CATRON COUNTY PRESCHOOL TRANSITION TEAM MEMORANDUM OF UNDERSTANDING

Between

PRIMARY PARTNERS

Quemado Independent Schools (QIS) Reserve Independent Schools (RIS) Amplified Therapy Inc. (ATI) Regional Education Cooperative/Center (REC) 5 & 10

and

Secondary Partners:

New Mexico School for the Deaf New Mexico School for the Blind and Visually Impaired Parents Reaching Out (PRO) Children's Medical Services (CMS) Presbyterian Medical Services/ Catron County Medical Center (CCMC)

The above listed agencies are collectively described as the "Catron County Preschool Transition Team"

April 7, 2021

PURPOSE: The purpose of this agreement is to facilitate the integration and coordination of services to children with special needs ages birth through age five in order to create a service system flexible enough to meet the needs of children with the available resources. The intent of the Catron County Preschool Transition Team (CCPTT) 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 children at risk or with developmental delay.

CATRON COUNTY TEAM MEMBERS

Quemado Independent Schools
David Lackey, Superintendent, <u>dlackey@quemadoschools.org</u>
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Amplified Therapy Inc.

Autumn Bruton, CEO/President, <u>autumnbruton@amplifiedtherapy.com</u>
Shalako Bradberry, Executive Director of Early Intervention, <u>smbradberry@amplifiedtherapy.com</u>
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Maria Jaramillo, Executive Director, <u>mjaramillo@crecnm.org</u>

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NM School for the Deaf/Parent Infant Child Program
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NM School for the Blind and Visually Impaired Rita Garcia, Development Vision Specialist, <u>ritagarcia@nmsbvi.k12.nm.us</u> 801 Stephan Moody SE, Albuquerque, NM 87123, 505-271-3060

II. DESCRIPTION OF THE INVOLVED AGENCIES

Primary Partners

Quemado Independent Schools (QIS) and Reserve Independent Schools (RIS): Are the Local Education Agencies (LEA) that serve children who are determined eligible for services under IDEA Part B within Catron County.

Amplified Therapy Inc: Is a Family Infant Toddler (FIT) Early Intervention Service Provider that serves children birth through three and their families who are determined eligible for services under IDEA Part C within Catron County.

REC 5 & 10: Are the Regional Education Cooperatives/Centers to which QIS and RIS are members and receive technical assistance in the area special education.

New Mexico School for the Blind and Visually Impaired: Is a state supported school that serves children birth through three who are determined eligible for services under IDEA Part C and/or under IDEA Part B for children five to 22 in conjunction with PED.

New Mexico School for the Deaf: 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.

DEFINITIONS-

- > DOH- Department of Health
 - o FIT- Family-Infant Toddler program (Part C programs)
 - o EI-Early Intervention program
 - o IFSP- Individualized Family Service Plan

Eligible- children who have an established condition or who demonstrate a developmental delay greater than 30 percent as determined by HVPS evaluations in accordance with NMAC (NMTEAM), a multidisciplinary team, and IDEA.

FAPE- Free and Appropriate Public Education

FIT- Family Infant Toddler Programs (Aprendamos Intervention Team, MECA, and Tresco TOTS) Family Infant Toddler (FIT) Program: is the program within the New Mexico Department of Health (NMDOH), the State lead agency designated to administer IDEA Part C early intervention in the State of New Mexico.

IDEA- Individuals with Disabilities Act

- ➤ Procedural Safeguards- The procedural safeguards required by the Individuals with disabilities Act (IDEA) are intended to protect the interests of families and children with special needs, as well as the special education and the early intervention systems. Procedural safeguards are the checks and balances of the system, not a piece separate from the system.
- > Part C- The part of the IDEA which provides services to eligible children birth to 3 years of age and their families.

Parent Consent- For purposes of HVPS is consent for evaluation only. For purposes of FIT providers is consent for release of records to Part B. Parent Consent for Head Start will be initiated during the application process for Head Start services.

Potentially Eligible for Part B - children eligible under the Part C's <u>established condition or developmental delay category</u> and who will turn three within the next 12 months.

Release of Records- as noted on the *Transition Referral Form* is parent consent for exchange of information between FIT agencies and the HVPS to include Transition Assessment Summary Form, evaluations, IFSPs, and all other documentation needed to facilitate smooth and effective transition in accordance with FERPA and HIPPA guidelines.

STARS- Student Teacher Accountability Reporting System is the New Mexico Education Public Department's Accountability Data System. Each local education agency is responsible for reporting referrals and transition meeting dates from Part C to B in this system.

Privacy Acts:

- > HIPPA- Health Information Patient Privacy Act
- > FERPA- Family Education Rights Privacy Act

The following will be addressed within the tables provided under X. Responsibilities in Transition Process:

- VII. MONITORING AND EVALUATION OF THE AGREEMENT
- VIII. INTERAGENCY DISPUTE PROCESS
 - IX. DURATION

For children entering EI late refer to late referrals in the Referral section of this MOU. • Provide appropriate information as per state guidance and in alignment with HIPPA &	jdelgado@reserveschools.com.	Referral section of this MOU.	be responsible for notification.	services.	
FERPA requirements.	For children entering EI late refer to late referrals in the Referral section of this MOU.		Provide appropriate information as per state guidance and in alignment with HIPPA & FERPA		

Part B including home, programs, schools or community-based settings.

Children turning 3 will transition at the time of their third birthday. Transition date shall occur by the first school day after the child turns 3.

If the child's third birthday falls within the summer months, transition activities need to occur early enough to allow sufficient time for all activities to take place so that the LEA is prepared to provide Part B needed special education and related services. The transition team participants will consider meeting earlier to meet all timelines. Transition activities include referral to the LEA (60 days prior to conference), coordinating the conference, sending written invitations and the Transition Summary Form to the LEA (30 days prior to the Transition Conference, the Transition Conference (at least 90 days prior to the child's 3rd birthday, but not more than 9 months prior) and the Initial Evaluation for Part B (within 50 days of parental consent and prior to the child's 3rd birthday).

The Family Service Coordinator will consider the parent(s) needs for child care in the transition planning process.

When children enter the Early Intervention program after the 90 day timeline, parents will be fully informed of their options. (1. Transition to Part B if child is eligible; 2. Inform/refer parent of Part B Child Find process.

FIT provider will contact QIS & RIS Special

OIS & RIS will coordinate joint training and/or presentations for staff and parents on identified transition needs, if appropriate.

- Provide information to service coordinator to complete the vision portion the transition summary form
- Participate in transition meetings and help the team and family consider placement options and adaptations that may be needed.
- Support each family's effort to have a current ophthalmologic report prior to transition.
- Prepare a Transition Functional Vision evaluation that provides current assessment information and recommendations.

Complete the form: Considerations for a student who is Blind or Visually Impaired (from IDEA-2004) for consideration of Braille.

New Mexico School for the Deaf (NMSD) will provide a comprehensive overview of the transition process and provide information on services to families including eligibility and enrollment information.

Support each family in acquiring a comprehensive and current

REFERRAL TO LEA

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 (B) 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	Amplified Therapy Inc.	OTHER
With parent consent, the Family Service Coordinator or agency designee will utilize a Transition Referral Form in requesting the presence of all involved parties at least 60 days prior to the Transition Conference and if possible, 6 months prior to the child's third birthday. This notice will be provided to the LEA, Special Education Office. If a child is potentially eligible for Part B services and the family refuses to be referred to HVPS, the Family Service Coordinator or agency designee will provide the family with prior written notice that Part C services will end on the child's third birthday. Families will also be provided with Part C procedural safeguards and Catron County Child Find information. If a child is referred to FIT fewer than 45 days prior to the child's third birthday, an evaluation by FIT will not be conducted.	QIS & RIS will accept the FIT Transition Referral Form, confirm receipt, and enter the date of the written referral into the STARS data system. QIS or RIS will work with FIT agencies and families to facilitate the transition process for these children. These children would not be included in the APR indicators B12. LEA staff is required to document the date of a late referral in the STARS database and the corresponding noncompliance reason	Amplified Therapy Inc., Program will assist with the referral to the LEA at QIS or RIS for transition planning. QIS or RIS will refer students who show a need for further evaluation to the LEA or Amplified Therapy Inc. depending upon age. with parent consent for, developmental screening, hearing and vision. Results will be sent with the referral.	NMSBVI will: Coordinate with the EI Team to provide vision information to appropriate agencies with parent permission. NMSD will: Coordinate with EI Team to make referrals to appropriate agencies with parent permission.

PLANNING FOR TRANSITION CONFERENCE

TRANSITION PLANNING: At least 30 days prior to Transition Conference, Family Service Coordinator 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. 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, 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.
- C. Steps/actions shall be identified and included in the IFSP that support he 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 service 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.

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FIT PROVIDER	LEA	Amplified Therapy Inc.	OTHER	
If the child is potentially eligible for Part B preschool	QIS & RIS will accept	Amplified Therapy Inc. will	Private daycare providers will	
services, with parent consent, the Family Service	the FIT Transition	coordinate joint training and/or	coordinate with Amplified Therapy	
Coordinator with approval of the parents will	Summary Form and	presentations for staff and	Inc., and/or QIS & RIS to facilitate	
coordinate the completion and submission of the	confirm receipt.	parents on identified transition	visits by families to classrooms	
Transition Assessment Summary Form to QIS & RIS		needs if appropriate.	and/or learning about services	
at least 30 days prior to the Transition Conference.	LEA will review		provided by QIS & RIS.	
	information provided to			
The Family Service Coordinator or designee will be	identify who will be		NMSD will support each family in	
responsible for insuring all documentation including	invited to the		acquiring a comprehensive and	
the Assessment Summary Form, ECO, current vision	Transition Meeting,		current evaluation, including	
and hearing screenings, if available, and parent	and also to determine if		audiological, prior to transition.	

TRANSITION CONFERENCE

TRANSITION CONFERENCE: The FIT program is legally responsible for convening the Transition Conference. It is the responsibility of the Family Service Coordinator to invite an LEA representative to the Transition Conference with the approval of the family.

NMAC 7.30.8.13 (F) TRANSITION

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. Subsection (A)(4)(e) of NMAC 6.31.2.11 states that "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."

	Amplified Therapy Inc.	OTHER
QIS & RIS will participate in	Review developmental	In the case of a child who is
	information shared during the	deaf or hard-of-hearing,
	meeting	include the Regional
early intervention provider.		Supervisor from NMSD Parent
	Explain the application	Infant Child Program for
LEA will:		technical assistance to the
✓ Provide & explain Part B		transition team in discussing
services, (i.e., DD	Provide family with	relevant considerations for
Preschool, if eligible,	information about the	Students who are Deaf and the
Amplified Therapy Inc.	Amplified Therapy Inc.	continuum of educational
Program, if eligible, PreK	Program, including eligibility	options.
Program for 4-yr olds, and	criteria.	
local daycare options);		In the case of a child who is blind or
procedures & safeguards		visually impaired, NMSBVI will be included to complete the form for
To the state of th		Considerations for a Student Who is
✓ If parent is ready to		Blind or Visually Impaired to
proceed with Eligibility		consider Braille and also to discuss a
determination		continuum of educational options.
Provide prior written		This form must be completed by a Teacher of the Visually Impaired.
	early intervention provider. LEA will: Provide & explain Part B services, (i.e., DD Preschool, if eligible, Amplified Therapy Inc. Program, if eligible, PreK Program for 4-yr olds, and local daycare options); procedures & safeguards If parent is ready to proceed with Eligibility determination	QIS & RIS will participate in the Transition Conference arranged by the designated early intervention provider. LEA will: ✓ Provide & explain Part B services, (i.e., DD Preschool, if eligible, Amplified Therapy Inc. Program, if eligible, PreK Program for 4-yr olds, and local daycare options); procedures & safeguards ✓ If parent is ready to proceed with Eligibility determination

INTIAL COMPREHENSIVE EVALUATION FOR PART B

INTIAL 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 the initial provision of special education and related services to a child with a disability under this part.

- (b) Request for initial evaluation. Consistent with the consent requirements in §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.

FIT PROVIDER	LEA	Amplified Therapy Inc.	OTHER
	QIS & RIS, with informed consent, will	For Children who are enrolled	
	conduct and complete an initial	in Amplified Therapy Inc.	
	comprehensive evaluation to determine	Program, will share any	
	eligibility for Part B services with 60	developmental assessment	
	days.	information requested by QIS	
		& RIS which may facilitate the	
	This includes the review and use of	evaluation process, with parent	
	appropriate existing Part C evaluations	consent.	
	and assessments and the IFSP		
	information. Evaluations must have been		
	administered within six months in order to		
	be considered valid.		
	LEA will refer to the Initial Evaluation		
	Checklist in Appendix G of the Guidance		
	Document, including use of the TEAM		
	Manual	**************************************	
	QIS & RIS will schedule a date for a		
	group of qualified professionals from the		

ELIGIBILITY DETERMINATION AND PARENT CHOICE

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 the 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 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.

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.

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

(b) The public agency must provide a copy of the evaluation report and the documentation of determination of eligibility to the parent.			nation of eligibility to the parent.
FIT PROVIDER	LEA	Amplified Therapy Inc.	OTHER
Will participate, when available, in the EDT and/or IEP meeting.	 Eligibility is determined after the initial evaluation procedures have been completed. 		
	 Eligibility determination for the Developmental Delay (DD) category will follow guidelines from the NM TEAM Manual, as well as the NM Guidance for Children Transitioning from IDEA Part C to B. 		NMSD/NMSBVI will participate, with parent permission on IEP team to provide current information
	 Documentation of eligibility will also be provided to Amplified Therapy Inc. (if family is applying to Amplified Therapy Inc.). 		regarding present levels of performance and relevant assessment information to be used in eligibility determination and programming design.

EVALUATION REPORT AND DOCUMENTATION OF ELIGIBILITY SENT TO PARENT

EVALUATION REPORT AND DOCUMENTATION OF ELICIBILITY WILL BE SENT TO THE PARENT by the child's third birthday. With parental consent, LEAs have the option to share this information with the FIT provider. Although this is encouraged, it is not required.

NMAC 6.31.2.10

Eligibility determinations.

(1) General rules regarding eligibility determinations

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

FIT PROVIDER	LEA	Amplified Therapy Inc.	OTHER
	QIS & RIS Eligibility Determination Team		
	(EDT), which includes the appropriate		
	evaluator, will meet with parents to explain		=
	the evaluation report, and provide a copy of		
	the evaluation report and the documentation		
	of the child's eligibility to the family.		
	With parent consent, documentation of the eligibility determination for Part B will also be sent to the referring FIT provider within 30 days of the EDT meeting.		
	If a family disagrees with the eligibility		
	determination, the family has a right to an		
	independent education evaluation at no cost		
	to the family under certain circumstances		
	(referral to page 32 in Transition Manual		
	dated July 1, 2012).		

Post transition services may involve visits with the family, consultation to staff of the receiving agency/agencies. of the child's future needs and appropriate reading and writing media (including an evaluation of the child's future needs for instruction in Braille or the use of Braille). This form must be completed by a Teacher of the Visually Impaired.

NMSD: will support the IEP team in the completion of the Communication Considerations for Children with a Hearing Loss as mandated by IDEA.

This must be completed by the IEP team to facilitate discussion around the Child's communication needs.

IN WITNESS WHEREOF, the following signatures are affixed: Signature Addendum April 7, 2021

Maria Jaronilo (Apr 9. 2021 16:33 MDT)	Apr 9, 2021
Maria Jaramillo, Executive Director, CREC	Date
Cindy Orthman Cindy Orthman (Apr 21, 2021 16:21 MDT)	Apr 21, 2021
Cindy Orthman, Principal, Quemado Schools	Date
David W. Lackey David W. Lackey (Apr 10, 2021 10:18 MDT)	Apr 10, 2021
David Lackey, Superintendent, Quemado Schools	Date
Jolene Delgado Jolene Delgado (Apr 20, 2021 14:21 MDT)	Apr 20, 2021
Jolene Delgado, Principal, Reserve Schools Jeff Gephart	Date Apr 28, 2021
Jeff Gephart, Superintendent, Reserve Schools Bertha J Goldblatt Bertha J Goldblatt (Apr 16, 2021 12:26 MDT)	Date Apr 16, 2021
Bertha Goldblatt, Birth to 6, Regional Supervisor, NMSD	Date Apr 12, 2021
Rita Garcia, Developmental Vision Specialist III, NMSBVI	Date Apr 11, 2021
Shalako Bradberry Apr 11, 2021 21:04 MDT) Shalako Bradberry, Executive Director of Early Intervention, Amplified Therapy	Date

Catron County MOU

Final Audit Report 2021-04-28

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