



History/Background – Private Special Education Funding Issue

- **2014 Legislation:** Attempt by Stafford County to access CSA funds to bring back children from private day placements and serve in public schools; led to COY Study.
- **2014 – 2015 Study:** Commission on Youth Study on Private Educational Placements
- **2016 Budget Language:** CSA / DOE Work Group Study



CSA SEC Workgroup on Private Day Educational Services – 2016

Tasked with reviewing and developing “a robust set of options for increasing the integration of children receiving special education private day treatment services into their home school districts, including mechanisms to involve local school districts in tracking, monitoring and obtaining outcome data to assist in making decisions on the appropriate utilization of these services.”

Options Presented to the Governor and Virginia General Assembly:

- Amend the Children’s Services Act to allow funding for services to Students with Disabilities in the public school setting.
- **Amend the Children’s Services Act to “carve out” and transfer CSA state pool funding for students with disabilities to the VDOE.**
- Request funding for several pilot programs to “implement and test” strategies for increasing the education of students with disabilities in the least restrictive, public school setting.



2017 General Assembly Action

- Governor took no budget action
- Competing budget amendments introduced in House and Senate
 - “Local Demonstration Grants” vs. Funding Shift from CSA to DOE
 - House Appropriations adopts “implementation plan” for shift
 - Senate Finance adopts “implementation workgroup” to study shift
- Final Budget Conference adopts comprehensive workgroup study



Final 2017 Budget Language Adopted by the General Assembly

- Directs staff of House Appropriations and Senate Finance Health and Human Resources Subcommittees and Elementary and Secondary Education Subcommittees to facilitate workgroup to “examine the options and determine the actions necessary to better manage the quality and costs of private day educational programs currently funded through the Children's Services Act.”
- State Agencies cited:
 - Office of Children’s Services
 - Virginia Department of Education
 - Department of Planning and Budget
 - Department of Social Services
 - Department of Juvenile Justice
- Stakeholders to be engaged:
 - Local governments
 - School superintendents or their designees
 - CSA CPMTs and FAPT’s
 - Special education administrators
 - Private providers
 - Parents of special education students



Workgroup Charge:

In examining the options, the workgroup shall consider:

- Amending the CSA to transfer the state pool funding for students with disabilities in private day educational programs to the VDOE
- Identification and collection of data on an array of measures to assess the efficacy of private special education day school placements
- Identification of the resources necessary in order to transition students in private day school settings to a less restrictive environment
- Role of Local Education Agencies in determining placements and overseeing the quality, cost and outcome of services for students with disabilities in private day educational programs
- An assessment of the Individualized Education Program (IEP) process as compared to federal requirements, including how that process relates to the role of CSA Family Assessment and Planning Team (FAPT) in determining services for students with disabilities whose IEP requires private day educational placement



Workgroup Charge (continued):

The workgroup shall examine:

- Funding impacts
- Necessary statutory, regulatory or budgetary changes
- Other relevant actions necessary to implement any recommended actions
- A report on any preliminary findings and recommendations shall be submitted to the Chairmen of the House Appropriations and Senate Finance Committees by November 1, 2017. Committee staffers submitted letter to Chairs on November 1, asking for more time to study the issue (letter is in your packets).



VAISEF Response Strategy:

- VAISEF Special Education Advisory Group Appointed
- VAISEF Special Education Advisory Group Reviews Data Submitted to 2016 Study Work Group by CSA, DOE
- VAISEF Special Education Work Group Develops White Paper Response to Issue
- VAISEF Special Education Symposium Held September 12th to Present White Paper
- VAISEF Special Education Advisory Group Meets with Legislative Work Group Facilitators at St. Joseph's Villa on September 26th for Tour of Autism School and Presentation of White Paper
- VAISEF Develops Advocacy and Grassroots Action Plan

Discussion: *Developing an Advocacy Agenda for
the 2018 General Assembly*



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Developing an Advocacy Agenda for 2018 Virginia General Assembly

The Issues:

- Special Education Funding / Private Day Placements
- IACCT Impact – Magellan / DMAS
- MCO's Behavioral Health Rollout 2018 (CCC Plus)
- Education Costs for Non-CSA Parental Placements
- CSA vs. non-CSA Medicaid Rate / Residential Rates in General
- Medicaid Expansion
- Fingerprint Background Checks

Conclusions:

Where Do We Go From Here?

2017 Virginia Statewide Election Results

Virginia House of Delegates



16 New Democratic House Members (*District # in parentheses*):

- (2) Jennifer Carroll Foy (Mark Dudenhefer open seat)
- (10) Wendy Gooditis (defeated Randy Menchew)
- (12) Chris Hurst (defeated Joseph Yost)
- (13) Danica Roem (defeated Bob Marshall)
- (21) Kelly Convirs-Fowler (defeated Ron Villanueva)
- (31) Elizabeth Guzman (defeated Scott Lingamfelter)
- (32) David Reid (defeated Tag Greason)
- (42) Kathy Tran (Dave Albo open seat)
- (50) Lee Carter (defeated Jackson Miller)
- (51) Hala Ayala (defeated Rich Anderson)
- (67) Karrie Delaney (defeated Jim LeMunyon)
- (68) Dawn Adams (defeated Manoli Loupassi)
- (72) Schuyler VanValkenburg (Jimmie Massie open seat)
- (73) Debra Rodman (defeated John O'Bannon)
- (85) Cheryl Turpin (defeated Rocky Holcomb)
- (89) Jay Jones (Daun Hester open seat)

2017 Virginia Statewide Election Results

Virginia House of Delegates



3 New Republican House Members (*District # in parentheses*):

- (28) Bob Thomas, Jr. (William Howell open seat)
- (56) John McGuire (Peter Farrell open seat)
- (64) Emily Brewer (Rick Morris open seat)



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2017 Virginia Statewide Election Results

- New Administration
 - Transition Team
 - Governor-Elect
 - New Policy Staff
 - Lieutenant Governor-Elect
 - New Secretary of Health and Human Resources
 - New Secretary of Education
 - New Secretary of Public Safety
 - New Agency Heads
 - DBHDS
 - DMAS
 - DSS
 - DOE
 - DJJ
 - DOH



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Key Dates / Events

- House Appropriations Committee Retreat (November 14-15)
- Senate Finance Committee Retreat (November 16-17)
- Joint Subcommittee on HHR Oversight (November 29)
 - *VAISEF Invited to Present on Special Education Day Placements Issue*
- Drafting Request Deadline for Pre-filed Legislation (December 4)
- Governor Budget Presentation to Joint Money Committees (December 18)
- 2018 Session of the Virginia General Assembly Convenes (January 10)
- Inauguration Day (January 13)



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Advocacy and Grassroots Action Plan

Joint Subcommittee for Health and Human Resources Oversight

- **Senate Members:**
 - Senator Emmett Hanger (R-Augusta)
 - Senator Janet Howell (D-Fairfax)
 - Senator George Barker (D-Fairfax)
 - Senator Siobhan Dunnavant (R-Henrico)
- **House Members:**
 - Delegate Chris Jones (R-Suffolk)
 - Delegate Steve Landes (R-Augusta)
 - **Delegate John O'Bannon (R-Henrico)**
 - Delegate Matthew James (D-Portsmouth)



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Advocacy and Grassroots Action Plan

Senate Finance Committee

- **Health and Human Resources Subcommittee:**

- Senator Emmett Hanger (R-Augusta)
- Senator Janet Howell (D-Fairfax)
- Senator Steve Newman (R-Lynchburg)
- Senator George Barker (D-Fairfax)
- Senator Siobhan Dunnivant (R-Henrico)
- Senator Rosalyn Dance (D-Petersburg)

- **Education Subcommittee:**

- Senator Tommy Norment (R-James City)
- Senator Steve Newman (R-Lynchburg)
- Senator Janet D. Howell (D-Fairfax)
- Senator Dick Saslaw (D-Fairfax)
- Senator Emmett Hanger (R-Augusta)
- Senator Frank Ruff (R-Mecklenburg)
- Senator Siobhan Dunnivant (R-Henrico)



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Advocacy and Grassroots Action Plan

House Appropriations Committee

- **Health and Human Resources Subcommittee:**

- Delegate Riley Ingram (R-Hopewell)
- Delegate Steve Landes (R-Augusta)
- **Delegate John O'Bannon (R-Henrico)**
- Delegate Chris Peace (R-Hanover)
- Delegate Scott Garrett (R-Lynchburg)
- Delegate Chris Stolle (R-Virginia Beach)
- **Delegate Daun Hester (D-Norfolk)**
- Delegate Mark Sickles (D-Fairfax)

- **Elementary and Secondary Education Subcommittee:**

- **Delegate Jimmie Massie (R-Henrico)**
- Delegate Kirk Cox (R-Colonial Heights)
- Delegate Steve Landes (R-Augusta)
- **Delegate Tag Greason (R-Fairfax)**
- Delegate Barry Knight (R-Virginia Beach)
- Delegate Delores McQuinn (D-Richmond)
- Delegate Lashrecse Aird (D-Petersburg)



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Advocacy and Grassroots Action Plan: Resources

For more information and advocacy tools for the private special education day placements issue, go to this site:

<https://www.vaisef.org/private-day-study/>

Materials that are available to use to educate policy makers, colleagues, and families include:

- VAISEF White Paper – Private Special Education – Executive Summary
- VAISEF White Paper – Private Special Education – Full Paper
- VAISEF 9/12/17 Symposium Presentation
- VAISEF CSA SEC Public Comment 9/21/17
- VAISEF Special Education Issue – Legislator Contact Information