

## OFFICE OF ELEMENTARY AND SECONDARY EDUCATION

#### SCHOOL SUPPORT AND ACCOUNTABILITY

#### 2023 State Assessment Conference Session 2D: Monitoring AA-AAAS Participation Rates

September 27, 2023 12:45-2:00



#### **FOCUS AREA: 2**

# Session 2D Monitoring AA-AAAS Participation Rates

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#### A note About this Conference/Session

- The purpose of this conference/session is to provide an opportunity for State education agency (SEA) staff to interact and engage with relevant experts and other SEA staff about alternate assessment participation.
- The observations and opinions of the session presenters are their own.



# Monitoring AA-AAAS Participation Rates Agenda

12:45-12:50 Introduction

1:00-1:20 National Survey on Monitoring Processes

1:20-1:55 State Monitoring Practices: Kansas, Ohio,

and Arkansas

1:55-2:00 Questions

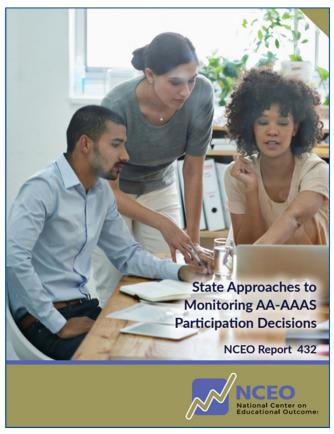


## **Objectives**

- To learn federal regulations
- To learn results of a national survey about monitoring practices
- To explore how Kansas, Ohio, Arkansas, and Oregon approach monitoring



### State Approaches to Monitoring







## Federal Requirements

- SEAs must require LEAs that assesses more than 1% of its assessed students in any subject with an AA-AAAS to submit information to the State justifying the need to exceed the 1.0 percent threshold. SEAs must provide appropriate oversight of each LEA that is required to submit such a justification.
- SEAs that apply for a waiver must include assurances that it has verified that each LEA that the State anticipates will assess more than 1% of its assessed students in any subject using an AA-AAAS followed the State's guidelines for participation in the AA-AAAS.



## 34 CFR § 200.6\*

- (d) State guidelines for students with the most significant cognitive disabilities. If a State adopts alternate academic achievement standards for students with the most significant cognitive disabilities and administers an alternate assessment aligned with those standards, the State must -
  - (1) Establish, consistent with section 612(a)(16)(C) of the IDEA, and monitor implementation of clear and appropriate guidelines for IEP teams to apply in determining, on a case-by-case basis, which students with the most significant cognitive disabilities will be assessed based on alternate academic achievement standards.

\*Implementing regulations for State assessments for Elementary and Secondary Education Act (ESEA) Section 1111(b).



## 34 CFR § 300.320 (a) (6)\*

If the IEP Team determines that the child must take an alternate assessment instead of a particular regular state or district-wide assessment of student achievement, the child's IEP must include a statement of why

- the child cannot participate in the regular assessment;
- and the particular alternate assessment selected is appropriate for the child

<sup>\*</sup> Implementing regulations for the Individuals with Disabilities Education Act (IDEA)

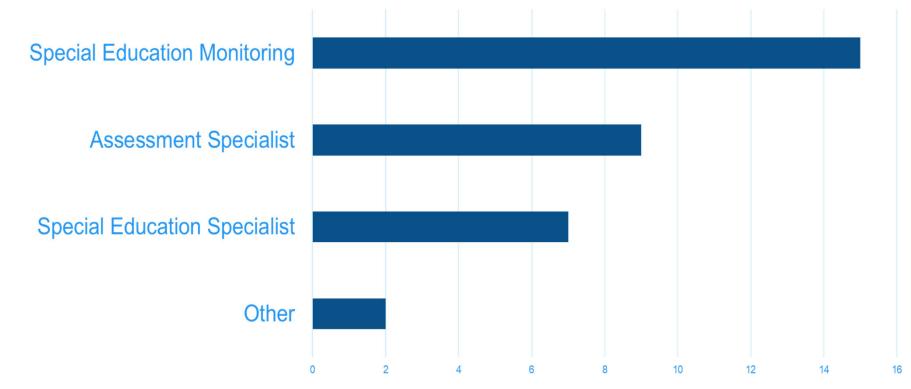


### **Overview of Monitoring Survey**

- Survey sent in 2021
- 34 states responded
- 14 questions
- 10 said they do not monitor
- 2 yes did not complete the survey

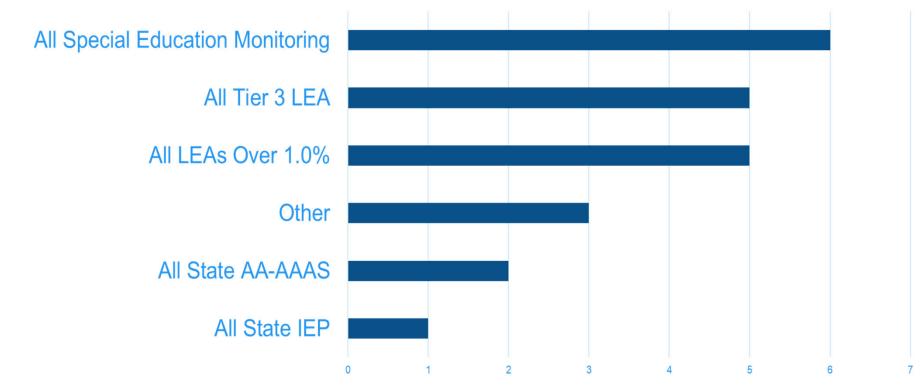


# Who Reviews IEPs for Participation Decisions



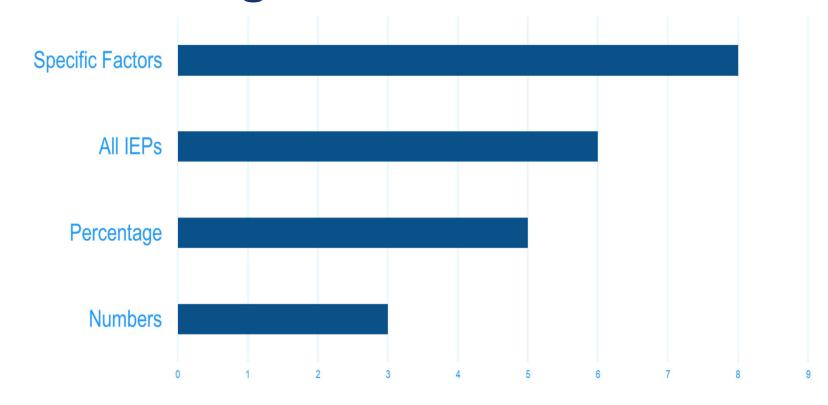


### Students Targeted for Participation Monitoring



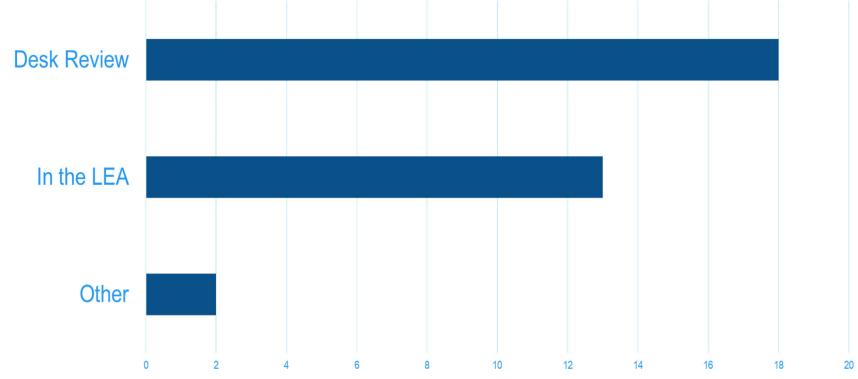


# Sampling Approaches for Monitoring



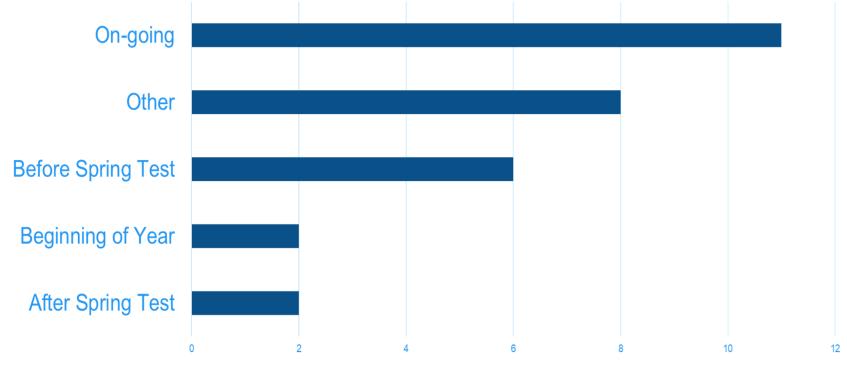


## Location of IEP Review



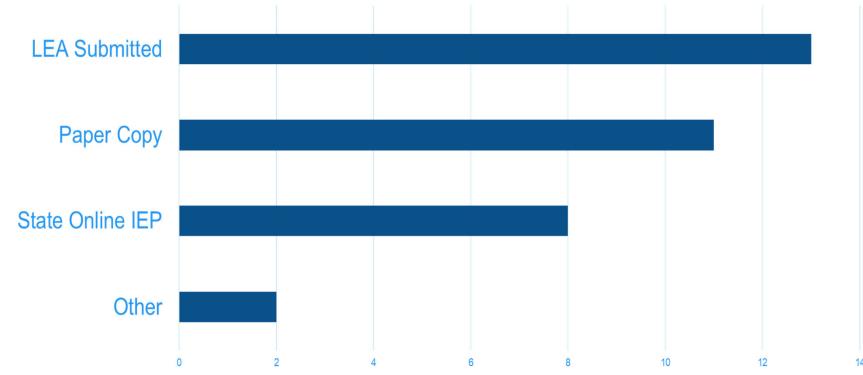


# When Review Takes Place



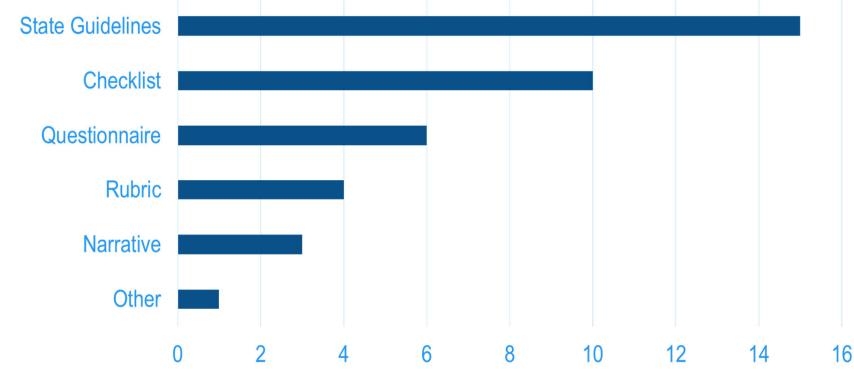


## Format of Reviewed IEPs



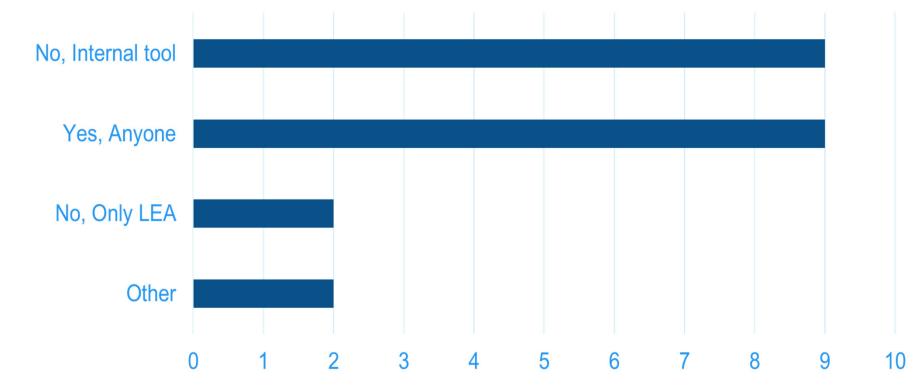


### **Tools Used to Review IEPs**



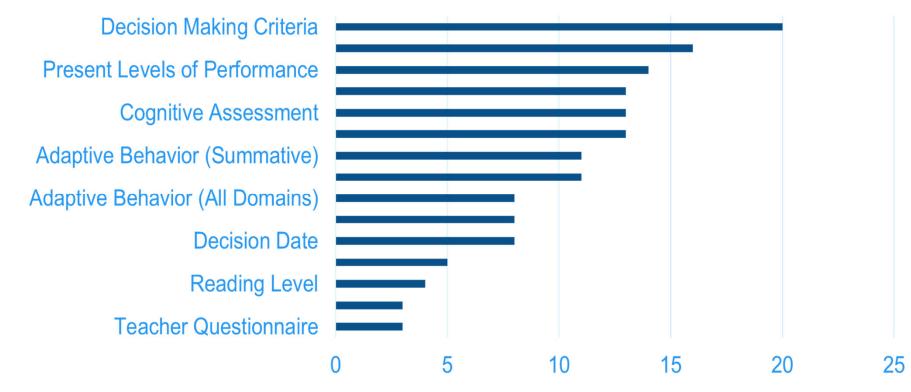


# Public Availability of IEP Monitoring Tool



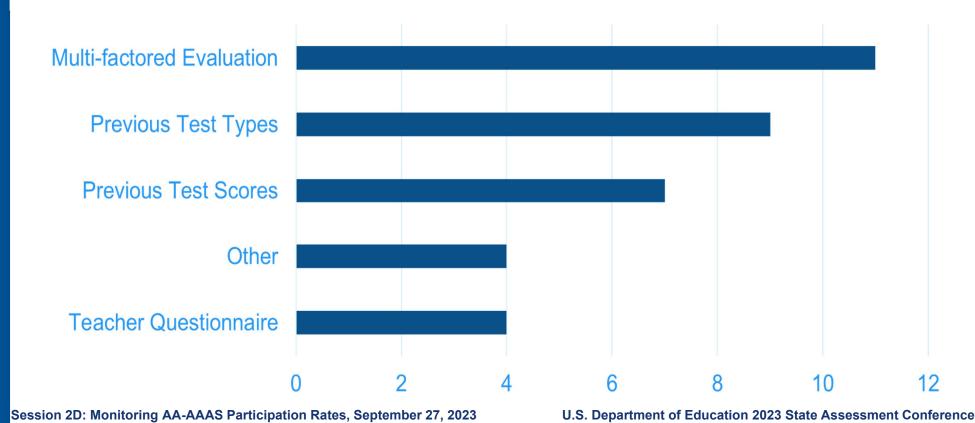


# **Evidence States Look for When Reviewing IEPs**



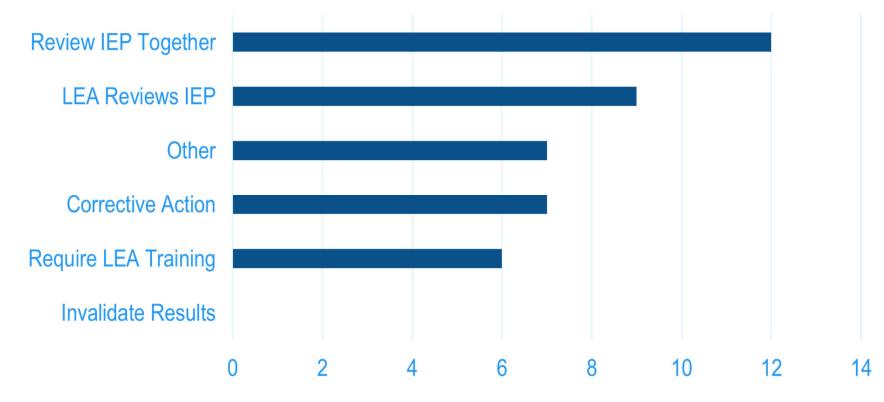


# **Documentation States Examine in Addition to IEP**





# **Actions Taken When Insufficient Evidence**





### Other Themes that Emerged

- 1. No single right way
- 2. Evolving nature of the process
- 3. Respondents wanted to provide additional information about their monitoring practices
- 4. Respondents wanted to elaborate on their differentiated tiered framework of technical assistance



## State Examples



### **Kansas: 1% Participation Rate**

Subject Area	SY 2017-2018	SY 2018-2019	SY 2019-2020	SY 2020-2021	SY 2021-2022
ELA	1.14%	1.15%	NA	.85%	.94%
Math	1.16%	1.15%	NA	.84%	.94%
Science	Less than 1.0%	1.07%	NA	.77%	.87%



### Kansas: 1% Plan and Waivers

- June 2019 letter from USDOE
  - ELA 1.14% Math 1.16%
- August 2019 submitted first 1% Threshold Waiver Request
- June 2020 and June 2021 1% Threshold Waiver Extension
- 2022 KS is under the 1% threshold



#### **Kansas: DLM Justifications**

#### Data we provide:

- Number and percentage of students per subject
- Disability categories taking the DLM
- Participation by subject subgroup
  - Disproportionality using risk ratio
- Percentage of students performing at target or advanced on the DLM by subject

#### Requirements of the district:

- Explain how they will address any disproportionality
- Narrative that includes the data types and processes that the IEP teams utilize to qualify students for the AA
- District's next steps to ensure that annually the appropriate test is administered to each student
- Whether the district needs additional training
- Whether the district anticipates testing over 1% during the current school year
- DLM assurances



## Kansas: Data Displays

	A District ELA District M Number DLM Percent					h District // Number			h District // Percent		
2020	2021	2022	2020	2021	2022	2020	2021	2022	2020	2021	2022
0	3	4	0.00	1.36	1.80	0	3	4	0.00	1.33	1.80
0	5	4	0.00	1.52	1.18	0	5	4	0.00	1.52	1.18
0	0	0	0.00	0.00	0.00	0	0	0	0.00	0.00	0.00
0	4	4	0.00	2.09	2.00	0	4	4	0.00	2.09	1.98
0	0	0	0.00	0.00	0.00	0	0	0	0.00	0.00	0.00
0	1	1	0.00	0.55	0.56	0	1	1	0.00	0.53	0.56
0	0	1	0.00	0.00	0.54	0	0	1	0.00	0.00	0.54
0	2	3	0.00	0.80	1.19	0	2	3	0.00	0.79	1.20
0	2	1	0.00	2.27	1.16	0	2	1	0.00	2.11	1.16
0	0	0	0.00	0.00	0.00	0	0	0	0.00	0.00	0.00
0	1	0	0.00	0.43	0.00	0	0	0	0.00	0.00	0.00
0	1	0	0.00	0.19	0.00	0	1	0	0.00	0.18	0.00
0	0	2	0.00	0.00	0.62	0	0	2	0.00	0.00	0.62
0	0	0	0.00	0.00	0.00	0	0	0	0.00	0.00	0.00
0	3	2	0.00	2.19	1.64	0	3	2	0.00	2.22	1.61
0	9	11	0.00	0.53	0.57	0	9	11	0.00	0.52	0.56
0	0	9	0.00	0.00	0.64	0	0	9	0.00	0.00	0.63
0	13	10	0.00	1.26	0.78	0	13	10	0.00	1.22	0.77

Monitoring School Year: 2022	2 - 2023   Assessment School	Year: 2021 - 2022   All Distr
Exceptionality	Total Students	
Autism	736	
Blindness/Visual Impairment	6	
Deaf-Blindness	5	
Developmental Delay	75	
Emotional Disturbance	6	
Hearing Impairment/Deafness	2	
Intellectual Disability	926	
Multiple Disabilities	257	
Orthopedic Impairment	15	
Other Health Impairment	166	
Specific Learning Disability	17	
Speech or Language Impairment	7	
Traumatic Brain Injury	19	
Total:	2237	



### Kansas: Disproportionality – Risk

**Ratio Data** 

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Monitoring School Year:	2022 - 2023   Assessm	nent School Year: 20:	21 - 2022   All Distric	ts			
Student Sub-Group	Comparison Group	Students Participating in Regular Assessment	# Students Participating in Alternate Assessment	Total # Students Assessed	Percentage Participating in Alternate Assessment	Percent of Comparison group participating in Alternate Assessment	Risk Ratio
		Year 1, Year 2, Year 3	Year 1, Year 2, Year 3	Year 1, Year 2, Year 3			
All Students	N/A	246823 227321 237767	2876 2046 2263	249699 229367 240030	0.917986267		
American Indian or Alaska Native	All Other Races	1984 1641 1703	23 14 19	2007 1655 1722	0.977198697	0.917557186	1.065000320
Asians	All Other Races	6922 6230 6612	83 65 76	7005 6295 6688	1.086035585	0.913205993	1.189255867
Native Hawaiian or Pacific Islander	All Other Races	486 481 553	7 4 8	493 485 561	1.147227533	0.917474287	1.250419275
African-American Students	All Other Races	17029 14338 15682	298 164 207	17327 14502 15889	1.220756145	0.897026464	1.360892007
White	All Other Races	156913 144891 148768	1737 1254 1308	158650 146145 150076	0.864894791	1.008800296	0.857349858
Multi-Racial	All Other Races	13303 12902 14194	178 113 140	13481 13015 14334	0.925079528	0.917547416	1.008208962
Hispanic	All Other Races	50186 46838 50255	550 432 505	50736 47270 50760	0.955829848	0.907996672	1.052679902
Free and Reduced Lunch	All Self-Paid Lunch	93389 103680	1676 1039 1310	117822 94428 104990	1.177927770	0.725982391	1.622529395
Migrant	All non-Migrant Students	1425 1179 1246	14 8 6	1439 1187 1252	0.574005740	0.919782936	0.624066524

Student Sub-Group	Comparison Group	Students Participating in Regular Assessment	# Students Participating in Alternate Assessment	Total # Students Assessed	Percentage Participating in Alternate Assessment	Percent of Comparison group participating in Alternate Assessment	Risk Ratio
		Year 1, Year 2, Year 3	Year 1, Year 2, Year 3	Year 1, Year 2, Year 3			
English Learner Students	All non-English Learners	22445 18746 19459	134 94 101	22579 18840 19560	0.507812500	0.954531006	0.532002100
Non-English Learner Students	All English Learners	224378 208575 218308	2742 1952 2162	227120 210527 220470	0.954531006	0.507812500	1.879691827
Male	All Females	125867 116333 121377	1838 1339 1486	127705 117672 122863	1.174465255	0.648425689	1.811256517
Female	All Males	120956 110988 116390	1038 707 777	121994 111695 117167	0.648425689	1.174465255	0.552102913
Military Connected Students	All non-Military Connected	6147 5975 6176	51 39 48	6198 6014 6224	0.710900474	0.923529888	0.769764448
Homeless	All non-Homeless	3367 2242 2698	60 24 33	3427 2266 2731	1.140684411	0.915590009	1.245846285
Foster Care	All Foster Care	2335 2282 2028	69 69 63	2404 2351 2091	2.971634399	0.898366509	3.307819658
Legend:							
Year 1: Assessment S	school Year 2018 - 2019						
Year 2: Assessment S	school Year 2020 - 2021						
Year 3: Assessment S	school Year 2021 - 2022						



## Kansas: 1% Monitoring

2019 red flag data based on the DLM first contact survey

- Primary disability
- Placement
- Reading level with comprehension
- Computation skills
- Writing skills
- Performance on DLM

2022 red flag data based on DLM first contact survey

- Primary disability (SLD, ED, SL)
- Reading level with comprehension
- Computation skills
- Writing skills

DLM Red Flags Fact Sheet (PDF)



# Kansas: 3 Levels of Technical Support

#### Universal

 Online training and tools available for all districts; justifications and assurances required

#### Targeted Technical Assistance

 Required DLM training, review of what the district's data shows; student information sheets completed and submitted; development of a plan, possible DLM test observations; justifications and assurances required

#### Intensive Technical Assistance

Requirements of Targeted TA plus onsite folder review



#### **Kansas: Student Information Sheet**

#### Student Information Sheet -DLM

Please complete the following document for each student in your district who is anticipated to participate in the DLM alternate assessment this school year. Review comprehensive evaluations that include IQ/cognitive scores and

adaptive behavior. All of the district's Individual Student Information documents should be submitted to KSDE together.

District: School: School: School: School: Date: Student Information documents should be submitted to KSDE together.

Position: Date: Student ID number: Student ID number: Student ID number: Student's current grade: School Year: Student's current grade: School Year: Student's current grade: School Year: School Year: Student's current grade: School Year: School Yea

#### Adaptive Behavior (Daily Living/Functional Skills)

Instrument(s) used to determ	nine adaptive behavior deficits:		
Date of most recent evaluati	on that included an adaptive behavio	r rating scale:	
Data absoluted from the ada	otive behavior instrument(s)- include		
Data obtained from the ada	otive behavior instrument(s)- include	composite and subbornal	ns
If no standardized adaptive	behavior assessment testing has been	n dona inrovida avamolas	of the student's present
	living skills, communication, and comm		or the stodenes present
Does the student's adaptive	behavior fall 2 ½ or more standard d	eviations below the mean	? O Yes O No
Does the student's IEP addre	ess adaptive behavior deficits? O Ye	s O No	
What adaptive behavior defi	cits are being addressed on IEP?		
Is the student likely to devel	op the skills to live independently and	function safely in daily lif	e after high school?
O Yes O No			
Is the student on the waiting	list for services with the local CDDO?	O Yes O No	

O Yes O No



## **Kansas: Updated Participation**

**Guidelines** 

				(	CRITERIA	YES	NO	SUPPORTING EVIDENCE
YNAMIC LEARNING MAPS PARTICIPATION GUIDELINES FOR KANSAS  ame of Student  he student is eligible to participate in the DLM if <u>ALL</u> responses below  CRITERIA		ma	Date:		<ol> <li>Parent/legal education decision-maker notification includes discussion of         <u>ALL</u> of the following areas.</li> <li>The differences between the alternate achievement standards and academic         content standards for the grade in which the student is enrolled, including any         effects of State and local policies on the student's education resulting from         taking an alternate assessment aligned with alternate academic achievement         standards;     </li> </ol>			
<ol> <li>Cognitive assessment data supports a most significant cognitive disability (Intellectual disability).</li> <li>PARTICIPATION CRITERION DESCRIPTORS: Review of student records indicate a disability or multiple disabilities that significantly impact intellectual functioning. Typically functioning 2 ½ or more Standard Deviations (SD) below the mean.</li> </ol>					That the student's achievement will be measured based on alternate achievement standards;  AND			
. Adaptive assessment data supports a most significant deficit in adaptive behavior.  PARTICIPATION CRITERION DESCRIPTORS:  Review of student records indicate a disability or multiple disabilities that					<ul> <li>How the student's participation in alternate standards and assessment(s) may delay or otherwise affect the student from completing the requirements for a regular high school diploma;</li> <li>AND</li> </ul>			
significantly impact adaptive behavior (those skills and behaviors essential for someone to live independently and to function safely in daily life). Typically functioning 2 ½ or more SD below the mean.					That the student will not be prevented from attempting to complete the requirements for a regular high school diploma.  AND			
. The student is primarily being instructed (or taught) using the DLM Essential Elements as content standards.  PARTICIPATION CRITERION DESCRIPTORS: Present levels and measurable goals listed in the IEP for this student are linked to the enrolled grade level DLM Essential Elements and address knowledge and skills that are appropriate and challenging for this student.					The LEA provided the parent(s)/legal education decision-maker with ALL of the above information in an understandable and uniform format and in a written language or oral translation that the parent(s)/legal education decision-maker can understand.			
<ul> <li>The student requires extensive direct individualized instruction and substantial supports to achieve measurable gains in ALL grade-and age-appropriate curriculum at a reduced depth, breath and complexity.</li> </ul>				Ple	ease sign and date that all criteria have been discussed.			
PARTICIPATION CRITERION DESCRIPTORS: The student:				Pa	erent/legal education decision-maker:			Date:
<ul> <li>Requires extensive, repeated, individualized instruction and support that is neither temporary nor limited to specific content areas.</li> </ul>					rent/legal education decision-maker:			Date:
AND				8.5	0			
<ul> <li>Uses substantially adapted materials and individualized methods of accessing information in alternative ways to acquire, maintain, generalize, demonstrate and transfer skills across multiple settings.</li> </ul>								
Kansas State Department of Education   ww	w.ksde	org						



# Kansas: IEP File Review – Alternate Assessment Participation Monitoring, Criteria 1 & 2

	Alternate Assessment Participation Criteria IEP Record Review Re	ubric
IEP Date:		
Criteria #1: Evider	nce of Significant Cognitive Disabilities	
Review of student	records indicate a disability or multiple disabilities that significantly imp	act intellectual functioning.
Typically functioni	ng 2 ½ or more Standard Deviations (SD) below the mean.	
Criteria Rating	Clarifying Examples	Notes
□ Yes □ No	The student's primary disability is associated with a most significant intellectual disability (Intellectual Disability, Multiple Disability, Autism, Traumatic Brain Injury).	
□ Yes □ No	Does assessment of intellectual functioning and cognitive abilities support evidence of a most significant cognitive disability (2.5 or more SD below the mean or is there evidence that valid cognitive results could not be obtained)	
□ Yes □ No	The PLAAFPs indicates academic skills which are several grade levels below age appropriate peers for elementary students, 5-6 grade levels below for middle school students, and 7-9 grade levels below for high school students for all content areas.	

Criteria Rating	Clarifying Examples	Notes
□ Yes □ No	Assessment of adaptive behavior functioning indicates significant deficits in adaptive behavior (2.5 or more SD below the mean)	
□Yes □No	The student's IEP includes goals for conceptual skills, social skills, and /or practical skills are needed to communicate, apply academic skills, and manage and accomplish tasks.  Social skills are needed to engage in interpersonal interactions, act with social responsibility and use leisure time.  Practical skills are needed to address personal and health needs; take care of home, classroom or work settings; and function in a school or community (daily living skills: eating, dressing, toileting; community living skills: preparing meals, housekeeping, using a phone, ability to access and use transportation, job skills:	
□ Yes □ No	Even with additional time, the student will likely unable to develop the skills needed to live independently or to function safely in their daily life at home, school and community. (Student is on the waiting list with the local CDDO for adult services)	

Criteria #2: Evidence of Significant Deficits in Adaptive Behavior

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## Kansas: IEP File Review – Alternate Assessment Participation Monitoring, Criteria 3 & 4

Criteria #3: Primarily Instructed Using the DLM Essential Elements as Content Standards  Present levels and measurable goals listed in the IEP for this student are linked to the enrolled grade level DLM  Essential Elements and address knowledge and skills that are appropriate and challenging for this student.							
Criteria Rating							
0.176 (C.075 (C.07)	The student's IEP references PLAAFPs and goals aligned to the DLM essential elements. (ALL Goals must have at least 2 benchmarks/objectives)						
□No	Previous assessment score reports support taking an alternate assessment. Situations that do not support taking the AA are receiving target and/or advanced levels on the DLM indicating the test is no longer ambitiously challenging; obtaining a score on the general assessment indicates the student is capable of taking a general assessment with accommodations.						

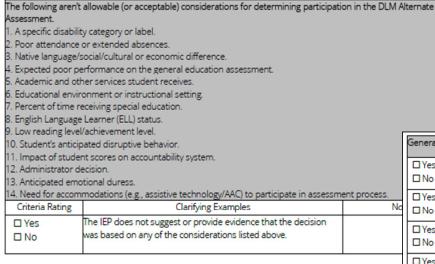
Criteria #4: Evidence of Extensive Direct Individualized Instruction and Substantial Supports to Achieve Measurable Gains in All Grade- and Age-Appropriate Curriculum a. Requires extensive, repeated, individualized instruction and support that is neither temporary nor limited to specific content areas.

 Uses substantially adapted materials and individualized methods of accessing information in alternative ways to acquire, maintain, generalize, demonstrate and transfer skills across multiple settings.

Criteria Rating	Clarifying Examples	Notes
□Yes	The student's IEP indicates direct special education support for the majority	
□ No	of the school day (moderate to maximum levels of support) to make	
	adequate progress on the Essential Elements that are at a reduced depth,	
	preadth, and complexity as compared with general education curriculum.	
☐ Yes	The student requires extensive accommodations and modifications (layers	
□No	of supports, scaffolding and/or assistive technologies- low or high tech) to	
10000100000	communicate, follow directions, complete daily routines and/or complete	
	instructional activities.	
☐ Yes	The student's IEP outlines accessibility supports beyond those allowed on	
□No	the Kansas Assessment Program (KAP) to meet the cognitive and physical	
	task demands of instruction and assessment. Refer to <u>The Kansas</u>	
	Accessibility Manual or Tools and Accommodations Available for the KAP.	



## Kansas: IEP File Review – Alternate Assessment Participation Monitoring, Scoring



l	General	
		The IEP included the Participation Guidelines and/or the Rubric for Determining Eligibility on the DLM.
		The IEP includes a statement of why the student cannot participate in the general state assessment.
		The IEP includes a statement of why the particular alternate assessment selected is appropriate for the student.
		Evidence of parent/legal education decision maker notification of participation in the alternate assessment and its implication in the parent's native language.
	Score /17	

Score Scale	Interpretation
13-17	Complete and Consistent Evidence Present, IEP file review has passed the Participation Guidelines Compliance Check.
8-12	Partial or Inconsistent Evidence Present. IEP file review has not passed the Participation Guidelines Compliance check.
7 or fewer	Little or No Evidence present. IEP file review has not passed the Participation Guidelines Compliance check.



#### **Kansas: DLM Test Observations – Purpose**

- Observations provide anonymous information about how DLM testlets are delivered to help the consortium evaluate the process of administering assessments and to inform improvements. Data from test administration observations also provide evidence of validity for the assessment system.
- Intended to be non-judgmental it is not a gotcha
- Provides opportunities to visit with the teachers administering the assessment and answer any questions they have. It also allows times for me to share information and resources they may not be familiar with.
- Beginning in the fall 2023 DLM test observations will include observing those teachers and students who had a high percentage of short duration testing
  - Purpose is to assist teachers in engaging the students in order to get more reliable and useful data on what the student knows and can do.
  - DLM research team has determined the amount of time that is not reasonable to complete a DLM testlet
    - ELA 60 seconds or less
    - Math 30 seconds or less
    - Science 30 seconds or less
- This is a testing irregularity that needs to be monitored and addressed by districts.



## **Ohio's Story**

- 1. Special Education Profiles: The Special Education Profiles notify LEAs of their performance on the key indicators set forth by IDEA.
- 2. Indicator 3b: Alternate Assessment Participation
- 3. Special Education Program Monitoring: Alternate Assessment Participation Monitoring Process
- **4. Tier 3 District:** 3.5% Participation Rate in Ohio's Alternate Assessment



# Ohio's Story: Alternate Assessment and Addressing Disproportionality

Ohio monitors LEAs identified as a Tier 3 District for Indicator 3b in the release of the annual Special Education Profiles

## Alternate Assessment Participation Monitoring Process:

- 1. Alternate Assessment Self-Review Summary Report
- 2. Alternate Assessment Improvement Plan
- 3. Improvement Plan (Implementation) Evidence



# Ohio's Story: Alternate Assessment Self-Review Summary Report

9. **Topics:** Our district examines disproportionality in the percentage of students in any subgroup participating in the alternate assessment.

Section B: Guiding Questions for Noncompliance							
<ul> <li>Data Gathering:</li> <li>A. How are participation rates different for certain subgroups (e.g., black, Hispanic, Asian, white, English learners, economically disadvantaged) as compared to other subgroups?</li> <li>B. Are trends evident that show participation of a subgroup increasing or decreasing over time (i.e., three years)?</li> <li>C. How are general education teachers and intervention specialists encouraged to use culturally responsive curricula and evidence-based practices for English learners in their classrooms?</li> </ul>	Data Summary:	Area of Concern? (Y/N)  (If YES, the Disproportionality Calculator must be listed as a required activity in the Improvement Plan)	Root Cause:	Priority: 1 = highest			



### Ohio's Story: Alternate Assessment Improvement Plan

Activity  Describe activities designed to achieve the short-term goal(s) –  Items 1-3 are required for all districts. Districts can add additional activities needed for improvement:	Resources List the resources needed for activity:	Timeline Activities must be completed by September 29, 2023:	Completion Evidence of completed activity (training materials, agendas, signin sheets, procedure manuals)
1.			
2.			
3. Disproportionality Calculator (Alternate Assessment only):			
4.			



### **Arkansas: Tier One**

- Part I: Evidence of Training
  - o Artifact(s) documenting topics covered in the training
  - o Sign-in sheets
- Part II: <u>Student List</u>
  - o State ID Number
  - o Grade
  - o Eligibility Category
- Disproportionality Review
- Part III: <u>Assurance Page</u>



### **Arkansas: Tier Two**

- Part I: Evidence of Training
  - o Artifact(s) documenting topics covered in the training
  - o Sign-in sheets
- Part II: <u>Individual Student Information Sheet</u>
  - o Eligibility Category
  - o Intellectual Functioning Data
  - o Adaptive Behavior Data
- Disproportionality Review
- Part III: <u>Assurance Page</u>



### **Arkansas: Tier Three**

- Part I: Evidence of Training
  - o Artifact(s) documenting topics covered in the training
  - o Sign-in sheets
- Part II: <u>Individual Student Information Sheet</u>
  - o Eligibility Category
  - o Intellectual Functioning Data
  - o Adaptive Behavior Data
- Disproportionality Review
- Part III: Onsite Review
- Part IV: <u>Assurance Page</u>



## Questions?





# Thank you!