

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: March 27, 2025

Agenda Item: L.2

Board Goal: Student Achievement

Subject: Consideration and possible approval to seek a Waiver from the Texas Education Agency to provide Remote Special Education Homebound Instruction

Administrator Responsible/Position: Marivel Sedillo, Deputy Superintendent / Chief Academic Officer
Michelle Velasquez, Executive Officer of Special Education

A. Purpose of Agenda Item:

☒ Action needed

☐ Information only

☐ Receive input

B. Authority for This Action:

☐ Local Policy:

☒ Law or Rule

☐ N/A

19 TAC Section 129.1025

C. Goal or Need Addressed:

The approval of this item will allow the district to seek a waiver from TEA to allow the affected student to generate attendance according to homebound funding provisions in the 2024-2025 Student Attendance Accounting Handbook.

D. Summary:

☐ Previous board action relating to this item: None

☐ Future action anticipated: None

☒ **Background information:** Remote homebound instruction means remote instruction in which a student receiving special education and related services with an instructional setting code of 01 -Homebound receives instruction through special education homebound instruction and in which all requirements related to special education homebound instruction are met except for in-person instruction from the homebound teacher. Instruction and related services will be provided via a video conferencing platform. These waivers will only be granted in extremely severe medical circumstances, and a waiver must be submitted for each individual student.

In accordance with the 2024-2025 Student Attendance Accounting Handbook (SAAH), a district may, with the approval of a waiver request, provide remote homebound instruction to a student receiving special education and related services and count the student in attendance for FSP funding purposes, including weighted funding purposes, provided that the following requirements are met:

- The student's ARD committee must have determined, in a manner consistent with state and federal law, that the remote homebound instruction to be provided meets the needs of the student.
- The ARD committee must have documented that determination in the student's IEP.
- All requirements related to the provision of special education homebound instruction must be met except for face-to-face instruction from the homebound teacher.

Hays CISD staff have held the required ARD Committee meeting and determined that Remote Homebound Instruction is necessary to meet the health and special education related needs of a student with severe medical circumstances. The student is immunosuppressed and must avoid contact with other students and teachers and is expected to be confined to the home for more than 4 weeks.

E. Comments Received:

☒ Cabinet ☐ DLT ☐ FBOC ☐ Teacher Org. Reps. ☐ Other:

F. Administrative Recommendation: Administration recommends that the board approve the request to seek a Remote Homebound Instruction waiver from the TEA for this individual student.

Advantages and benefits of this proposal: This waiver will allow the student to generate eligible present days in accordance with the 2024-2025 Student Attendance Accounting Handbook.

Expected results in terms of student benefit/achievement: The student will have the opportunity to continue to receive special education instruction and related services in accordance with their IEP and the recommendations of their physician.

Effect of this action on other parts of the system: No effect anticipated.

Consequences of not approving this recommendation: The district will not be eligible to seek a waiver request.

G. Fiscal Impact and Cost: N/A

☐ Budget ☐ Bond ☐ Grant/Special Funds: ☒ Other: N/A
☐ Budget Amendment Needed

Prior Year Spending: N/A

Bid/Contract Information: N/A

Reasons for rejecting alternatives: Seeking the waiver request is in the best interest of the student and district.

Future/Ongoing: N/A

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Marivel Sedillo

Evaluation method and time line: The waiver will be submitted to the TEA following board approval. Student will begin receiving Homebound services per the IEP.

Next report to the board: As requested

I. Suggested Motion:

I move that the Hays CISD Board of Trustees approve the request to seek a remote special education homebound instruction waiver from TEA, as presented.