

Special Education Rules and Regulations Update

ISBE filed the revised state special education regulations (23 Illinois Administrative Code 226) on *June 28, 2007* and the *regulations became effective immediately* (unless a later effective date is specified within a specific subsection).

Changes in State Regulations

Rtl

- Each district shall, no later than the beginning of the 2010-11 school year, implement the use of a process that determines how the child responds to scientific, research-based interventions as part of the evaluation procedure described in 34 CFR 300.304.
- January 1, 2008-State Plan
- January 1, 2009-District Plan

Terminology and Clarification

Emotional Disturbance	→	Emotional Disability
Mental Retardation	→	Cognitive Disability
Dev. Delay Age 6	→	Dev. Delay Age 9
Age out of IDEA at 21	→	Age out of IDEA at 22

Class Size/Caseload/Workload

- Class Size: the number of students in a special education classroom
- Caseload: the number of students for which a special educator is responsible
- Workload: ??????????

WorkLoad

- In order to provide students with IEPs the free, appropriate education to which they are entitled, each entity subject to this Part shall adopt a plan specifying limits on the work load of its special education educators so that all services required under students' IEPs, as well as all needed ancillary and support services, can be provided at the requisite level of intensity.
- Each plan shall take effect for the 2009-10 school year

WorkLoad Plan

Each plan shall be based on an analysis of the activities for which the entity's special educators are responsible and shall encompass, but need not be limited to:

1. individualized instruction;
2. consultative services and other collaboration among staff members;
3. attendance at IEP meetings and other staff conferences; and
4. paperwork and reporting.