC) will provide at least quarterly written notifications to Deming Public Schools (DPS) using agreed upon methods. Notification is due by 1/15 (for January, Feb., March, April), 4/15 (for April, May, June, July & August), 7/15 (for July, August, Sept. & October) and 10/15 (for October, November, December & January). Provide appropriate information as per state guidance and in alignment with HIPPA & FERPA requirements. FIT Provider FSC will provide the LEA a list of 	<ul style="list-style-type: none"> DPS Special Education Preschool Social worker (Renee Heacox-Winborn, renee.heacoxwinborn@demingps.org) will acknowledge receipt of quarterly lists by email. 	<ul style="list-style-type: none"> HELP NM Inc. Health Services Director will refer parents to DPS Child find activities, which includes providing written quarterly notifications to DPS using agreed upon methods with parent permission for children not enrolled in Part B or Part C. Provide appropriate information per state guidance aligning with HIPPA & FERPA requirements. Notification is due by 1/15, 4/15, 7/15 and 10/15. 	<ul style="list-style-type: none"> Other agencies will refer children suspected of having delays to the appropriate Part C or Part B agency for eligibility determination.

<p>children who may be potentially eligible for the upcoming school year. This information will be sent to DPS electronically or paper copy. Delivery will be made to Special Education Preschool Social Worker or SPED Director during summer months.</p> <ul style="list-style-type: none">• If a child is referred to FIT Provider FSC less than 45 days before their third birthday, with parent permission, an immediate referral will be made to DPS.			
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B. TRANSITION PLANNING

By 24 months of age, but at least 6 months prior to the child's third birthday the FSC meets with the family to identify and document the specific steps and actions that will support the child and family through the transition process. These individualized steps and actions are documented on the transition plan and are included in the Individual Family Service Plan (IFSP).

NMAC 7.30.8.13

- A.** Transition planning shall begin early enough to allow the parents to exercise all their rights under state and federal statutes and regulations. Transition planning must be undertaken for each child and family at least 6 months before the child is eligible to transition from early intervention services. Transition planning shall be a process involving meeting(s) and progressive steps toward the smooth and effective transitioning of each child and family.
- C.** Steps/actions shall be identified and included in the IFSP that support the child and family and ensure a smooth and effective transition. With involvement of the parents, such steps/actions shall include, at a minimum:
 - 1.** Discussions with the parents regarding future program/service options to include preschool special education services and other community services that may be available and appropriate; representatives from these programs and services shall be included in these discussions to ensure an informed decision;
 - 2.** Preparing the child and family for the changes and adjustments to a new setting;
 - 3.** With parental consent and in accordance with regulation, the transmission of information, including evaluation and assessment information and copies of IFSP's to ensure continuity of services.

FIT PROVIDER	LEA	HELP NM, Inc./HEADSTART	OTHER
<ul style="list-style-type: none"> • The FIT Provider FSC shall ensure that the family is fully aware of the array of services and program options available under Part B including home, daycare centers, HELP NM, Inc. programs, schools or community-based settings. • The FIT Provider FSC will also work with the family to make sure that their child's transition is as smooth as possible and 	<ul style="list-style-type: none"> • DPS will coordinate with the FIT provider and/or HELP-NM to facilitate visits by families to classrooms and/or learning about services provided by the District. 	<ul style="list-style-type: none"> • HELP NM, Inc. will coordinate with the FIT provider and/or DPS to facilitate visits by families to classrooms and/or learn about services available through DPS. • HELP NM, Inc. will coordinate joint training and/or presentations for staff and parents on identified transitions needs as appropriate. • HELP NM, Inc. will provide a brochure to the FIT 	<ul style="list-style-type: none"> • Private childcare providers will coordinate with HELP NM, Inc and/or DPS to facilitate visits by families to pre-school classrooms and/or learning about services available through DPS. • New Mexico School for the Deaf (NMSD) will provide a comprehensive overview of the transition process and provide information on services to families

<p>that they understand the difference in programs they may encounter. The FIT Provider FSC will make families aware of different options for services upon the child's 3rd birthday</p> <ul style="list-style-type: none"> • The FIT Provider FSC will submit a Transition Referral Form to the LEA at least 60 days prior to the Transition Conference, and if possible 6 months prior to the child's 3rd birthday. • Notification for children for whom the 90-day timeline cannot be met due to the child entering FIT program less than 90 days from their 3rd birthday will be made by transmission of the transition referral form. 		<p>Provider explaining services.</p>	<p>including eligibility and enrollment information.</p> <ul style="list-style-type: none"> • NMSD will support the family in acquiring a comprehensive and current evaluation including audiological prior to transition. • NMSBVI will provide information to parents/guardian of transitioning students who are blind or visually impaired regarding options for services. NMSBVI will support each family in acquiring a comprehensive and current evaluation including ophthalmological report, if necessary, prior to transition.
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C. REFERRAL TO LEA

The transition Referral Form should be sent at least 60 days prior to the Transition Conference, and if possible at least six months prior to the child’s third birthday. To support the use of Part C information in determining Part B eligibility, the FIT Transition Assessment Summary Form will be completed and sent to the LEA at least 30 days prior to the Transition Conference.

NMAC 7.30.8.13 TRANSITION

D. In a timely manner, the early intervention provider shall notify the local education agency of children that reside in the geographic area served by the LEA that may be eligible for preschool special education services.

NMAC 6.31.2.11 (A) (4) (a) Each LEA shall survey Part C programs within its educational jurisdiction in its child find efforts to identify children who will be eligible to enter the LEA’s Part B preschool program in future years.

FIT PROVIDER	LEA	HELP NM, Inc./HEADSTART	OTHER
<ul style="list-style-type: none"> • The FIT Provider FSC shall ensure that the family is fully aware of services and program options available under Part B. • The FIT Provider FSC will consider the parent’s needs for child care in the transition planning process. • With parent consent, the FIT Provider FSC will submit a Transition Referral Form for potentially eligible children to DPS at least 60 days prior to the Transition Conference and if possible 6 months prior to the child’s 3rd birthday. • With parent consent the FIT Provider FSC will 	<ul style="list-style-type: none"> • DPS will coordinate efforts with the FIT Provider and/or HELP NM, Inc. to support parents and family involvement in the transition planning process. • DPS will coordinate with the FIT provider and/or HELP NM, Inc. to facilitate parent visits to preschool classrooms and learn about services. 	<ul style="list-style-type: none"> • For children dually enrolled in Early Head Start (EHS) and the FIT program, HELP NM will assist with the referral as requested by the FSC • The HELP NM, Inc. Health Service Director will refer those children to DPS or The FIT Provider who demonstrate a need for evaluation. With parental consent, developmental screening, hearing and vision results will be included with the referral. • Children who are within 45 days of their 3rd birthday EHS will refer the families to Part B. 	<ul style="list-style-type: none"> • In the case of a child who is deaf or hard-of-hearing, and in accordance with ECECD procedures and with parent consent, contact the regional supervisors for NMSD for technical assistance to the transition team in discussing relevant considerations and the continuum of educational options. • NMSBVI will refer, with parent/guardian consent, to the local FIT early intervention providers or LEA when appropriate

<p>complete and submit the Transition Summary form to DPS at least 30 days prior to the Transition Conference.</p> <ul style="list-style-type: none">• In the case of a child with a documented visual or hearing impairment, the FIT Provider FSC will contact either NMSD or NMSBVI for technical assistance regarding the Transition Conference to discuss the continuum of educational options.• For parents who have refused Part B the FIT Provider FSC will follow up with Part B to notify them of parent's refusal and will document on FSC's notes and on IFSP.			
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D. PLANNING FOR TRANSITION CONFERENCE

At least 30 days prior to the Transition Conference, the FSC will coordinate a date with parents, FIT, LEA and community partners. A written invitation to the Transition Conference will be sent to the LEA and all parties. The FIT Transition Assessment Summary Form will be completed and sent to the LEA preschool Social Worker during the school year. Send to the SPED Director in summer months. The LEA will review materials they receive and determine who will attend the conference.

NMAC 7.30.8.13

- A.** Transition planning shall begin early enough to allow the parents to exercise all their rights under state and federal statutes and regulations. Transition planning must be undertaken for each child and family at least 6 months before the child is eligible to transition from early intervention services. Transition planning shall be a process involving meeting(s) and progressive steps toward the smooth and effective transitioning of each child and family.
- B.** In a timely manner, early intervention provider shall notify the local education agency of children that reside in the geographic area served by the LEA that may be eligible for preschool special education.
- C.** Steps/actions shall be identified and included in the IFSP that support the child and family and ensure a smooth and effective transition. With involvement of the parents, such steps/actions shall include, at a minimum:
 - 1. Discussions with the parents regarding future program/service options to include preschool special education services and other community services that may be available and appropriate; representatives from these programs and services shall be included in these discussions to ensure an informed decision;
 - 2. Preparing the child and family for the changes and adjustments to a new setting;
 - 3. With parental consent and in accordance with regulation, the transmission of information, including evaluation and assessment information and copies of IFPS to ensure continuity of services.
 - 4. Assisting parents/families to develop the skills and acquire the information needed for continued advocacy of their child's needs.

FIT PROVIDER	LEA	HELP NM, Inc./HEADSTART	OTHER
<ul style="list-style-type: none"> • The FIT Provider FSC will deliver the FIT Transition Assessment Summary to DPS 30 days 	<ul style="list-style-type: none"> • The Special Education Preschool Social Worker will verify for DPS that the Assessment Summary 	<ul style="list-style-type: none"> • HELP NM, Inc. will host transition conferences for families who are dually enrolled based upon 	<ul style="list-style-type: none"> • NMSD will coordinate transition information/efforts with other service providers.

<p>prior to the transition conference.</p> <ul style="list-style-type: none"> • The FIT Provider FSC will meet with parents and set up a transition conference, including date and time, coordinating with DPS and any other relevant agencies (With written parent consent) at least 30 days prior to the conference. Written invitations will be delivered to all participants. 	<p>Form has been received from The FIT Provider. The Assessment Summary forms will be reviewed by DPS Sped Office and the preschool Social Worker in preparation for the transition conference.</p>	<p>requests of the family or the FIT Provider.</p>	<ul style="list-style-type: none"> • Support each family's efforts to have a current audiological report prior to transition. • NMSBVI will provide information to parents/ guardian of transitioning students who are blind or visually impaired regarding options for services. NMSBVI will support each family in acquiring a comprehensive and current evaluation including ophthalmological report, if necessary, prior to transition.
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E. TRANSITION CONFERENCE

The FIT program is legally responsible for convening the Transition Conference. It is the responsibility of the FSC to invite an LEA representative to the Transition Conference with the approval of the family.

NMAC 7.30.8.13 TRANSITION

F. With approval of the parents, a transition conference shall be convened at least 90 days prior to the anticipated date of transition from early intervention services but no later than 90 days prior to the child’s third birthday. If the child may be eligible for preschool services, including special education and related services offered through the local education agency, this conference shall include, at a minimum, the parents, the relevant early intervention service providers, and the local education agency representative(s). Other relevant service providers should be invited to attend this meeting. The transition process must take into account availability of Head Start and other childcare services in the community.

NMAC 6.31.2.11 (A) A(4)

(e) Each LEA shall participate in transition planning conferences arranged by the designated Part C lead agency no less than 90 days prior to the anticipated transition or the child’s third birthday, whichever occurs first, to facilitate informed choices for all families.

FIT PROVIDER	LEA	HELP NM, Inc./HEADSTART	OTHER
<ul style="list-style-type: none"> • The FIT Provider FSC will, with approval from the parents, convene and facilitate a Transition Conference at least 90 days, prior to the child’s third birthday, • If the child is potentially eligible for Part B preschool services through DPS, a representative from the 	<ul style="list-style-type: none"> • DPS will participate in Transition Conferences arranged by the EI provider with appropriate notification of meeting. • DPS will obtain consent from the parents to conduct additional assessments for Part B if it is determined there is a need for additional information. 	<ul style="list-style-type: none"> • For dually-enrolled families, HELP NM, Inc. will assist the FSC with the transition conference as requested. • Review developmental information for purposes of preparing accommodations. 	<ul style="list-style-type: none"> • In the case of a child with a hearing loss, with parental consent and following ECECD procedures FIT will contact NMSD’s Regional Supervisors to discuss communication considerations and the continuum of educational options. NMSD will: <ul style="list-style-type: none"> • Provide a thorough overview of the transition

<p>school district will be invited to the Transition Conference. The invitation will be sent at least 30 days prior to the conference with date and time.</p> <ul style="list-style-type: none"> • With approval of the parents, other relevant service providers should be invited. • The FIT Provider FSC shall facilitate this meeting to ensure the following: <ul style="list-style-type: none"> • Review the child’s service and program options. • Review the IFSP, evaluation, assessment information, and other relevant information • With parental consent, the transmission of all information will be given to DPS. • If the child is potentially eligible and parents refuse to consent for evaluation the Coordinator will provide them with: <ul style="list-style-type: none"> ➤ Prior Written Notice that Part C services will end with the child’s third birthday 	<ul style="list-style-type: none"> • Parent(s) of children who do not appear to be eligible will be informed regarding procedural safeguards and parental rights and their option to attend Child Find at a later date if further concerns arise or participate in other community early childhood services. 	<ul style="list-style-type: none"> • Explain the application and enrollment process with the family. • Provide the family with information about the HELP NM, Inc. program including eligibility criteria. • With parent permission and 30 days written notice of date and time, HELP will attend transition conference. 	<p>process and provide information on service to families, including eligibility and enrollment information.</p> <ul style="list-style-type: none"> • Participate in the Transition conference. If acting as the FIT FSC, facilitate that conference per FIT regulations. • Provide referral to the NMSD Center for Educational Consultation and Training (CECT) to DPS, HELP-NM or other placement agency if placement is other than NMSD preschool. • NMSBVI will participate, when invited, in the transition conference for students who are blind or visually impaired. • NMSBVI will provide current Functional Vision Evaluation and Learning Media Assessment, recommendations, and consultation as needed to the receiving program. • NMSBVI will support the Transition team by providing consultation related to consideration of Special Factors for
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<ul style="list-style-type: none">➤ A copy of Procedural Safeguards➤ Contact information for DPS			<p>children who are Blind or Visually Impaired as mandated by IDEA.</p> <p>Private daycare will be considered an option for transitioning children.</p>
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F. INITIAL COMPREHENSIVE EVALUATION FOR PART B

The LEA is responsible for obtaining written informed parental consent and conducting the evaluation within 60 days. The purpose of the initial evaluation is to determine if the child is a child with a disability, and if the child requires special education and related services to benefit from the education program.

34CFR § 200.301 Initial evaluations.

- (a) General. Each public agency must conduct a full and individual initial evaluation, in accordance with §§300.304 through 300.306, before initial provisions of special education and related services to a child with a disability under the part.
- (b) Request for initial evaluation. Consistent with the consent requirements §300.300, either parent of a child or a public agency may initiate a request for an initial evaluation to determine if a child is a child with a disability.
- (c) Procedures for initial evaluation. The initial evaluation--
 - (1) (i) Must be conducted within 60 days of receiving parental consent for the evaluation; and
 - (2) Must consist of procedures--
 - (i) to determine if the child is a child with a disability under § 300.8; and
 - (ii) to determine the educational needs of the child.

NMAC 6.31.2.11 A (4)

(f) Each LEA shall designate a team including parents and qualified professionals to review existing evaluation data for each child entering the LEA’s preschool program in compliance with 34 CFR Sec. 300.305, and based on that review to identify what additional data, if any are needed to determine the child’s eligibility for Part B services or develop an appropriate program.

FIT PROVIDER	LEA	HELP NM, Inc./HEADSTART	OTHER
<ul style="list-style-type: none"> • Provide DPS with evaluation data less than six months old. 	<ul style="list-style-type: none"> • DPS will provide and explain to parent in their native language or other mode of communication the Procedural Safeguards including prior written notice before an assessment is administered. • DPS assessment personnel will review and use 	<ul style="list-style-type: none"> • For children who are enrolled in HELP NM, Inc., HELP NM, Inc. will share any developmental assessment information requested by DPS which may facilitate the evaluation process with parent consent. 	<ul style="list-style-type: none"> • NMSD will participate with parental permission on EDT team. • Provide current information regarding present levels of performance and relevant assessment information used for eligibility determination and program design.

	<p>existing Part C evals and assessments including the IFSP information as part of the initial evaluation. Evaluations must have been administered within six months in order to be considered valid.</p> <ul style="list-style-type: none"> • A DPS team made up of qualified staff will review existing evaluation data for each child and determine if additional evaluative data is needed to determine eligibility. • DPS will schedule a date for initial evaluation. • DPS will conduct the initial evaluation within 60 days of the consent after the permission is signed by the parent. 		<ul style="list-style-type: none"> • NMSBVI will provide a current Functional Vision Evaluation and Learning Media Assessment for students who are blind or visually impaired, to be used in eligibility determination and programming design.
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G. ELIGIBILITY DETERMINATION

Eligibility is determined after the initial evaluation procedures are completed including the careful review of existing evaluation and assessment information, observations and input from parents.

NMAC 6.31.2.11 A (4)

(f) Each LEA shall designate a team including parents and qualified professionals to review existing evaluation data for each child entering the LEA’s preschool program in compliance with 34 CFR 300.305, and based on that review to identify what additional data, if any, are needed to determine the child’s eligibility for Part B services or develop an appropriate program.

NMAC 6.31.2.10

F. Eligibility determinations

(1) General Rules regarding eligibility determinations

(a) Upon completing the administration of tests and other evaluation materials, a group of qualified professionals and the parent of the child must determine whether the child is a child with a disability, as defined in 34 CFR Sec. 300.8 and Paragraph (2) of Subsection B of 6.31.2.7 NMAC. The determination shall be made in compliance with all applicable requirements of 34 CFR Sec. 300.306.

NMAC 6.31.2.11.A (5) Educational Services for Children with Disabilities

(g) Each LEA shall initiate a meeting to develop an eligible child’s IFSP, IEP or IFSP-IEP, in accordance with 34 CFR Sec. 300.323, no later than 15 days prior to the first day of the school year of the LEA where the child is enrolled or no later than 15 days prior to the child’s entry into Part B preschool services if the transition process is initiated after the start of the school year, whichever is later, to ensure uninterrupted service.

FIT PROVIDER	LEA	HELP NM, Inc./HEADSTART	OTHER
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<ul style="list-style-type: none"> • Early Intervention services shall be provided in accordance with the IFSP to children and families until all outcomes are met or the child's third birthday. • Post-transition service coordination shall be offered to the family as an option. If the parents request this service, it must be provided in accordance with FIT service standards. • Post-transition service coordination may involve visits with the family, consultation to staff of the receiving agencies, or an evaluation of the transition process. • Post-transition service coordination activities must be documented in the IFSP. 	<ul style="list-style-type: none"> • DPS at the request of the parent must send an invitation to the Part C FSC or other representatives of Part C to assist with the smooth transition services. • Parents and EI providers will participate in the EDT decision. • The meeting will be held at least 15 days prior to the child's third birthday. • DPS will provide any needed qualified professionals to review existing data to determine eligibility for Part B. • DPS will schedule a date for the Eligibility Determination Meeting to determine eligibility under Part B of IDEA. • DPS will provide the parents with a copy of the procedural safeguards under IDEA and obtain parental consent for additional evaluations if necessary. 	<ul style="list-style-type: none"> • HELP NM, Inc will attend EDT meetings for children who are dually enrolled, when invited, with parental consent. • HELP NM, Inc. will support the placement decisions made by the parent, and IEP team. • HELP NM, Inc. will coordinate with The FIT Provider to support and promote the family and IEP goals. HELP NM, Inc. will provide activities that support the IEP goals for families who choose to transition into Part B services. • HELP NM, Inc. will share any resources available that will provide additional family, child or staff support. 	<ul style="list-style-type: none"> • In the case of a child with a hearing loss, with parental consent and following ECECD procedures DPS will contact NMSD's Regional Supervisor to discuss communication considerations and the continuum of educational options. • Support each family in acquiring a comprehensive and current evaluation including audiological prior to transition. • Work together with other local service providers to best meet the needs of children who are deaf or hard-of-hearing in the community and support attainment of outcomes and goals contained in the IEP. • Support the Individual Education Program (IEP) team by providing consultation related to special considerations for children who are deaf or hard-of-hearing as mandated by IDEA at the
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			<p>Transition Conference and IEP meeting:</p> <ul style="list-style-type: none"> • Attend IEP meeting and provide a current functional vision assessment or determine if further vision assessment is needed for children being served including an evaluation of the child's future needs for instruction in Braille or the use of Braille • Support each family in acquiring a comprehensive and current evaluation including audiological prior to transition. • Support the Individual Education Program (IEP) team by providing consultation related to special considerations for children who are deaf or hard-of-hearing as mandated by IDEA at the Transition Conference and IEP meeting. • NMSBVI will participate at the Eligibility Determination Meeting for students who are blind or visually impaired.
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H. EVALUATION REPORT AND DOCUMENTATION OF ELIGIBILITY PROVIDED TO PARENT

Evaluation reports and documentation of eligibility will be provided to the parent by the child’s third birthday. With parental consent, LEA’s have the option to share this information with the FIT provider. Although this is encouraged it is not required.

NMAC 6.31.2.10

F. Eligibility determinations.

(1) General rules regarding eligibility determinations

(b) The public agency must provide a copy of the evaluation report and the documentation of determination of eligibility to the parents.

FIT PROVIDER	LEA	HELP NM, Inc./HEADSTART	OTHER
<ul style="list-style-type: none"> The FIT Provider FSC will ask parent for a copy of the EDT and Individual Education Program. 	<ul style="list-style-type: none"> DPS shall provide a copy of the evaluation report and the documentation of the eligibility determination to the parents. DPS will also provide a copy of the Procedural Safeguards to the parents. 	<ul style="list-style-type: none"> HELP NM, Inc. will ask parents for a copy of the EDT and Individual Education Program. 	

I. INDIVIDUALIZED EDUCATION PROGRAM (IEP) DEVELOPED

IEP will be developed by the child's third birthday, and at least 15 days prior to the child's entry into Part B services.

Federal Regulation

§300.124 Transition of children from the Part C program to preschool programs

The State must have in effect policies and procedures to ensure that—

(b) By the third birthday of a child described in paragraph (a) of this section, an IEP or, if consistent with § 300.323(b) and section 636(d) of the Act, and IFSP, has been developed and is being implemented for the child consistent with § 300.101.(b)

§300.323 When IEP's must be in effect.

(b) IEP or IFSP for children aged three through five (1) In the case of a child with a disability aged three through five (or at the discretion of the SEA, a two year-old child with a disability who will turn age three during the school year), the IEP Team must consider an IFSP that contains the IFSP content (including the natural environments statement) described in section 636(d) of the Act and its implementation regulations (including an educational component that promotes school readiness and incorporates pre-literacy, language, and numeracy skills for children with IFSPs under this section who are at least three years of age), and that is developed in accordance with the IEP procedures under this part.

6.31.2.11 A(A) Educational Services for Children with Disabilities

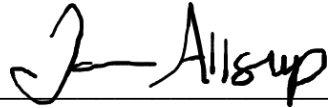
(g) Each LEA shall initiate a meeting to develop an eligible child's IFSP, IEP or IFSP, in accordance with 34 CFR Sec. 300.323, no later than 15 days prior to the first day of the school year of the LEA where the child is enrolled or no later than 15 days prior to the child's entry into Part B preschool services if the transition process is initiated after the start of the school year, whichever is later, to ensure uninterrupted services.

FIT PROVIDER	LEA	HELP NM, Inc.	OTHER
With permission of parent, FIT representative and any Daycare Center provider (where a child attends) will attend the EDT/IEP meeting held by the LEA.	<ul style="list-style-type: none"> At the EDT meeting, if a student is determined eligible and the parent wishes to receive services, the team will hold the initial IEP meeting. This will include Part C and other agency providers 	<ul style="list-style-type: none"> HELP NM, Inc. will attend EDT and IEP meetings with consent from parents, for children in transition from Part C into HELP NM, Inc. 	<ul style="list-style-type: none"> In the case of a child with a hearing loss, even if the loss is not the child's primary condition, the Communications Considerations for Children with Hearing Loss IEP form MUST be

<p>HELP NM, Inc. will coordinate with The FIT Provider to support and promote the family with the IEP goals.</p>	<p>with the permission of the parent as determined by the need of the student. All relevant agencies will be invited to the EDT based on previous services received with permission from the parent. All parties will be notified at least two weeks prior to the meeting by phone or written invitation.</p>	<ul style="list-style-type: none"> • The IEP is used as a guide to individualized services in HELP NM, Inc. as well as correctly prioritizing an application for enrollment. • HELP NM, Inc. will coordinate with DPS to provide LRE as determined by the IEP. • HELP NM, Inc. will support the placement decisions made by the parent and, IEP team. • HELP NM, Inc. will coordinate with The FIT Provider to support and promote the family with the IEP goals. 	<p>completed by the IEP team to facilitate discussion around the child's communication needs. NMSD CECT staff members are available to IEP teams for support and consultation.</p> <ul style="list-style-type: none"> • Provide current information regarding present levels of performance and relevant assessment information to be used in eligibility determination and program design. • Assist in setting goals with objectives and provide suggestions for environmental modifications. Offer recommendation for level of service. • NMSBVI will participate, with parent/guardian permission, on the IEP team for students who are blind or visually impaired. NMSBVI will assist in setting goals, provide suggestions for environmental modifications, and recommendations for
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			<p>services. NMSBVI will provide input on the Consideration of Special Factors for students who are blind or visually impaired including instruction in Braille.</p> <ul style="list-style-type: none">• NMSBVI will provide NMVICount information for students who are blind or visually impaired to the receiving program. The NMVICount is the federal APH census that provides support and educational materials to the district and students through the NM-IRC lending library, such as textbooks (braille, adapted textbooks), enlarged materials and other adapted materials available from APH (The American Printing House for the Blind). Phone contact for NM-IRC:(575-439-4438)
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IN WITNESS WHEREOF, the following signatures are affixed:



04 / 04 / 2023

Amplified Therapy, Inc. Tanner Allsup, Director of Early Intervention Date



04 / 04 / 2023

Deming Public Schools Vicki Chavez, Superintendent Date



04 / 11 / 2023

HELP NM, Inc. Iria M. Colon-Zabala, Health Services Director Date



04 / 03 / 2023

NMSBVI Rita Garcia, Developmental Vision Specialist Date



04 / 03 / 2023

NMSD Bertha Goldblatt, Southwest Regional Supervisor Date



04 / 04 / 2023

NMPED C to B Transition Coach Cynthia Gomez, CREC

Date

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Document ID	78a91c5a587e54ab1e9dd4fac90c13d9817165b3
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