



We Educate • We Care • WESELPA

Fiscal Allocation Plan

Updated: September 2023

West End Special Education Local Plan Area
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GOVERNANCE

The West End Special Education Local Plan Area (WESELPA) is composed of nine school districts (Alta Loma, Central, Chaffey Joint Union, Chino Valley Unified, Cucamonga, Etiwanda, Mountain View, Mt Baldy, and Upland Unified) and West End Student Services. Its purpose is to assure access to special education services for all disabled students residing within the West End of San Bernardino County.

The governing body of the SELPA, as set forth in the West End SELPA Local Plan, is the Superintendents' Council. The Superintendents' Council is composed of a superintendent from each district or local educational agency (LEA). One of the responsibilities of the Superintendents' Council is to allocate, among the participating LEAs, those public funds which are received to support special education programs, and to review on an annual basis the efficacy of the allocation procedures.

The San Bernardino County Superintendent of Schools (SBCSS) serves as the Responsible Local Agency (RLA) for the West End SELPA. The RLA receives and distributes funds in accordance with the adopted SELPA plans.

The SELPA Administrator, an employee of the San Bernardino County Superintendent of Schools, coordinates the administration and implementation of the West End Special Education Local Plan. The SELPA Administrator is subject to the Responsible Local Agency's policies and procedures for day to day operations, but receives direction from and is responsible to the Superintendents' Council.

****SELPA Level Workgroups composed of members of the SELPA Advisory Committee (and in some cases the Superintendents' Council) will ensure the equity of the fiscal allocation model by reviewing any disparity in local support required by the individual LEAs. The workgroups will determine the factors and causes of the disparity and make recommendations to alter the allocation model as needed.***

AB602

SPECIAL EDUCATION

FUNDING OVERVIEW

SELPA FUNDING ALLOCATION MODEL (Exhibit I, Schedule B)

The West End SELPA AB602 funding model includes the following:

A. Average Daily Attendance (ADA) (Appendix C)

B. Revenue Sources used in Allocation Model

1. Base Grant Entitlement **(Column D)**
2. Federal Local Assistance (removed from AB602 base, but added back in at the SELPA level) **(Column D)**
3. Local Special Education Property Taxes **(Column D)**
4. Low Incidence Apportionment **(Column E)**
5. Program Specialist/Regionalized Services Apportionment **(Column F)**
6. Personnel Development (added to AB602, SELPA's portion still funded separately by the SELPA) **(Column G)**
7. NPS/LCI Extraordinary Cost Pool Apportionment (Annual only) **(Column H)**
8. Out-Of-Home Care Apportionment **(Column I)**

C. Adjustments to Total Apportionment

1. Regional Provider Program(s) Fee-For-Service Adjustment **(Column M)**
2. Small School District Protection Adjustment **(Column N)**

D. Expenses/Transfers Charged to Member LEAs

1. Joint Risk Fund Reimbursements **(Column T)**
2. Joint Risk Fund Contributions **(Column U)**
3. Facilities **(Column V)**
 - SBCSS Leased Facility Costs
 - Provider Program Facility/MTU Costs
4. Web-based IEP (SEIS) **(Column W)**
5. Transportation **(Column X)**
6. State Special Schools Adjustment Reimbursement **(Column Y)**

REVENUE SOURCES USED IN ALLOCATION MODEL (Exhibit I, Schedule D)

ADA and Rate(s):

- SELPA Funded ADA
 - Calculated for each member LEA individually using the highest ADA when comparing current year, prior year, and second prior year.
- SELPA Base Rate

Base Grant Entitlement/General Funding:

- SELPA Base rate multiplied by SELPA Funded ADA. The calculated Base Grant Entitlement is then multiplied by the proration factor.
- Local Special Education Property Taxes (deduct to adjusted Base Grant Entitlement)

Federal Local Assistance: (removed from AB602 Base, but added back in at the SELPA level)

As a separate grant, Federal Local Assistance funds are specifically allocated for special education and services to children with disabilities ages three through twenty-one.

Local Special Education Property Taxes: (used as a deduct to the Base on the State Exhibit, but added back in at the SELPA level)

Property Tax revenue goes to the County Office, but first it is included in the AB602 amount to be distributed by ADA.

Program Specialist/Regionalized Services:

Program Specialist/Regionalized Services (PS/RS) is calculated by multiplying the current year PS/RS rate by the 2019/20 SELPA funded ADA.

Low Incidence

Low Incidence entitlement is generated on the PY October Pupil Count of Low Incidence Disabilities multiplied by the state-wide Low Incidence Rate(s).

Personnel Development: (added to AB602, SELPA's portion still funded separately by the SELPA)

SELPA's portion of Staff Development is funded using a Superintendents' Council approved rate multiplied by the PY October Pupil Count.

Out-of-Home Care:

Funding for foster youth, pupils placed in the short-term residential therapeutic program and three other types of facilities located within a SELPA's geographic boundaries.

NPS/LCI Extraordinary Cost Pool Apportionment: (Annual only)

This is the prorated sum of all NPS/LCI Extraordinary Cost claims in excess of the applicable threshold reported to the state by the SELPA.

Supplemental Revenue: (if any)

At times, the State Budget Act may provide supplemental revenue. This may be one-time funding, or permanent increases to SELPA revenue. Supplemental Revenues will be analyzed on an individual basis by a SELPA Level Workgroup and distributed via the methodology approved by the Superintendents' Council.

**ADJUSTMENTS TO TOTAL APPORTIONMENT
(Exhibit I, Schedule B)**

Adjustments are the reallocation of dollars made at the SELPA level after allocating AB602 per ADA revenue. These adjustments are not considered expenses (revenues) charged to member LEAs.

Provider Program(s) Fee-For-Service: (Column M)

Regional provider program funding is determined by applying the Fee-For-Service Rates to the Fee-For-Service Count. Revenue from the District of Residence/Accountability is distributed to the regional provider program operators after the AB602 K-12 per ADA allocation distribution.

- **Fee-For-Service Rates** are developed using actual approved program expenditures.
- **Fee-For-Service Count** is based on the special education pupil count and related service count for students placed outside their resident district for students between the ages of 3-22. This is not an ADA count.

Small School District Protection: (Column N)

Under the funding allocation model, it is possible that a small district's (less than 1,000 ADA) current year revenue allocation may be less than the revenue received in the prior year. To protect against this possible shortfall, its revenue allocation will be adjusted to equal its prior year revenue plus COLA.

**EXPENSES/TRANSFERS CHARGED TO MEMBER LEAs
(Exhibit I, Schedule B)**

These expenses are transferred to either the SELPA or SBCSS for charges incurred related to special education programs.

Joint Risk Fund (JRF) Reimbursements: (Column T)

Original expenses related to Non-LCI NPS/NPA placements, LCI NPS placements, and authorized parent/JRF related reimbursements will be charged to the JRF (0282 Mgmt).

- **NPS/NPA Non-LCI 80%:** The District of Residence/Accountability will reimburse the JRF **80% of the difference** between the total Non LCI NPS expenses and the LCFF dollars generated by the Non-LCI NPS ADA. In addition, the District of Residence/Accountability will reimburse the JRF the LCFF dollars generated by the Non-LCI NPS ADA placement.
- **NPS LCI 100%:** The District of Residence/Accountability will reimburse the JRF **100% of the difference** between the total LCI NPS expenses and the LCFF dollars generated by the LCI NPS ADA. In addition, the District of Residence/Accountability will reimburse the JRF the LCFF dollars generated by the LCI NPS ADA placement (the Out-Of-Home Care apportionment will be distributed to member LEAs based on ADA, after allocating 100% of the LCI NPS costs to member LEAs with LCI NPS costs).
- **Authorized Parent and JRF Related Cost Reimbursements:** These charges may be for attorney fees, unilaterally obtained related services, transportation, independent educational evaluations/assessments, or other authorized expenses. For the majority of expenses, the District of Residence/Accountability will either reimburse the JRF 70% of total costs or submit a bill requesting 30% of the total cost of the authorized contract, such as an independent educational evaluation/assessment for which the member LEA developed a contract.

JRF (Budget 282) Contribution: (Column U)

The purpose of the JRF is to pay for regionalized expenses in support of SELPA districts' special education needs. The JRF revenue will be generated from member LEA contributions which are calculated based on a Superintendents' Council approved dollar amount multiplied by current year P-2 ADA. A reserve of \$400,000 has been established and will be reconsidered as needed.

Provider Program Facility/MTU Expense: (Column V)

Commercial leased facilities and county-owned facilities will be funded by a charge to member LEAs based on the percentage of students served in the provider programs housed in each leased or county-owned facility.

Web-based IEP Expense: (Column W)

The West End SELPA generates a three-year contract with San Joaquin County Office of Education for implementation of the Special Education Information System (SEIS), which is a web-based IEP program. West End member LEAs incur the total web-based IEP cost on a per Pupil Count basis. These expenses may include additional costs for a maintenance fee for customized web-based IEP forms.

Transportation: (Column X)

After state revenue is deducted, all monthly transportation costs for the West End county programs are prorated to each district by the number of district students being transported by San Bernardino County Superintendent of Schools.

State Special Schools Adjustment Reimbursement: (Column Y)

It has been the policy of the West End Special Education Local Plan Area to reimburse districts, from the JRF, for the ten percent (10%) annual excess costs that are withheld from state apportionment for residential students placed in state special schools.

PROCEDURAL GUIDELINES

(Historical data can be found in Appendix B of
the Fiscal Allocation Plan)

ALLOCATION DISTRIBUTION (Exhibit I, Schedule B)

The West End SELPA allocates the AB602 state special education funding to its member LEAs on a per ADA basis using the applicable year's ADA (see Exhibit I).

Revenue sources to be distributed include the following:

- Base Grant Entitlement
- Federal Local Assistance (separate grant)
- Local Special Education Property Taxes
- Low Incidence
- Program Specialist/Regionalized Services
- Personnel Development (included in AB602)
- NPS/LCI Extraordinary Cost Pool (Annual only)
- Out-of-Home Care Funding
- Supplemental Revenue (if any)

Specific Procedures:

A. Base Grant Entitlement & Other Adjustments

1. Beginning with 2023/24 AB602 funding, the SELPA AB602 funding model will use the CDE calculation of the Base Grant Entitlement by individual LEA to allocate the Base Grant funding to member LEAs.
2. Federal Local Assistance funding is a separate grant. The grant dollars are added into the AB602 funding model along with AB602 special education funding before it is distributed by ADA **(Column D)**.
3. Local Special Education Property Taxes become a deduction to the Base Grant Entitlement on the AB602 funding exhibit; Property Taxes are factored into the SELPA AB602 funding model as part of the CDE calculation of the Base Grant Entitlement by individual LEA **(Column D)**.
4. Personnel Development funding is included in AB602 special education funding. WESELPA's portion of Personnel Development funding is taken off the top before the special education dollars are distributed to member LEAs by ADA **(Column G)**.

B. Total Apportionment – West End Student Services (Column J)

1. Out-of-home care funding is allocated by ADA after being adjusted for LCI expenses **(Column I)**.
2. Low Incidence funding, Out-of-home care funding and the allocation of special education funding make up West End Student Services' total apportionment.

C. Total Apportionment – Districts (Column J)

1. NPS/LCI Extraordinary Cost Pool Apportionment will be distributed to member LEAs having costs that were claimed in excess of the CDE applicable threshold after a percentage of the apportionment has been transferred to the Joint Risk Fund (Annual only) **(Column H)**.
2. Out-of-home care funding is allocated by ADA after being adjusted for LCI expenses **(Column I)**.
3. NPS/LCI Extraordinary Cost Pool Funding, Out-of-home care funding and the allocation of special education funding make up each district's total apportionment.

D. Total Apportionment – West End SELPA (Column J)

1. WESELPA's total apportionment is made up of the Low Incidence and Program Specialist/Regionalized Services apportionments along with the WESELPA portion of Personnel Development that was previously taken off the top of the AB602 Base apportionment.

E. Adjusted Apportionment (Column O)

1. Each member LEA's entitlement is adjusted by the Fee-For-Service Adjustment. This adjustment shifts funding from the resident district of the student to the LEA providing the educational services **(Column M)**.
2. The Small School District Adjustment further adjusts each member LEA's entitlement. This adjustment protects any district with less than 1,000 ADA from receiving less revenue than it did under the unit rate allocation model as calculated for the Prior Year plus COLA **(Column N)**.
3. After these adjustments are made, each member LEA's "Adjusted Apportionment" is then divided into the three funding sources – Local Special Education Property Taxes **(Column P)**, Federal Local Assistance **(Column Q)**, and AB602 **(Column R)** for SACS reporting purposes.

**This allocation of special education funding to SELPA member LEAs will be recalculated at each state re-certification of AB602 funding.*

**Local Assistance, Low Incidence, RSPS, Personnel Development, NPS/LCI Extraordinary Cost Pool, Out-of-home care, Fee-For-Service, and Small School Protection adjustments are further explained in their prospective portions of the Fiscal Allocation Plan.*

Apportionment Distribution Cycle:

With the implementation of the AB602 model, funding has been established on a SELPA wide ADA formula basis. The West End SELPA Local Plan has been amended to allow the SELPA to define the distribution model.

Revenue will be distributed from the state directly to the San Bernardino County Treasurer on a monthly basis with the special education apportionment cycle. The state provides documentation to SBCSS identifying the amount of the monthly special education apportionment to be deposited to the West End SELPA. The state does not identify amounts for the member LEAs. Schedules detailing these amounts are received at each certification period from the CDE identified as the Advance Apportionment (July-January), First Principal Apportionment (February-May), Second Principal Apportionment (June), and the Annual Apportionment (following February with adjustments applied to prior year June).

The manner of distribution of the funds conforms to EC 14041(a)(2), which provides for the following schedule:

July	5%	} Advance Apportionments
August	5%	
September	9%	
October	9%	
November	9%	
December	9%	
January	9%	
February	reconciled with P-1 certification; revenue adjusted accordingly at 1/5 th	
March	1/5 th of balance due per P-1 certification	

April	1/5 th of balance due per P-1 certification
May	1/5 th of balance due per P-1 certification
June	reconciled with P-2 certification; revenue adjusted accordingly to actual

The West End SELPA must submit a worksheet to SBCSS Internal Business Services, which calculates each member LEA's share of the state special education apportionment. The data shall include the SELPA total AB602 revenue, each LEA's allocation, and each LEA's percentage of the SELPA total. At each apportionment certification, the totals must reconcile to the total posted on the SELPA's AB602 State Exhibit. This worksheet will be used by SBCSS as the allocation model, with funds being distributed from July through February on a percentage share basis as presented to the Superintendents' Council in June of prior year or the most recent allocation model adjusted for revised projected P-2 ADA prior to the first payment for the fiscal year; allocations from March through May will be based on actual totals balancing to the P-1 AB602 State Certified Exhibit; the June apportionment will be transferred in July and will be adjusted to the P-2 AB602 State Certified Exhibit. Any significant annual adjustments to the P-2 Certification will be calculated and included in the year-end accrual process and communicated to member LEAs by July 30.

In the event the state re-certifies the SELPA's special education apportionment after the close of that fiscal year, the SELPA will recalculate and make the appropriate modifications in the allocation of funds for the re-certified fiscal year. All revenue modifications will be treated as prior year adjustments and coded as such.

**The WESELPA must follow the adopted State Apportionment Cycle which may vary from the above listed distribution schedule.*

**LOCAL ASSISTANCE ENTITLEMENT
(Exhibit I, Schedule P)**

Federal Local Assistance dollars are funded outside of AB602 but are added in manually at the SELPA level. After which, funding is distributed by ADA along with AB602 special education funding. Once each member LEAs' apportionment is adjusted per the funding formula, a Local Assistance distribution by PY October Pupil Count using District of Residence/Accountability will be calculated and these funds will be pulled out and designated as Local Assistance funds. The balance of each member District's adjusted apportionment will become AB602 funding.

SPECIFIC PROCEDURES:

A. Determination of Member LEAs Special Education Apportionment

1. The total Local Assistance grant award amount will be added to the AB602 Base and distributed by ADA along with AB602 special education funding to determine each member LEA's apportionment.

B. Determination of Local Assistance Entitlement

1. After the member LEA's apportionment is calculated, a Local Assistance distribution by Pupil Count will be calculated, pulled out and designated as Local Assistance funds.
2. The balance of each member District's adjusted apportionments will become AB602 funding.
3. Member District's Local Assistance entitlement will be distributed by prior year unduplicated October Pupil Count (3-21 year olds) using District of Residence/Accountability.

4. Local Assistance entitlements are distributed to members with a copy of the grant letter upon the receipt of the grant letter from the State.

C. Services to Parentally Enrolled Private School Students with Disabilities

1. The West End SELPA may hire an individual(s) with experience in special education or a related field, on a consultant basis, to provide support to parentally placed private school students with disabilities.
2. The proportionate share of federal Local Assistance funds that must be used to support these students will be calculated using the procedures outlined by the California Department of Education (CDE) . After which, funding will be held at the SELPA to support said position(s).

D. Transfer of Funds

1. Local Assistance funds will be distributed on the federal funding cycle from the State to the San Bernardino County Superintendent of Schools.
2. The West End SELPA will provide SBCSS with an allocation spreadsheet, which calculates each member LEA's share of the Local Assistance Grant entitlement.

E. Report of Expenditures

1. Each member LEA will provide the SELPA with detailed information on how Local Assistance Grant dollars are expended using the Report of Expenditure forms.
2. Report 1 of Expenditures for the period of Jul 1 – Dec 31 shall be submitted to the SELPA in January of the current school year.
3. Report 2 of Expenditures for the period of Jan 1 – Mar 31 shall be submitted to the SELPA in April of the current school year.
4. Report 3 of Expenditures for the period of Apr 1 – Jun 30 will likely be a final report and shall be submitted to the SELPA in July of the following school year. If necessary, Report 4, Report 5, Report 6, and Report 7 must also be submitted per the terms of the grant.
5. The submitted Report of Expenditure form shall include appropriate documentation of the expenditures reported.
6. The final Report of Expenditure form must reflect expenditures greater than or equal to the member LEA's total Local Assistance Entitlement.
7. In the event a member LEA does not expend the total entitlement, the unexpended amount will be returned to the state.

LOW INCIDENCE FUNDING
(Exhibit I, Schedule B)

The Low Incidence Entitlement is calculated on the State Exhibit and is computed using the number of pupils with low-incidence disabilities, as reported in October of the prior year. Eligible age levels are from birth to age 22. Categories included in the count are: Hard of Hearing, Deaf, Visually Impaired, Orthopedically Impaired, and Deaf/Blind.

Audiological services expenses for students being served by West End Student Services are paid “off-the-top” of Low Incidence funding. After estimating these expenses as well as indirect costs, the remaining balance of Low Incidence funding is distributed to member LEAs by District of Residence/Accountability for

the PY October Low Incidence pupil count. District specific allocations will be finalized at the completion of year-end closing.

District Low Incidence funding may be used to offset Low Incidence Fee-For-Service (FFS) charges for eligible students. Eligible students will have a Low Incidence disability listed as their primary or secondary disability. If there are unspent Low Incidence funds for the current school year, then they will be totaled and reallocated the following year to all members based on that year's distribution percentages/method.

The District of Residence/Accountability for educational purposes will be responsible for submitting the necessary paperwork. For example, if a student receives educational services in a district classroom or Non-Public School, the District of Residence/Accountability would prepare the request for Low Incidence funds. If a student receives educational services in a provider program classroom, the provider (SBCSS and Chaffey) will notify the District of Residence/Accountability for the District of Residence/Accountability to prepare the request for Low Incidence funds.

SPECIFIC PROCEDURES: (Column E)

A. Designation of Authorized Signature

1. Member LEAs entitled to Low Incidence Funding shall designate the person(s) authorized to sign the "Notice of Intent to Purchase" form to be submitted to the SELPA Office.

B. Submission of Required Data

1. Member LEAs wishing to be reimbursed through these funds shall submit the completed "Notice of Intent to Purchase" form to the SELPA Office. The total amount requested in the intent should include, in addition to the item(s), SALES TAX AND ESTIMATED SHIPPING CHARGES.
2. All notices of intent for the CURRENT YEAR shall be submitted to the SELPA Office for approval no later than May 1.
3. Equipment/services should be received by the member LEA by June 30 of the current year.
4. Upon receipt of purchase, member LEAs will forward an invoice to the SELPA Office for payment processing.
 - As backup, the invoice must include a copy of the approved notice of intent for purchases of equipment as well as a copy of the VENDOR INVOICE showing the merchandise purchased. Please complete bottom portion of Intent including make, model, serial number, and member LEA's inventory control number when appropriate.
 - Invoices for reimbursement shall be submitted to the SELPA office no later than July 15th of each year.
5. The SELPA Office shall determine the availability of funds and will forward for administrative approval. One copy of the signed acknowledgement will be returned to the member LEA.

C. Maintenance of Inventory Records

1. Education Code Section 35168 requires member LEAs to maintain an inventory of equipment purchases with a current value exceeding \$500.
2. In addition, as required by the Low Incidence State Guidelines, the SELPA Office must also maintain an inventory of all items purchased with Low Incidence Funds. This listing per member LEA is available upon request.

D. Accounting Treatment

1. For SACS accounting purposes, Low-Incidence purchases shall be recorded as an expense to the member LEAs with the transfer of Low Incidence funds recorded as member LEA revenue in object 8792.
2. Low Incidence funds transferred to member LEAs by the SELPA shall be recorded by the SELPA as an expense in object 5110.

MENTAL HEALTH **(Exhibit I, Schedule R)**

Federal and State Mental Health funding is allocated to districts to provide Mental Health services to special education students. Districts contribute per ADA contributions to WESELPA in support of district mental health related expenditures. Routine expenses include but are not limited to:

- Residential room and board
- Mental health counseling
- WRAP counseling services
- Administrative costs
- Parent reimbursements

Unique circumstances for utilization of Mental Health funds will be considered on a case-by-case basis and may require Superintendents' Council approval.

Guidelines for travel reimbursement for students in residential placements have been established. Non-allowable expenditures include but are not limited to: First Class/Business Class airfare, travel expenses for family members, luxury hotels/accommodations, luxury vehicles, entertainment related expenses, and food (including meals and snacks).

To protect a small district (less than 1,000 ADA) from a Mental Health revenue allocation shortfall, a Mental Health Small School Protection Adjustment has been added to the Mental Health Distribution model. The specific procedures of the adjustment are outlined on page B-13.

SPECIFIC PROCEDURES:

A. Mental Health per ADA Contributions

1. The SELPA shall submit Mental health per ADA contribution transfers from member LEAs to WESELPA in accordance with the following procedures:
 - District Mental Health per ADA contributions will be transferred from state mental health funding. Only if district state mental health funding is fully exhausted will district federal mental health funds be used towards district per ADA contributions.
 - The initial 50% transfer based on funded ADA and projected expenses will be transferred in November/December after fiscal notification to the Superintendents' Council.
 - The mid-year 50% transfer based on funded ADA and projected expenses will be transferred in May/June after fiscal notification to the Superintendents' Council.

- Any differences in Mental Health per ADA contribution amounts between the mid-year projections and actual final expenditures will be adjusted at the completion of year-end closing.

PROGRAM SPECIALIST/REGIONALIZED SERVICES **(Exhibit I, Schedule B)**

Program Specialist/Regionalized Services (PS/RS) is commonly referred to as RSPS funding for the SELPA. This PS/RS apportionment is part of the AB602 funding exhibit and is calculated by multiplying the current year PS/RS rate by the 2019/20 SELPA funded ADA. These funds are allocated to the SELPA in support of SELPA operating costs. The approved RSPS reserve is 10% of the AB602 current year allocation.

Should RSPS funding not be sufficient enough to cover related SELPA operating costs, then a SELPA level workgroup may be formed to discuss an option or options to be presented for approval consideration by the Superintendents' Council.

SUPPORT OF THE COMMUNITY ADVISORY COMMITTEE:

Education Code 56836.23 requires the fiscal and logistical support of the Community Advisory Committee. RSPS funding provides this support as necessary.

MEDICAL THERAPY UNIT BUDGETS:

The Medical Therapy Unit budgets are calculated based on students with IEPs served by the MTU on or around October of the prior year at a rate of \$12.00 per student. Budgets will be provided to the MTUs in September for the current year. MTU budgets are funded through RSPS funding.

Currently, there are two MTUs serving WESELPA member district students: 1) Etiwanda MTU (Frost) and 2) Montclair MTU (Moreno)

PERSONNEL DEVELOPMENT **(Exhibit I, Schedule Q)**

Personnel (Staff) Development grant funding was previously rolled into AB602 special education funding. The WESELPA portion of these funds must be taken off the top before the special education funding dollars are distributed to member LEAs. Currently, the WESELPA's Personnel Development funding is based on the 2012/13 per Pupil Count rate of \$0.945782 multiplied by the PY October pupil count.

SPECIFIC PROCEDURES:

A. Determination of SELPA Personnel Development

1. The WESELPA's portion of Personnel Development is calculated by multiplying the per pupil count rate by the PY October pupil count.

2. Once calculated, it is taken off the top of the AB602 Special Education funding (before it is allocated to member LEAs) and funded directly to the WESELPA.

NPS/LCI EXTRAORDINARY COST POOL APPORTIONMENT **(Exhibit I, Schedule S)**

CDE administers an extraordinary cost pool (ECP) to reimburse SELPAs for the extraordinary costs of single placements in nonpublic schools (NPS) and special education and related services for pupils residing in licensed children's institutions (LCI). Costs in excess of the applicable threshold amount will be eligible for reimbursement. If the statewide total reimbursable amount exceeds the appropriated amount for the pool, then CDE will prorate all claims.

The NPS/LCI ECP Apportionment will be reflected on PY Annual AB602 certifications only. The amount will vary from year to year based on the eligible extraordinary costs claimed for that year. A percentage of the NPS/LCI ECP apportionment will be transferred to the Joint Risk Fund (JRF) based on the NPS/NPA split for the year in which the ECP apportionment is based upon. The remaining balance will be distributed proportionately to member LEAs having costs that were claimed in excess of the CDE applicable threshold.

SPECIFIC PROCEDURES:

A. Claim process

1. WESELPA will gather the necessary backup for NPS/LCI costs in excess of the CDE Applicable threshold and submit claim files using the Principal Apportionment Revenue Software.
2. The DAT files for these claims will be sent to SBCSS Internal Business Services by October 15th for electronic submission to CDE by October 30th.
3. SBCSS Internal Business will send the submission confirmation back to WESELPA.
4. WESELPA will mail hard copies of the supporting documentation to CDE.

B. Distribution of NPS/LCI Extraordinary Cost Pool Apportionment

1. The NPS/LCI ECP apportionment will be reflected on the PY Annual certification only.
2. Using the CDE ECP Claim Process breakdown, WESELPA will distribute a percentage of the apportionment to the JRF via transfer as follows:
 - 30% for ECP apportionments related to 2017/18 and prior
 - 20% for ECP apportionments related to 2018/19 and beyond
3. The remaining balance will be distributed to member LEAs having costs that were claimed in excess of the CDE applicable threshold.

OUT-OF-HOME CARE FUNDING **(Exhibit I, Schedule K)**

The Out-of-Home Care Funding is calculated for each special education local plan area (SELPA) for foster youth, pupils placed in the short-term residential therapeutic program and three other types of facilities located within a SELPA's geographic boundaries. Funding for each SELPA is based on five data components: the sum of cumulative enrollment for foster youth reported through California Longitudinal Pupil

Achievement Data System; the average daily population at STRTP provided by the Department of Social Services; and pupil count data in community care, intermediate care, and skilled nursing facilities.

SPECIFIC PROCEDURES:

A. Distribution of Out-of-Home Care Funding

1. The cost of the LCI Non-public school placements is totaled, minus LCFF ADA revenue, which is charged to the District of Residence/Accountability.
2. The adjusted LCI NPS expense total is subtracted from the total Out-of-Home care funding and the remaining revenue is distributed to all LEAs within the SELPA on a per ADA basis.
3. Member LEAs having LCI NPS costs are reimbursed 100% for those costs minus LCFF ADA revenue.

**REGIONAL PROVIDER PROGRAMS/FEE-FOR-SERVICE
(Exhibit I, Schedule G, H1 thru H4)**

The regional provider program concept has been developed by the West End SELPA to address very specialized student program needs. These programs are designed by the SELPA Advisory Committee and approved by the Superintendents' Council. This model supports both the County Operated Regional Provider Program and the District Operated Provider Programs. Any LEA may be a regional provider program, but must adhere to the approved budget and program design, including staff to student ratio, daily/annual length of operation, curriculum, support systems/support staff, and staff development. Any regional provider program modification must be reviewed by a SELPA Level Workgroup, reported to the SELPA Advisory Committee, and presented to the Superintendents' Council for approval.

Students attending regional provider programs are transported from their home district to the regional provider classroom site. Classes operated by SBCSS may be located within the student's home district, but are still considered regional provider classes. Regional provider classrooms are initiated and operated to provide the full continuum of services to a critical mass of students. This allows for economy of scale in providing students with like needs in appropriate age groupings.

Funding of the Regional Provider Program is determined by applying Fee-For-Service rates to the number of non-resident students receiving educational services by the provider program. Revenue from the District of Residence/Accountability is reallocated to the LEA operating the provider program(s) **after** the AB602 funding has been allocated to all SELPA member LEAs based on ADA.

SPECIFIC PROCEDURES:

A. Fee-For-Service Rates – Regional Provider Programs

1. The County shall establish Fee-For-Service rates for its services based on projected actual expenses minus any applicable off-setting revenue divided by the projected number of students served in each program. These services include Specialized Academic Instruction (SAI), Preschool SAI, Low Incidence Related Services, Preschool Intensive Autism, Related Services, Interpreters, 1:1 Aide services, Early Start, First CLASS, and Intensive Therapeutic. Other Regional Program Operators develop their own Fee-For-Service rates.

2. On or before April of each fiscal year, the Regional Provider programs shall present to the SELPA Advisory Committee its fee-for-service rates for the following fiscal year. The recommendations will include a summary of program and fiscal changes that impact the fees for the following year. If necessary, a SELPA Level Workgroup will review these changes before the final rates are presented to the Superintendents' Council.

B. Fee-For-Service Rates – SELPA

1. The SELPA shall establish Fee-For-Service rates for its services based on projected actual expenses divided by the number of students served in each program or prior year rates which may be adjusted by projected COLA.
2. On or before April of each fiscal year, the SELPA shall present to the SELPA Advisory Committee its Fee-For-Service rate for the following fiscal year. If applicable, a summary of program and fiscal changes that impact the fees for the following year will be included. If necessary, a SELPA Level Workgroup will review these changes before the final recommended rates are presented to the Superintendents' Council.
3. Currently, no reserve amount has been approved for the SELPA operated Behavior Intervention program.

C. Fee-For-Service Student/Services Count

1. The Fee-For-Service count is the special education student count and related service count of students placed outside their resident district. It is NOT an ADA count.
2. Fee-For-Service count shall be based on Regional Provider Program Count Reports generated by the SELPA office. These reports include, but are not limited to the following:
 - The Regional Provider Program Count Report by Student
 - The Regional Provider Program Count by Intensive Autism Class/Student
 - The Regional Provider Program Count Report by Service
 - The Regional Counseling Program Report by Student
 - The Behavioral Program Caseload Report
 - One-to-One Aide Report
 - Summary of Students in Provider Program Report
3. Preliminary count reports will be sent to all member LEAs based on November 1 and March 1 count dates. Member LEAs will have one month from the publishing date of the reports to audit, resolve discrepancies, and make appropriate changes in SEIS.
4. Each member LEA will designate one contact person that will be responsible for communicating and assisting in resolving count related discrepancies. SELPA will make this point-of-contact list available to all members.
 - The actual Fee-For-Service billing will be calculated on the AVERAGE number of student/services provided on December 1 and April 1 count dates. Reports based on the December 1 count date will be sent to all member LEAs on or about December 3. The April 1 count information including a Fee-For-Service Verification Form will be sent to all member LEAs on or about April 3. Members will have three weeks to audit and return any discrepancies to the WESELPA. Extended school year students are not captured on either date, but extended year expenses are included in Fee-For-Service Rates.
5. A final Summary of Students in Provider Program Report will be sent to each member LEA after all corrections have been finalized.

D. Fee-For-Service Adjustment

1. Fee-For-Service Adjustment is calculated on the AVERAGE number of services provided by each regional provider program operator based on the final audited December 1 and April 1 count dates.
2. The average number of students/services in each setting is then applied to the applicable fee rate.
3. Each member LEA's AB602 funding is then adjusted to shift revenues from the District of Residence/Accountability to the LEA operating a provider program.

E. Regional Provider Program Expenditure/Budget Report

1. If applicable, regional provider program operators will provide revenue and expenditure reports to the SELPA Advisory Committee, and Superintendents' Council at interim reporting and year end final.

F. Regional Provider Program Operating Year End Balance (& Return)

1. Unless instructed otherwise by the Superintendents' Council, the prior year regional provider program operating surplus, less any approved reserve, by each provider will be returned to member LEAs at the same percentage as members have paid for services. In the case of a provider program shortage, member LEAs involved may be assessed a higher fee in proportion to usage in the subsequent year, upon Superintendents' Council approval. The process for revenue adjustment is defined in section G of this section.
2. When a district receiving small school district protection qualifies for a give back, the total amount of that district's give back shall be redistributed to the remaining member LEAs based upon percentage of total give back recalculated without the small school district share included.

G. Regional Provider Program Surplus/Shortage Adjustment

1. The regional provider surplus will be returned **by the provider** at the same percentage as paying for services. In the event a provider's expenses exceed the revenue, member LEAs may be assessed a higher fee in proration to usage, following approval by the Superintendents' Council.
2. Percentage of revenue generated is then applied to surplus/shortage net amounts to determine member LEA's "return or owed" amount for each provider.
3. Total charge or "Give Back", less any prior approved adjustments, is then calculated.

LCFF Revenue Transfer (Special Education ADA)

The existing fee-for-service model incorporates ADA revenue generated by district-funded students attending county operated special education programs. This is used to offset program costs before establishing fee-for-service rates. Transfers are completed twice per year, 50% after the P-1 certification, and a final settlement transfer after the P-2 certification.

SPECIFIC PROCEDURES:

A. Calculation

1. Utilizing the P-1 and P-2 CDE certification exhibits, ADA revenue is calculated utilizing data from the LCFF Entitlement for each district.

2. Grant amounts are calculated for each grade span and include the base grant, grade span adjustments, and supplemental and concentration grants (excluding additional 15% concentration grant tied to hiring more staff).
3. The final calculation is based upon the current year LCFF Entitlement CDE P-2 certification.
4. Prior year adjustments will not be made as a result of audit findings or ADA revisions.

B. Transfer Process

1. SBCSS shall process the amounts to be transferred from the member LEAs to SBCSS in accordance with the following schedule:
 - 50% of the amount based on the current year P-1 ADA after P-1 certification by the CDE will be transferred in March after fiscal notification to the Superintendents' Council.
 - The balance, adjusted to P-2 ADA for regular school year and Annual ADA for extended school year after P-2 Certification by the CDE, will be transferred in September after fiscal notification to the Superintendents' Council.

**SMALL SCHOOL DISTRICT PROTECTION ADJUSTMENT (AB602 & MENTAL HEALTH)
(Exhibit I, Schedule I & R)**

A small school district is defined as having less than 1,000 ADA.

AB602 - SMALL SCHOOL PROTECTION ADJUSTMENT: (Schedule I, Column K)

Under the AB602 funding allocation model, it is possible that a small district's current year revenue allocation may be less than the revenue received in the prior year. To protect a small district from this possible shortfall, its revenue allocation will be adjusted to equal its prior year revenue allocation plus funded COLA.

SPECIFIC PROCEDURES:

A. AB602 - Small School Protection Adjustment Calculation

1. To determine the protected revenue level, calculate the special education revenue received by the small school district in the previous fiscal year adjusted apportionment (PY Schedule B, Column O) and increase by the current year state funded special education COLA/net deficit.
2. Subtract the small district's current year entitlement, after the adjustment for regional provider services (Fee-For-Service), facility expense, the Joint Risk Fund related reimbursement expense from the protected revenue level to determine shortfall, if any.
3. Multiply the shortfall by the ADA ratio for the remaining member LEAs. Deduct the resulting prorated share from the remaining member LEAs' revenue and add it to the small district's revenue.

MENTAL HEALTH – SMALL SCHOOL PROTECTION ADJUSTMENT: (Schedule R, Column C)

Under the current Mental Health funding allocation model, it is possible that a small district's proportionate share of Mental Health revenue may be less than the revenue received in the prior year. To protect a small district from this possible shortfall, its revenue allocation will be adjusted to equal its prior year revenue allocation plus funded COLA.

SPECIFIC PROCEDURES:

A. Mental Health - Small School Protection Adjustment Calculation

1. To determine the protected revenue level, calculate the Mental Health revenue received by the small school district in the previous fiscal year (PY Schedule R, Column N) and increase by the current year state funded special education COLA/net deficit.
2. Subtract the small district's current year entitlement from the protected revenue level to determine shortfall, if any.
3. Multiply the shortfall by the funded ADA ratio for the remaining member LEAs. Deduct the resulting prorated share from the remaining member LEAs' revenue and add it to the small district's revenue.

JOINT RISK FUND: NPS/NPA/PARENT/OTHER AUTHORIZED REIMBURSEMENTS (Exhibit I, Schedule J)

The purpose of the JRF is to pay for regionalized expenses in support of SELPA member LEAs' special education needs. Routine expenses include but are not limited to:

- 100% of the LEA Legal/Due Process Expenses related to compliance findings and due process hearings and judgments not covered by the risk management JPA. Per the Local Plan, any district initiating contact with a legal advisor without prior approval from the WESELPA will bear the cost of the services.
- 30% of costs associated with parent reimbursements for services, placements, independent evaluations/assessments, and parent legal fees for settlements as a result of mediation or due process or SELPA level Alternative Dispute Resolution (ADR).
- Federal Court filings that are not directly related to due process decisions appealed to the federal court shall be funded through the District's JPA. Due process decision appeals may be first tendered to the District JPA, if not funded through the district's JPA, then the SELPA JRF would fund.
- 20% of Non-LCI Nonpublic School/Nonpublic Agency expense (after LCFF dollars generated by Non-LCI ADA placement have been subtracted)
- 30% of authorized parent/JRF related reimbursements.
- Reimbursement of State Special School Apportionment Adjustment
- Access to SELPA contracted vendors for services rendered to member districts at a 100% billback when not covered through the JRF structure.
- Supplemental support to regionalized service programs and other extraordinary expenses that are approved by the Superintendents' Council upon petition by member LEAs.

Original expenses related to Non-LCI NPS/NPA placements, LCI NPS placements, and authorized parent/Joint Risk Fund (JRF) related reimbursements will be charged to the JRF (Budget 0282). The District of Residence/Accountability will reimburse the JRF for their share of the expense based on the procedures below.

It is the LEA's responsibility to provide trained staff for LEA programs. The JRF will not pay for 1:1 aides in the district classroom with the exception of when the NPA is agreed to for the purpose of transitioning a student from an in-home ABA program to a school program for a period of up to six weeks.

When agencies reimburse SELPA for IEP-approved Non-Public Agency costs, the JRF and District of Residence/Accountability revenues will be adjusted by the reimbursement using the applicable NPS/NPA split for the year in which the reimbursement is related to. If the reimbursement occurs after year-end closing is completed, the reimbursement will be shown as CY transfer of income revenue.

SPECIFIC PROCEDURES:

A. NPS/NPA Non-LCI 80%

1. The SELPA Resolution and Education Support Team (REST) facilitates the processing of NPS/NPA Authorized Reimbursement contracts and purchase orders charging the JRF (0282).
2. Invoices for services rendered are submitted to the SELPA Office to be processed for payment. An ATTENDANCE REPORT accompanies said invoices for each student served in a NPS.
3. Copies of the attendance report are kept at the SELPA and ADA information is provided to the resident district of the student at P-1, P-2, and Annual. This attendance is reported to CDE by the resident district's J-18/19 attendance report.
4. Each resident district will reimburse the JRF, through transfer, 80% of the difference between the total Non LCI NPS expenses and the LCFF dollars generated by the Non-LCI NPS ADA placement.
5. In addition, the District of Residence/Accountability will reimburse the SELPA Office the LCFF dollars generated by the Non-LCI NPS ADA placement.
6. The LCFF dollars generated by the Non-LCI NPS ADA placement will be calculated using an average revenue per ADA under LCFF. This average will be calculated by dividing each LEA's LCFF Entitlement by the Current Year Funded ADA as shown on the LCFF Calculation exhibit from CDE. The final calculation will be based on the current year P-2 certification.

B. NPS LCI 100%

1. The SELPA REST facilitates the processing of NPS/NPA parent contracts and purchase orders charging the JRF (Budget 0282).
2. Invoices for services rendered are submitted to the SELPA Office to be processed for payment. An ATTENDANCE REPORT or mileage claim accompanies said invoices for each student served in a NPS.
3. Copies of the attendance report are kept at the SELPA and ADA information is provided to the resident district of the student at P-1, P-2, and Annual. This attendance is to be reported on the resident district's J-18/19 attendance report as appropriate.
4. Each resident district will reimburse the JRF, through transfer, the amount equal to the state LCI NPS cost which will already include LCFF dollars generated by LCI NPS ADA placement.
5. The LCFF dollars generated by the NPS LCI ADA placement will be calculated using an average revenue per ADA under LCFF. This average will be calculated by dividing each LEA's LCFF Entitlement by the Current Year Funded ADA as shown on the LCFF Calculation exhibit from CDE. The final calculation will be based on the current year P-2 certification.
6. See Page B-9 for Out-of-Home Care revenue distribution procedures.

C. 70% Authorized Parent/JRF Related Reimbursements

1. Revenue associated to these types of expenses is not a part of the AB602 Base Entitlement, nor is it currently reimbursed by the state.
2. The SELPA REST is responsible for facilitating the processing of contracts and purchase orders associated with authorized parent/JRF related reimbursements, which include but are not limited to attorney fees, unilaterally obtained related services, transportation, or other authorized

expenses. Districts or SELPA may be responsible for generating contracts for Independent Educational Evaluations (IEEs)/Assessments.

3. When districts contract for IEEs as part of due process, an invoice for 30% of the approved costs should be submitted to the SELPA Consultant for payment. If the SELPA contracts for an IEE as part of due process, the District of Residence/Accountability will quarterly reimburse the JRF 70% of total annual invoices.
4. Invoices for services rendered are submitted to the SELPA Office to be processed for payment.

D. 70% Authorized Reimbursement for Parent Attorney Fees

1. As the result of a mediation agreement or hearing decision, parent attorney fees as well as other contracts may require reimbursement.
2. The JRF will pay 30% of the cost with the remaining 70% billed to districts using the JRF quarterly reimbursement transfer.

E. Independent Educational Evaluations/Assessments

1. The West End SELPA will provide support to districts in obtaining independent educational evaluations/assessments in a timely manner in accordance with the West End SELPA IEE board policy and administrative regulation and in compliance with the requirements of IDEA and related federal and state laws.
2. When the LEA has authorized an independent educational evaluation/assessment, the Director of Special Education will contact the SELPA REST with the name and contact information for the independent evaluator.
3. The West End SELPA REST will facilitate the processing of contracts for evaluations/assessments and billback the LEA for the evaluation/assessment as follows:
 - In cases where the independent educational evaluation/assessment is the outcome of a due process complaint and/or ADR, the JRF will fund 30% of the cost and the LEA will be charged quarterly for 70% of the cost.
 - When the independent educational evaluation/assessment is not related to a due process complaint and/or ADR, the LEA will be charged quarterly for 100% of the cost of the evaluation/assessment.

F. SELPA Transfer Timeline

1. **November/December** - the total NPS/NPA Non-LCI 80%, the NPS LCI 100%, and 70% of the authorized parent/JRF related reimbursements **plus** LCFF dollars generated per NPS ADA as calculated by the SELPA on the Summary of NPS/NPA Expenditures form based on invoices received to date (1st Quarter). Present to SELPA Advisory Committee and Superintendents' Council at the November/December meetings.
2. **March** - the total of NPS/NPA Non-LCI 80%, the NPS LCI 100%, and 70% of the authorized parent/JRF related reimbursements **plus** LCFF dollars generated per NPS ADA as calculated by the SELPA on the Summary of NPS/NPA Expenditures form based on invoices received to date (2nd Quarter), **less** the 1st quarter reimbursement request. Present to SELPA Advisory Committee and Superintendents' Council at March meetings.
3. **May** - the total of NPS/NPA Non-LCI 80%, the NPS LCI 100%, and 70% of the authorized parent/JRF related reimbursements **plus** LCFF dollars generated per NPS ADA as calculated by the SELPA on the Summary of NPS/NPA Expenditures form based on invoices received to date (3rd Quarter), **less** the 1st and 2nd Quarter reimbursement requests. Present to SELPA Advisory Committee and Superintendents' Council at May meetings.
4. **July** – districts will be notified of the final 4th quarter JRF reimbursement amount by July 31.

5. **September** – the balance of the total NPS/NPA Non LCI 80%, the NPS LCI 100%, and 70% of the authorized parent/JRF related reimbursements **plus** the LCFF dollars generated by NPS ADA, **less** all reimbursements previously transferred. Present to SELPA Advisory Committee and Superintendents’ Council at September meetings (Final 4th Quarter).

JOINT RISK FUND: CONTRIBUTION AND RETURN **(Exhibit I, Schedule F)**

A portion of Joint Risk Fund (JRF) revenue will be generated from member LEA contributions. These contributions will be calculated based on a Superintendents’ Council approved dollar amount multiplied by the member LEA’s projected current year P-2 ADA. The 2023/24 JRF contribution rate is \$50.73 per ADA (Approved 5/19/23). A reserve of \$400,000 has been established and will be reconsidered as needed.

JRF revenue that is in excess of annual expenses and approved reserve will be returned to member LEAs in the following school year after completion of year-end closing of financial records.

SPECIFIC PROCEDURES:

A. JRF Contribution

1. The SELPA shall present the next year JRF contribution rate for approval in April/May. Member LEAs’ contribution to the JRF will be calculated based on a Superintendents’ Council approved contribution rate multiplied by current year P-2 ADA.
2. The SELPA shall submit the amounts to be transferred from the member LEAs to the JRF (0282 Mgmt) in accordance with the following schedule:
 - 50% of the estimated amount based on the estimated CY P-2 ADA will be transferred in November/December after fiscal notification to the Superintendents’ Council.
 - The balance adjusted to the actual CY first submission of P-2 ADA will be transferred in May/June after fiscal notification to the Superintendents’ Council.
3. The JRF contribution will not be recalculated after the closing of financial records.

B. JRF Return

1. Prior year JRF revenue in excess of expenses and approved reserve will be returned to member LEAs at the completion of year-end closing of financial records. This process shall be completed by November 30.
2. On an annual basis, after year-end closing, a JRF analysis will calculate each member LEA’s “usage” by comparing their revenue contributions (including quarterly reimbursements) to their expenses. Data that is unavailable or received after the preparation of the usage analysis will not be used in the calculation.
 - Shared expenses are expenses that cannot be directly tied to a specific member LEA(s). Such expenses will be isolated and treated as “off-the-top” expenditures. Each member LEA’s JRF usage calculation will not reflect shared expenses.
3. Using the annual JRF usage analysis as a guide, member LEAs that underutilize the JRF by contributing more than they spend will be given the following return priority:
 - If the return is large enough, underutilizing LEAs will be fully reimbursed for their amount of under usage. After which, the remaining balance of the JRF return will be distributed to all member LEAs by their percentage of ADA.

- If the amount of JRF return is not enough to fully reimburse underutilizing LEAs, then only member LEAs that underutilize the JRF will get a return. In this case, the return would be distributed by proportionate share of under usage. Member LEAs that over utilize the JRF by spending more than they contribute will not be eligible for a JRF return.
4. In the event JRF expenses exceed JRF revenue in a fiscal year, member LEAs will contribute to the JRF through an additional per-ADA charge to all members.
 5. The SELPA shall report projected JRF revenue and expenditures to the SELPA Advisory Committee and the Superintendents' Council per the annual budget process.

JOINT RISK FUND: ACCESS

When a member LEA receives notification that a request for due process has been filed against and/or by the LEA and/or alternative dispute resolution (ADR) has been requested by either party, the LEA will notify the West End SELPA – Resolution and Education Support Team (REST) Program Manager and/or In-house Counsel immediately if the LEA desires to use Joint Risk Fund (JRF) funds to help cover costs. The West End SELPA REST Program Manager and/or In-house Counsel will coordinate next steps which will include either scheduling a facilitated resolution session for ADR, addressing the case internally through our In-House Counsel, or connecting member districts with one of our contracted law firms when approved. When accessing the JRF to help cover the cost of expenses, the member LEA will retain decision-making authority throughout due process and/or ADR proceedings.

To access the JRF, the LEA must notify the West End SELPA and allow the West End SELPA REST Program Manager and/or In-house Counsel to coordinate the process to access supports and services. By involving the West End SELPA in the process, the member LEA will receive access to the JRF as outlined in the Fiscal Allocation Plan. Member LEAs are not required to involve the West End SELPA REST in due process cases and/or ADR, however, the LEAs will bear 100% of all related expenses for due process and/or ADR cases in which the West End SELPA REST is not involved.

After a settlement agreement has been reached and signed, the involvement of the West End SELPA and additional access to the JRF will cease and be considered concluded for that case. Any subsequent IEP meeting, due process filing, and/or ADR will re-start the process. Any future due process filing and/or ADR request must involve the West End SELPA REST Program Manager and/or In-house Counsel in order to access the JRF funds.

JOINT RISK FUND: WITHDRAWAL/TERMINATION OF MEMBER LEA

When a member LEA withdraws or is terminated from the West End SELPA, they will no longer have access to the Joint Risk Fund (JRF). Therefore, all original expenses related to settlement agreements, Non-LCI NPS/NPA placements, LCI NPS placements, and authorized parent and JRF related reimbursements such as attorney fees, unilaterally obtained related services, transportation, independent educational evaluations/assessments, or other authorized expenses will become the exclusive responsibility of the withdrawn/terminated LEA as of the effective date of the withdrawal/termination.

For settlements/agreements that have been agreed upon before the date of withdrawal/termination, the West End SELPA will continue to use the JRF to process related expenses up until the effective date of the withdrawal/termination. After which, the withdrawn/terminated LEA will be exclusively responsible for all NPS/NPA contracts, purchase orders, and invoice payments including parent reimbursements and the reimbursement of parent attorney fees.

The withdrawn/terminated LEA will be entitled to their proportionate share of the JRF return up until the effective date of the withdrawal/termination. The specific procedures of the JRF return are outlined in the “Joint Risk Fund: Contribution and Return” section of the Fiscal Allocation Plan.

The withdrawn/terminated LEA will also be entitled to their proportionate share of the JRF and RSPS reserve amounts held by the West End SELPA. The reserve amounts will be calculated at the completion of year-end closing for the final fiscal year in which the withdrawn/terminated LEA was a member of the West End SELPA. The proportionate share of reserves will be based on the LEA’s proportionate share of ADA as of P-2 for the final fiscal year in which the withdrawn/terminated LEA was a member of the West End SELPA.

FACILITIES EXPENSE **(Exhibit I, Schedule L)**

In recognition of the need for West End SELPA districts to provide appropriate classroom facilities for SBCSS West End Student Services as well as regional provider programs, the Superintendents’ Council approved the SELPA Facilities Expense policy.

SPECIFIC PROCEDURES: (Column H-W)

A. Determination of Facilities Expense

1. The Facilities Expense is determined by taking approved district/LEA reported figures for grounds, maintenance, and operations, as well as allowed administration costs and calculating a per classroom cost for the entire district. These figures will be taken from each district’s prior year Unaudited Actuals Indirect Cost Rate Worksheet from the CDE SACS Financial Reporting Software, on an annual basis.
2. Allowable costs are:
 - Plant maintenance and operations, Part III, Base Cost (11). Plant maintenance and operations includes those activities necessary to keep the physical plant and grounds open, clean, comfortable, in working condition, and in a state of repair. Plant maintenance includes those activities that are required to repair, restore, or renovate school property, including grounds, buildings, site improvements, building fixtures, and service systems. Direct charges to the plant maintenance program include salaries of directors and supervisors of maintenance, carpenters, painters, electricians, plumbers, maintenance clerks, and similar employees; employee benefits for all employees in this program; necessary materials and supplies; rental and replacement of plant maintenance equipment; contracts for repairing, restoring, or renovating the grounds, buildings, or equipment, including re-grading sites and repairing retaining walls, walks, driveways, sprinkler systems, and playground apparatus or equipment; reseeding of lawns; repainting; repairs to or replacement of roofs, walls, heating and air-conditioning units, and electrical and plumbing installations; repairs to building fixtures; resurfacing

and refinishing of floors; movement of movable walls or partitions; and acquisition and replacement of related equipment.

- Changes of partitions (non-movable types), walls, and roof structures are excluded from plant maintenance and should be charged to the facilities acquisition and construction program.
 - Plant operations. Plant operations are housekeeping activities concerned with keeping the physical plant open and ready for use. Included activities are cleaning and disinfecting; heating and lighting; communications; maintenance of power; moving of furniture; caring for grounds; garbage and trash disposal; laundry and dry-cleaning service, including the rental of towels; rental of equipment, such as floor polishers; soft water service; and such other housekeeping activities as are repeated on a daily, weekly, monthly, or seasonal basis.
 - Direct charges to the operations program include salaries of directors, supervisors, and staff assigned to operations, custodians, guards, gardeners, telephone switchboard operators, truck drivers, operational clerks, security personnel, and similar employee(s); employee benefits for all employees in this program; supplies, including brooms, brushes, disinfectants, fuses, garbage cans, light bulbs and fluorescent tubes, mops, wax, soap, toilet paper, towels, outdoor flags, weed killers, and fertilizers; office supplies; repair and maintenance of equipment used in this program; and acquisition and replacement of related equipment.
 - An Indirect Cost Rate will be applied as specified in the West End SELPA Facility Policy, Items 3 (a), (c), and (d). The CDE School Fiscal Services Division Restricted Indirect Cost Rate Sheet will serve as the resource document.
3. The total of costs captured in item 2 is divided by the total number of classrooms in the district per the Program Cost Report Schedule of Allocation Factors for Support Costs, Classroom Units – Item C, and also divided by 960 square feet per classroom to determine both a cost per class and a cost per square foot. The SELPA Housing Equity Rate is determined by taking the average cost per class of all districts within the SELPA.
 4. The rate will be recalculated each year utilizing SACS Financial Reporting Software data.
 5. Districts housing County or regional provider classrooms are responsible for routine maintenance and utility costs.

B. Calculation of Annual SELPA Reimbursement Rate

1. District Commitment

- The number of pupils from residence districts enrolled in each County or provider program is determined by the current year December pupil count, less students served in leased or County-owned facilities (Columns H-K). County-owned/leased sites have a different billing procedure. See County-owned/leased Facilities Transfer Procedures.
- The residence district pupil counts are used to calculate a ratio percentage (Column M) based on the total number of pupils served. This ratio percentage is then multiplied by the total number of classrooms provided by districts (Column N) which includes a provider program classroom count that is calculated by dividing the total number of students served by the provider program by ten.
- The aggregated result is the initial number of classrooms for which each district is financially responsible (Column P).

2. Comparison of Financial and Programmatic Commitment

- The total number of classrooms provided by districts (Column N) is now compared to the number of classrooms for which each district is financially responsible for (Column P).
- If the actual number of classes needed matches the net district's financial commitment, then the district provides the space at no cost to the SELPA.
- If the actual number of classes provided is less than the district's responsibility, the district will be billed for the difference at the SELPA rate per class. The initial district charge is calculated by multiplying the difference times the Housing Equity Rate, which is recalculated annually. (Column S)
- If the actual number of classes provided is greater than the district's responsibility, the district will be reimbursed for the difference at the SELPA rate per class. The initial district reimbursement is calculated by multiplying the difference times the Housing Equity Rate. (Column S)

C. Calculation of Medical Therapy Unit (MTU) Charges and Reimbursements (if applicable)

1. District Charge

- Each district's charge is calculated by multiplying the percentage of non-LCI pupils receiving MTU services (Column V) times the total cost per square foot (Column T) which is calculated by multiplying the MTU square footage by the SELPA Housing Equity Rate per square foot.

2. Calculation of Total District Charge

- The individual charges and reimbursements are totaled for each district (Column W), and the district is either charged or reimbursed for facilities based on the computed total.

D. Billing and Payment Process

1. The SELPA office will determine each district's financial responsibility based on the CY December pupil counts for each program, as well as the CY October counts of students receiving MTU services.
2. The SELPA office will charge and/or reimburse districts through transfer.

COUNTY-OWNED/LEASED FACILITY TRANSFER
(Exhibit I, Schedule L)

County-owned (preschool) or any leased facilities expense will be funded by a charge to Districts of Residence/Accountability based on the percentage of students served in the provider programs housed in each county-owned or leased facility.

When provider program property is owned and maintained by SBCSS for preschool, member LEAs will contribute to the maintenance and operating costs equal to the percentage of students served in the preschool provider programs at that site. For K-12 provider programs housed at County-owned property, maintenance and operating costs are included in the Fee-For-Service expense.

SPECIFIC PROCEDURES: (Column A-G)

A. Billing Process

1. Allowable costs to be included in County-owned/leased Facility Billing include maintenance, and operation costs associated with the County-owned/leased facility. A per pupil cost, based on December 1 Pupil Count, is then determined and charged to the appropriate member district.
2. The provider program operator will present projected County-owned/leased costs in November/December of each fiscal year. As approved by Superintendents' Council, 50% of the projected County-owned/leased facility costs for the current fiscal year will be billed in November to the appropriate member district based on the estimated December 1 Pupil Count. The mid-year 50% will be billed in March based on mid-year projected costs and distributed to the appropriate member district based on the actual December 1 Pupil Count. Any differences between the mid-year projections and actual final expenditures will be adjusted the following September at the completion of year-end closing.

**WEB-BASED IEP
(Exhibit I, Schedule N)**

The West End SELPA contracts with San Joaquin County Office of Education for implementation of the Special Education Information System (SEIS), which is a web-based IEP program. West End member LEAs incur the total web-based IEP cost on a per Pupil Count basis. These annual expenses include license and customization fees. Additional costs for e-signature features or maintenance fees associated with customized web-based IEP forms may also be incurred.

SPECIFIC PROCEDURES:

A. Transfer Process

1. The SELPA shall submit by transfer the amounts to be transferred from the member LEAs to the Joint Risk Fund (0282 Mgmt) in accordance with the following schedule:
 - 50% of the amount based on the PY October pupil count will be transferred in November/December after fiscal notification to the Superintendents' Council.
 - The balance adjusted to the actual CY October pupil count will be transferred in May/June after fiscal notification to the Superintendents' Council.

**COUNTY TRANSPORTATION EXCESS COST
(Exhibit I, Schedule M)**

After state revenue is deducted, all monthly transportation costs for the West End county programs are prorated to each district by the number of district students being transported by San Bernardino County Superintendent of Schools.

SPECIFIC PROCEDURES: (Column A-G)

A. Determination of Billable Excess Cost for Transportation

1. The transportation vendor's contract lists specified hourly rates for each type of vehicle used to transport students.
2. The SBCSS determines each route for each bus the vendor runs on a daily basis.

3. Any and all route changes for each bus are made by the SBCSS daily and sent to the vendor. This is necessary due to the constant additions and deletions of students from the daily routes, changes to student residence and minimum day schedules. The SBCSS is very conscious of the need to be as efficient in its' planning, thus minimizing costs.
4. At the end of each month all transportation costs are summarized by SBCSS. A summary of the cost for each bus is analyzed and costs are determined by:
 - Determining total transportation costs, by bus
 - Deducting all non-special education trips (i.e. field trips)
 - Balance of costs divided by the percentage of students in the county program and the number of students transported to district programs.

B. Expense Billing Process

1. All transportation vendor costs for the West End county programs are compiled for the year. This amount is combined with the SBCSS internal operating costs. The net expenditure, after state revenue is deducted, is prorated to each district by the number of district students being transported by SBCSS. The average number of students transported within the regular academic school year is calculated for each district.
2. 50% of the estimated transportation excess cost for the current year fiscal year will be billed in November/December with the final 50% billed in February/March based on mid-year projected costs. Any differences between the mid-year projections and actual final expenditures will be adjusted the following November/December at the completion of year-end closing.

C. Budget Development and Revisions

1. Preliminary budgets for the upcoming fiscal years are presented to the SELPA in March based on the level of service being provided at the time.
2. In October, the budget will be revised and presented to the SELPA in November/December.
3. In January, the data for the first half of the academic year is reviewed and projections for the current year are revised and shared with the SELPA in March.
4. In July, all expenses are calculated, including SBCSS internal operating costs and the transportation vendor costs. State revenue is applied and the excess cost is split amongst the districts based on the annual average amount of students within the District of Residence/Accountability. Accruals are provided for the districts in August.

D. Student Counts

1. Each month the SBCSS e-mails each district a list of students that are transported to both county and district programs by the transportation vendor.

STATE SPECIAL SCHOOLS ADJUSTMENT (Exhibit I, Schedule E)

California Education Code Section 59300 requires the school District of Residence/Accountability of the parents or guardians of any residential student attending a state special school to pay ten percent (10%) of the excess annual cost of education for those students.

At the time of each school year's first principal apportionment, LCFF adjustments are made by the State Controller for estimated attendance and costs generated for students attending state special schools during

that specific school year. After the close of each school year, final adjustments are made to the principal apportionment. The adjustments, which are made by the State Controller, are the result of actual attendance and costs generated for students attending the state special schools during that year, compared to the previous estimated apportionment adjustment.

The final adjustments may reflect changes to the previous billings for one or more of the follow reasons:

- Students moved in or out of the District of Residence/Accountability
- Students incorrectly billed to wrong District of Residence/Accountability
- Students not enrolled in state special school entire school year
- Changes in residency status, i.e., day student to resident student

The SELPA Office maintains a list of the students, with their District of Residence/Accountability, that are attending any of the state special schools. Placements may be at either California School for the Deaf, Riverside (CSDR), or California School for the Blind, Fremont.

It has been the policy of the West End Special Education Local Plan Area to reimburse districts, from the Joint Risk Fund, for the ten percent (10%) annual excess costs that are withheld from state apportionment for residential students placed in state special schools.

SPECIFIC PROCEDURES:

A. State Special School Reimbursement Process

1. The State School provides the District of Residence/Accountability with a list of students placed in state special schools in September or October of each school year.
2. About February of each school year, the Business Advisory Services of the County Schools office receives a letter of notification from the State Department of Education indicating the dollar amount withheld from any individual school district within San Bernardino County representing the estimated ten percent (10%) of the students' educational excess cost.
3. It is the responsibility of the SELPA office to obtain a copy of said notification from the County Office.
4. Upon receipt of the letter copy, the SELPA office will reimburse, through transfer, each resident district for the estimated ten percent (10%) costs, after fiscal notification to the Superintendents' Council.
5. Following the close of the school year, usually the following February, a letter will be received from the State Department indicating the actual ten percent (10%) costs for the previous school year for students enrolled in state special schools. These costs can reflect either a reduction of the districts' principal apportionment, should the costs be more than previously estimated; or an addition to the districts' apportionment, should the actual costs be less than previously estimated.
6. Upon receipt of a copy of this letter from the county office and after fiscal notification to the Superintendents' Council, SELPA will reimburse the district an amount equal to the amount withheld from districts' apportionment.

OTHER GRANTS/SOURCES **(Exhibit I, Schedule O & R)**

PRESCHOOL FUNDING: (Schedule O)

- The Federal Preschool Grant (PCA 13430) revenue is used to offset the cost of the First CLASS Program (ages 3-5) operated by West End Student Services. The grant also funds a small portion of personnel costs for employees working with preschool students for the West End SELPA.
- The Infant/Early Start Program (ages 0-2.11) is operated by West End Student Services and is partially funded by Infant Discretionary Funds (PCA 24462), the SELPA Infant Program Part C Entitlement (PCA 23761), and State Infant Funding dollars.
- The Preschool Staff Development Grant (PCA 13431) is overseen by the West End SELPA. These funds provide for preschool staff development opportunities for personnel working in preschool programs that serve students with disabilities (ages 3-5).

SPECIAL EDUCATION ALTERNATE DISPUTE RESOLUTION: (Schedule O)

Special Education Alternate Dispute Resolution (SPED ADR) funds are used to develop and test procedures, materials, and training to support special education alternate dispute resolution. Funds may also be used to resolve disputes at the local level.

TRANSITION PARTNERSHIP PROGRAM: (Schedule O)

The Inland Empire District of the Department of Rehabilitation, San Bernardino Branch, and the West End Special Education Local Plan Area, through its Administrative Unit, San Bernardino County Superintendent of Schools, combine staff and resources to provide vocational rehabilitation services through the Transition Partnership Program (TPP) to high school age youths with disabilities.

The WESELPA Transition Partnership Program will focus on serving students with disabilities ages 16-22 within the following school districts: Chaffey Joint Union High School District, Upland Unified School District, and Chino Valley Unified School District. Students in either their junior or senior year of high school are targeted for services. DOR Student Services consist of five fundamental activities:

1. Job Exploration Counseling
2. Work-Based Learning Experiences
3. Postsecondary Education Counseling
4. Workplace Readiness Training
5. Instruction in Self-Advocacy

WORKABILITY I: (Schedule O)

The mission of WorkAbility I (WAI) is to promote the involvement of key stakeholders including students, families, educators, employers, and other agencies in planning and implementing an array of services that will culminate in successful student transition to employment, lifelong learning, and quality of life.

WorkAbility I serves secondary and middle school special education students. Grant Awards are for the purpose of providing special education students with comprehensive pre-employment services, employment training, work-site training, and follow-up services. Grant awards are formula-driven, and allocations are funded based on number of students to be served.

MAINTENANCE OF EFFORT (MOE)

Per the federal Office of Special Education Program, the CDE is required to invoice the individual LEAs that fail to meet the IDEA MOE SEMA compliance test (actual vs. actual comparison). For a multi-district SELPA, the CDE will invoice the LEAs that fail to meet the compliance test, not the SELPA.

For the IDEA MOE SEMB eligibility test (budget vs. actual), the amount withheld is not equal to the amount of the failure. If a LEA fails to meet the IDEA MOE eligibility test, then the CDE will ensure that the SELPA is withholding the amount the LEA would have received on the basis of the SELPA's allocation model. If the amount the SELPA withholds is significantly different from the amount CDE has determined on the basis of the federal funding formula, then the CDE will contact the SELPA.

APPENDICES/EXHIBITS

APPENDIX A: GLOSSARY OF TERMS/ACRONYMS

AB602	Assembly Bill 602 (Chapter 854 of the Statutes of 1997), the bill that implemented the new special education funding model.
ADA	Average Daily Attendance
ADD/ADHD	Attention Deficit Disorder/Attention Deficit Hyperactivity Disorder
ADR	Alternative Dispute Resolution: Alternative methods to resolve disputes prior to due process
ADRE	Alternative Dispute Resolution Expansion
APE	Adaptive Physical Education
ARRA	American Recovery and Reinvestment Act
AT	Assistive Technology
AU	Administrative unit of a SELPA
Base Allocation	The calculated special education funding entitlement for each LEA
Apportionment	State aid given to a school district or county office of Education
CAC	Community Advisory Committee
CAHSEE	California High School Exit Exam
CalSTAT	California Services for Technical Assistance and Training
CARS	California Association of Resource Specialists
CASEMIS	California Special Education Management Information System
CBEDS	California Basic Education Data System
CCI	California Career Innovations
CCR	California Code of Regulations (Title 5) or Coordinated Compliance Review
CCS	California Children's Services
CDE	California Department of Education
CFR	Code of Federal Regulations
COE	County Office of Education
COLA	Cost-of-Living Adjustment
CSDR	California School for the Deaf at Riverside
D & HOH	Deaf and Hard of Hearing
DCH	Development Centers for the Handicapped
DDS	Department of Developmental Services
DHS	Department of Health Services
DIS	Designated Instruction and Services
DOF	Department of Finance

Due Process	Procedural safeguards established to manage resolution of disputes between parents and LEAs, including both mediation and hearings as options.
EC	Education Code
ECP	Extraordinary Cost Pool
ED	Emotional Disturbed or Emotional Disturbance
Encroachment	The difference between the amount spent on a particular program and the amount of categorical aid received for that program. In different words, the encroachment is the amount of unrestricted general fund monies spent in support of a categorical program.
Entitlement	The amount of revenue that an agency is entitled to receive. Special education funding is based on entitlements, not current expenditures and, furthermore, entitlements are subject to deficits.
ESL	English as a Second Language
ESY	Extended School Year
FAPE	Free Appropriate Public Education
FFH	Foster Family Home
FFS	Fee-For-Service
FTE	Full-time Equivalent
Hold Harmless	A formula providing a guarantee of no loss in funding for an agency when a change in law or data would otherwise require a loss in funding.
IA	Instructional Assistant
IDEA	Individuals with Disabilities Education Act – the Federal law regarding special education
IEE	Independent Educational Evaluations or Evaluators
IEP	Individualized Education Program
ISA	Individualized Service Agreement (for NPS/A)
ISP	Individualized Service Plan (for private schools)
ITP	Individualized Transition Program
IWEN	Individual with Exceptional Needs (i.e., student in special education)
J-50s	The state forms used to calculate special education funding from 1980-81 through 1997-98.
JRF	Joint Risk Fund
KPI	Key Performance Indicators
LEA	Local Education Agency, Charter School or SBCSS
LCFF	Local Control Funding Formula

LCI	Licensed Children's Institution (often used as a generic term to also encompass foster family homes and residential medical facilities) - in this document, LCI refers to both students in licensed children's institutions (group homes) and foster family homes.
LD (or LH)	Learning Disabled (Learning Handicapped)
LEA	Local Educational Agency (i.e., a school district or county office of education)
LGFC	Local General Fund Contribution
Low Incidence	Disabilities of hearing impaired, blind, deaf-blind, and orthopedically impaired
LRE	Least Restrictive Environment
MOE	Maintenance of Effort
MOU	Memorandum of Understanding
NCLB	No Child Left Behind
NPS/NPA	Nonpublic Nonsectarian School/Nonpublic Nonsectarian Agency
NSH	Non-Severely Handicapped
OCR	Office of Civil Rights
OT	Occupational Therapy/Therapist
PERS	Public Employees' Retirement System
PROMISE	Promoting the Readiness of Minors in Supplemental Security Income
Proration	Sometimes when a new program is implemented, it is not fully funded initially, and a proration factor is used to reduce funding to the amount available. Unlike a deficit, which is unintended, a proration is usually known ahead of time, with no expectation of being funded.
PS/RS	Program Specialist/Regionalized Services
PT	Physical Therapy/Therapist
RCL	Rate Classification Level for LCI placements
REST	Resolution and Education Support Team
ROC/P	Regional Occupational Center/Program
RS	Resource Specialist or Regionalized Services Regional services, personnel development, program evaluation, data collection/management information systems, curriculum development, etc.
Revenue Limit	Funding rate assigned to each district/county office for average daily attendance (ADA) revenues. Revenue limit dollars generated by special day students constitute the first source of funding for base allocations.
RLA	Responsible Local Agency
RSP	Resource Specialist Program (no longer used in CASEMIS)
RSPS	Commonly used SELPA acronym for Program Specialist/Regionalized Services(see also PS/RS)

SACS	Standardized Account Code Structure
SAI	Specialized Academic Instruction
SBCSS	San Bernardino County Superintendent of Schools
SBE	State Board of Education
SDC	Special Day Class (no longer used in CASEMIS)
SELPA	Special Education Local Plan Area
SESR	Special Education Self Review
SH	Severely Handicapped
SIP	School Improvement Plan
SLS	Speech and Language Specialist
SOP	State-Operated Programs (Diagnostic Centers, School for the Blind/Deaf)
SSI	Supplemental Security Income
SST	Student Study Team; also Student Success Team
START	Screening, Treatment, Assessment, Referral and Treatment
STRS	State Teachers Retirement System
Superintendents' Council	SELPA governing board composed of superintendent from each member district or LEA
Support Services	Services required supporting the special education program, including assessment services, administration, maintenance and operations, supplies and equipment, etc.
TPP	Transition Partnership Program
Unit	An instructional service consisting of a teacher, and where appropriate, one or two instructional aides
WA1	WorkAbility 1
WESELPA	West End SELPA

APPENDIX B: HISTORY

1990/91

- Low Incidence timeline adopted (Approved 10/19/90)
 - Purchases shall be completed by April 15 of each year
 - Invoices for reimbursement must be submitted to the SELPA by July 15 of each year

1997/98

- As a result of AB602, special education funding changed from a resource based funding model using unit rates and support service ratios, to a per ADA funding model
 - AB602 included district level equalization funding
- Deficit state aid for special education for age 5-21 program and 3-5 preschool program, including Non LCI NPS/NPA reimbursements and extended school year funding included in AB602 Base
- Federal aid for age 5-22 program included in AB602 Base
- Phase I Equalization revenue included in AB602 Base
- Juvenile court school extended year program funding included in AB602 Base
- Longer day/longer year funding for County offices included in AB602 Base
- Property taxes for special education included in AB602 Base (initiated in 2000-2001)
- Revenue Limits for special education ADA excluded from AB602 Base
- Funding for nonpublic school for students placed in licensed children's institutions or foster family homes which are 100% reimbursed placements excluded from AB602 Base
- State J-50 unit funding for infants and Part C federal aid for infant program excluded from AB602 Base
- State funding for regionalized services/program specialists excluded from AB602 Base
- Low incidence materials and equipment funding excluded from AB602 Base
- Federal Part B, PL 94-142 Local Assistance Grant excluded from AB602 Base
- Federal funding for preschool programs, both PL 00-457 and PL 94-142 are excluded from AB602 Base
- Federal funding for low incidence services and staff development are excluded from AB602 Base
- Project WorkAbility funding excluded from AB602 Base
- Transition Partnership Program funding from Department of Rehabilitation excluded from AB602 Base

1998/99

- As a result of AB602, converted to a SELPA-level per ADA funding model and SELPA level equalization
- AB602 funding distribution is based on J-50 unit entitlements, plus allocated COLA revenue, equalization revenue, ADA growth revenue, and Federal Local Assistance revenue.

2000/01

- 50% of the estimated transportation excess cost for the current year fiscal year will be billed on or about October 31 with the final 50% billed in March based on mid-year projected costs. Any differences between the mid-year projections and actual final expenditures will be adjusted the following October at the completion of a SELPA audit. (Approved 6/30/00)

2001/02

- AB602 funding distribution is on a per ADA basis and no longer based on J-50 unit entitlements.
- The X-Pot will pay for Facility Expenses as approved by Superintendents' Council, following a recommendation by the Facility Advisory Committee. (Approved 6/29/01)

- SB740 funding determination is initiated

2003/04

- LEAs Obligation to Maintain the Legally Required Level of Special Education Funding (Approved 5/21/04)
 - The LEAs of West End SELPA shall follow federal and state laws pertaining to the required Maintenance of Effort (MOE) spending levels for special education. If an LEA, or more than one LEA, does not meet the required spending levels to pass the MOE tests and the SELPA loses funding as a result of failure to pass the MOE requirements, the LEAs that caused the SELPA to fail the MOE requirements shall reimburse the SELPA for any funds lost by the other LEAs or the SELPA office, upon final approval of Superintendents' Council.

2004/05

- NPS LCI Apportionment removed from state exhibit
 - In prior years, the SELPA reported Nonpublic School LCI costs to the state on NPS LCI Claim Forms.
 - These costs were reimbursed by the state, less Revenue Limit dollars generated by NPS LCI ADA, and were allocated to the District of Residence/Accountability by the SELPA through the Funding Allocation Model.
 - The X-Pot paid all NPS LCI costs.
 - The amount equal to state NPS LCI Apportionment, plus Revenue Limit dollars generated by NPS ADA was reimbursed to the SELPA X-Pot to offset the related expenses.
- Out-of-home care allocation replaces the 100% reimbursed placements in licensed children's institutes (LCI), foster family homes (FFH), skilled nursing facility (SNF), and Regional Center Group homes included in AB602 allocation
- Pre-referral Mental Health funding included in AB602 allocation

2005/06

- Pre-referral Mental Health funding excluded from AB602 allocation
- Out-Of-Home Care apportionment will be distributed to the districts based on P-2 ADA, after allocating 100% of the LCI NPS costs to districts with LCI NPS costs.
- The regional provider surplus/shortages will be returned by provider at the same percentage as paying for services.
- X-Pot Contribution Rate is \$20.00

2006/07

- Preschool funding is not part of AB602 Allocations.
- Web-based IEP/SEIS expense begins
 - Districts will incur the total web-based IEP cost on a per ADA basis (Approved 5/19/06)
- SBCSS Transportation Expense added to funding model
- SBCSS Leased Facility Expense added to funding model
- CSDR Excess Cost added to funding model
- Due to the SELPA experiencing overall decline in ADA, the growth allocation was modified.
 - Only districts experiencing declining/growing ADA receive the negative/positive growth allocation.
 - Those districts experiencing growth in ADA will not receive the negative growth allocation when the SELPA is declining.
 - Those districts experiencing declining ADA will not receive the positive growth allocation when the SELPA is growing.
- Declining Enrollment Adjustment to support districts during the first year of declining enrollment was eliminated from the X-Pot (Approved 6/16/06)

- Costs associated with provision of CASEMIS production and web-based IEP support will be billed to districts based on a Superintendent's Council approved dollar amount multiplied by districts' current year P-2 ADA (Approved 5/12/06)
- When property is leased as provider program classrooms or property is owned and maintained by SBCSS for provider classroom usage and students served do not generate revenue limit dollars, member LEAs will contribute to the lease, maintenance, and operating costs equal to the percentage of students served in the provider programs at that site (Approved 11/17/06)
- X-Pot Contribution Rate is \$22.50 (Approved 4/21/06)

2007/08

- Changes related to SBCSS 1:1 aides (Approved 5/30/08)
 - County Operations has identified several classrooms where there is more than one classroom educational assistant in addition to 1:1 aides assigned to students, and students are making satisfactory progress.
 - In these cases, it may be possible to assign the second classroom educational assistant to serve in the role of a 1:1 aide, thus immediately reducing staffing expense and resulting in a salary savings that will be credited back to Districts of Residence/Accountability.
 - The dollar savings for classrooms not employing an "extra" person would be calculated and spread proportionally across all the districts with 1:1 aides.
- Behavior Intervention Mandate Settlement:
 - After negotiations between Department of Finance and school agencies, including the San Joaquin county Office of Education, Butte County Office of Education, San Diego Unified School district, Education Mandated Cost Network, State SELPA Organization, and the California School Boards Association's Education Legal Alliance resumed late in 07/08 and an agreement has been reached that includes \$510 million in one-time funds and \$65 million in ongoing funds in lieu of filing ongoing BIP mandate claims.
 - As a result, it is anticipated statewide SELPAs will receive \$6 million, which will be allocated at the rate of \$8.850014 per pupil, based on the SELPA's December 2007 pupil count, with a minimum of \$10,000 per SELPA. AB602 Funding will be raised by \$65 million on an ongoing basis to increase each SELPA's funding rate by \$10.924857 per ADA based on the 2008/09 P-2 ADA. The Behavior Intervention Mandate Settlement is not included as part of AB602 in 2008/09 and will be included once the allocations have been made to SELPAs. The Behavior Intervention Mandate Settlement revenue was not received in 2008/09, 2009/10, or 2010/11. It is unknown at this time when this will be allocated
- The 2005/06 Provider Program returns will be retained by the regional providers to offset the 2007/08 Fee-For-Service rates. (Approved 4/27/07)
- X-Pot Reserve set at \$500,000 (Approved 4/27/07)
- RS/PS budget (0284) reserve is 10% of CY AB602 allocation for RS/PS (Approved 4/27/07)
- The FIRST Class (ages 3-5) and Infant Program (ages 9-2.11 months) operated by San Bernardino County Schools are not included in the fee-for-service calculation because these programs receive funding from other sources. However, if future costs exceed the funding from other sources, a fee-for-service rate may be developed and presented to the Superintendents' Council. (Approved 4/27/07)
- X-Pot Contribution Rate is \$22.50 (Approved 3/23/07)

2008/09

- SBCSS/CSDR Transportation Expense added to funding model

- Exclusion of 1:1 aides from the X-Pot with the exception of when the NPA is agreed to for the purpose of transitioning a student from an in-home ABA program to a school program for a period of up to six weeks. (Approved 2/22/08)
- The West End SELPA will hire an individual with experience in special education or a related field, on a consultant basis, to provide support to parentally placed private school students with disabilities. (Approved 5/29/09)
- Students enrolled in Juvenile Court School will no longer be counted in the fee-for-service calculation. (Approved 11/14/08)
- An additional Behavior Intervention Services fee-for-service for the students in the Intensive Autism Classes for the current year of \$3,647. (Approved 11/14/08)
- The fiscal responsibility for students in regional provider programs transitioning to high school will be based on the grade placement as determined by the IEP team. (Approved 2/20/09)
- Federal Court filings that are not directly related to due process decisions appealed to the federal court should be funded through the District's JPA. (Approved 5/29/09)
- CSDR Transportation cost procedures (Approved 3/21/08)
 - The transportation vendor's contract lists specified hourly rates for each type of vehicle used to transport students.
 - SBCSS Student Transportation Services determines each route for each bus the vendor runs on a daily basis
 - Any and all route changes for each bus are made by SBCSS Transportation and sent to the vendor. SBCSS Transportation is conscious of the need to be as efficient in its planning, thus minimizing costs.
 - At the end of each month all transportation costs are summarized and analyzed by SBCSS Transportation.
 - The SELPA will calculate the average cost per student for students transported to CSDR and the cost of students transported to regional provider programs. The SELPA will process a transfer from districts to the X-Pot (Management 0282) based on the average cost to transport students to the regional provider programs times the number of students transported to CSDR.
- Part B Local Assistance ARRA supplement allocated based on the December 1, 2008 pupil count. Since the regular Preschool Local Entitlement and Section 619 Federal Preschool grants fully fund First CLASS, the SELPA is to allocate the Preschool Local Entitlement ARRA Supplement and Section 619 Federal Preschool ARRA Supplement to districts and county based on preschool pupil count. Students in the First CLASS program will be counted as part of the districts' preschool pupil count. (Approved 5/29/09)
- X-Pot Contribution Rate is \$28.40 (Approved 3/21/08)

2009/10

- X-Pot Contribution Rate is \$28.40 (Approved 3/20/09)

2010/11

- On November 16, 2010, the West End SELPA received a letter from San Bernardino County Department of Behavioral Health indicating they were terminating the MOU under which AB2726/3632 services were provided, nor were they accepting any new referrals. The West End SELPA has developed contracts with Pacific Clinics, South Coast Community Services, and West End Family Counseling to allow students to continue to receive IEP services. West End Counselors will also serve some of these students.
- Due to the termination of AB3632, the WESELPA will review and pay all invoices (Mental Health) on behalf of the participating districts and invoice the appropriate districts back the cost for the services.

WESELPA will utilize any allocations received to offset these services with any excess cost being allocated back to districts. (Approved 3/18/11)

- X-Pot Contribution Rate is \$28.40 (Approved 3/19/10)

2011/12

- With the repeal of the AB3632 mandate, the Pre-referral Mental Health requirements were removed and the Pre-referral Mental Health Allocation was combined with the Proposition 98 dollars designated for Mental Health Services.
- Upland P-2 ADA no longer includes ADA generated by the Charter School as reported on their Attendance for Charter School Block Grant and adjusted by the state assigned Nonclassroom-based Funding Determination percentage.
- The West End SELPA will allocate computed Low Incidence Funding to the West End SELPA based on member district low incidence pupil count, eliminating carryover balances for any particular district. (Approved 3/18/11)
- X-Pot Contribution Rate is \$29.00 (Approved 5/20/11)

2012/13

- X-Pot Contribution Rate is \$27.50 (Approved 4/27/12)

2013/14

- Regionalized Services/Program Specialist funding included AB602 allocation
 - Calculated using the 12/13 rate of \$15.1608772837 per ADA and taken “off the top” of AB602 in order to fund RSPS for the WESELPA (Approved 5/31/13)
- Personnel Development included in AB602 allocation (Approved 11/22/13)
 - WESELPA’s portion will be taken “off the top” of AB602 and district dollars will remain in AB602 funding and be distributed accordingly
- Federal Local Assistance excluded from AB602 allocation (Approved 11/22/13)
 - Added back in manually at the SELPA level and distributed by ADA as part of AB602
- COLA/Growth included in AB602 allocation and distributed using CY ADA (Approved 5/31/13)
- Low Incidence Equipment and Services allocation are combined
- Districts will incur the total web-based IEP cost on a CY per Pupil count basis (Approved 5/31/13)
- Assessments (along with pupil count) are used to calculate the Mental Health Fee-For-Service rate (Approved 11/22/13)
- Behavior Intervention Mandate claims for the period of 1993/94-2011/12 were submitted to the State Controller’s Office in November 2013
- NPS/LCI Extraordinary Cost pool apportionment distribution (Approved 3/28/14)
 - 30% of the apportionment transferred to the X-Pot
 - Remaining balance distributed proportionately to districts having extraordinary cost pool claims
- For the annual X-Pot analysis, shared expenses will not be distributed by percentage of ADA. Rather, they will be isolated and treated as “off-the-top” expenses in order to give a better representation of each district’s actual X-Pot usage. (Approved 4/21/14)
- The X-Pot return (as of the 2013/14 return to be returned in 2014/15) will now be usage-based instead of distributed by percentage of ADA. Each District’s usage will come from an annual X-Pot analysis. (Approved 4/21/14)
- X-Pot Contribution Rate is \$29.33 (Approved 5/15/13)
- Last year of CSDR transportation and related transactions
- LCFF began implementation in 2013/14

2014/15

- Regionalized Services/Program Specialist funded at a rate of \$16.5422383709 per ADA and adjusted by COLA. (Approved 4/21/14)
- X-Pot Contribution Rate is \$30.36 (Approved 4/21/14)

2015/16

- A Program Specialist will be funded out of the X-Pot and will focus on NPS/NPA and ADR. (Approved 5/29/15)
- X-Pot Contribution Rate is \$30.45 (Approved 9/25/15)
- Beginning in 2015/16, the Mental Health funding allocation model is adjusted for Small School Protection. (Approved 3/18/16)

2016/17

- Maintenance of Effort sanctions language added to Fiscal Allocation Plan (Approved 3/18/16)
- X-Pot Contribution Rate is \$30.75 (Approved 4/22/16)
- Low Incidence apportionment is distributed to member LEAs by District of Residence/Accountability for PY December 1 Low Incidence pupil count after estimating for the audiological services expenses for students being served by West End Student Services as well as indirect cost and interest revenue. After year-end closing, if there are unspent Low Incidence funds, then they will be totaled and reallocated the following year to all members based on that year's distribution percentages/method. (Approved 5/20/16)
- In January 2017, the State Board of Education approved a waiver regarding size and scope requirements of a SELPA thus allowing Ontario-Montclair School District to become a single district SELPA as of 7/1/17

2017/18

- Effective 7/1/17, the West End SELPA will become a nine district SELPA with member districts as follows: Alta Loma School District, Central School District, Chaffey Joint Union High School District, Chino Valley Unified School District, Cucamonga School District, Etiwanda School District, Mountain View School District, Mt Baldy School District, and Upland Unified School District.
- Effective 7/1/17, Ontario-Montclair School District will become a single district SELPA
- X-Pot Contribution Rate is \$43.50 (Approved 3/23/18)

2018/19

- X-Pot Contribution Rate is \$43.50 (Approved 5/17/19)
- X-Pot reimbursement split for Non-Public Schools (NPS) and Non-Public Agencies (NPA) changed from 70%/30% to 80% district responsibility and 20% out of the X-Pot. (Approved 5/18/18)
- Program Specialist/Regionalized Services is restored as a separate apportionment within the AB602 funding exhibit
- X-Pot name changed to "Joint Risk Fund" (Approved 12/14/18)
- Joint Risk Fund reserve set at \$400,000 (Approved 12/14/18)
- For the 18/19 school year only, set-aside 6.3625% of the Local Assistance Grant outside of the AB602 funding model for the First CLASS program; The remaining balance will be distributed by the current method of using prior year Dec 1 CASEMIS count by District of Service (Approved 1/18/19)

2019/20

- Beginning in 19/20, the Local Assistance Grant will be entirely distributed by prior year December 1 CASEMIS count, but using District of Residence/Accountability instead of District of Service (Approved 1/18/19)
- Joint Risk Fund Contribution Rate is \$43.04 (Approved 4/26/19)

2020/21

- Joint Risk Fund Contribution Rate is \$48.73 (Approved 5/1/20)
- District Low Incidence funding may be used to offset Low Incidence Fee-For-Service (FFS) charges for eligible students (Approved 3/19/21)

2021/22

- Joint Risk Fund Contribution Rate is \$49.85 (Approved 5/14/21)
- SELPA Advisory Committee replaces Finance and Program Advisory Committees

2022/23

- Joint Risk Fund Contribution Rate is \$53.33 (Approved 5/13/22)

2023/24

- Joint Risk Fund Contribution Rate is \$50.73 (Approved 5/19/23)

APPENDIX C: ADA DEFINED FOR AB602 APPORTIONMENT PURPOSES

As contained in EC 56836.06 and EC 41601, the ADA used in the special education funding formula is the SELPA’s TOTAL K-12 ADA from the sources listed below. SELPA wide P-1 ADA will be used at the First Principal Apportionment; SELPA wide P-2 ADA will be used at the Second Principal Apportionment. Annual Apportionment -- and any subsequent state re-certifications -- will be based on the ADA reported in the appropriate reporting periods as indicated below and will include any corrections or revisions to that reporting period. ADA associated with ROC/P or Adult Education is not included.

SCHOOL DISTRICTS:

Elementary and High School ADA from attendance reporting software screens: Attendance School District, Attendance Basic Aid “Choice” District, Attendance Supplement.

Kindergarten thru Grade 12	A-1 thru A-5	P-2 Reporting Period
Continuation Education	A-6	P-2 Reporting Period
Opportunity Schools and Full-Day Opportunity Classes	A-7	P-2 Reporting Period
Home and Hospital	A-8	P-2 Reporting Period
Special Ed. Special Day Class	A-9	P-2 Reporting Period
Special Ed. Nonpublic School	A-10	P-2 Reporting Period
Special Ed. Nonpublic LCI	A-11	Annual Reporting Period
Community Day School	A-12	Annual Reporting Period
Extended Yr Special Education	A-13	Annual Reporting Period
Extended Yr Nonpublic School	A-14	Annual Reporting Period
Extended Yr Nonpublic School - LCI	A-15	Annual Reporting Period

For County Offices of Education: use Elementary and High School ADA from the attendance reporting software screen **Attendance COE**

County School Tuition Fund (J-27/28)	A-1	Annual Reporting Period
Juvenile Halls, Homes and Camps (J-27/28)	A-2	Annual Reporting Period
County Group Home and Institution Pupils (J-27/28)	A-3	Annual Reporting Period
Community Schools Pupils – Probation Referred, or on Probation or Parole (J-27/28)	A-4	Annual Reporting Period
Community Schools Pupils – Expelled (J-27/28)	A-5	Annual Reporting Period
Community Schools Pupils – Homeless (J-27/28)	A-6	Annual Reporting Period
Opportunity Schools and Full-day Opportunity Classes (J-27/28)	A-7	Annual Reporting Period
Specialized Schools (J-27/28)	A-8	Annual Reporting Period

Technical, Agricultural, and Natural Resource Conservation Schools (J-27/28)	A-9	Annual Reporting Period
Community Day Schools Expelled Pupils (J-27/28)	D-1	Annual Reporting Period
Community Day Schools All Other Pupils (J-27/28)	D-2	Annual Reporting Period

Elementary and High School ADA from attendance software screen Attendance County Operated Programs

County Community Schools (J-18/19)	A-1 + A-2	P-2 Reporting Period
Special Ed. Special Day Class (J-18/19)	B-1 + B-2	Annual Reporting Period
Special Ed. Special Day Class Extended Year (J-18/19)	B-3 + B-4	Annual Reporting Period

For Charter Schools – Districts: Elementary and High School ADA from Attendance Charter School Block Grant Form

Regular Elementary and High School for Resident Pupils	A-1 + A-3 + A-5 + A-7 + A-9	P-2 Reporting Period
Regular Elementary and High School for Non-Resident Pupils	A-1 + A-3 + A-5 + A-7 + A-9	P-2 Reporting Period
Apply Non-classroom-based funding determination factor to NCB ADA	See www.charters@cde.ca.gov	SB740 Historic Nonclassroom-Based Instruction SBE Funding

Note: Adjustments to charter school revenue in accordance with the SB740 funding determination will be reflected for apportionment purposes. Each year the charter school must file an application, which CDE uses to determine the pro-ratio percentage of charter ADA.