



August 13, 2021

TO: Corrina Guardipee-Hall
Superintendent
Browning Elem

FROM: Danni McCarthy
IDEA Fiscal Manager
Special Education

RE: Level of Determination under the Individuals with Disabilities Education Act (IDEA)

Thank you for supporting Montana's efforts in meeting the federal requirements established by the Individuals with Disabilities Education Act of 2004 (IDEA). We appreciate your commitment and continued efforts to improve outcomes for students with disabilities.

In February 2021, the Office of Public Instruction (OPI) submitted its Annual Performance Report (APR) for the Federal Fiscal Year 2019 (school year 2019-2021) to the U.S. Department of Education, Office of Special Education Programs (OSEP). In its letter of June 24, 2021, to the OPI, the OSEP reported that Montana was placed in the Needs Assistance category.

Local Education Agency: Determination Requirements

In accord with 616(a)(1)(C)(i) and CFR 300.600 of IDEA and its implementing regulations, states are required to make 'determinations' annually under Section 616(d) on the performance of local education agencies (LEAs). In making its determinations, the state must identify if the LEAs met requirements, need assistance, need intervention, or need substantial intervention.

Based on a review of your LEAs 2019-2020 data, the OPI has determined that the LEA met the criteria for placement in the category of:

District Level of Determination: Meets Requirements

Determination Based on:

Required Actions: Districts which have been determined to be in the 'Meets Requirements' category do not need to take any action.

Attached to this letter is Montana's Levels of Determination Criteria.

All LEAs should continue to implement procedures to help ensure the LEA submits all required data to the OPI within required timelines, that all findings of noncompliance are corrected within a one-year timeline and that accounting of funds and expenditures for special education are made consistent with the OPI accounting requirements and federal and state rules.

Please be aware that consistent with the requirements under IDEA, review of school district data and determinations must be made annually. The OPI will be conducting a review of your LEAs 2020-2021 data and reporting the results of that review to you in the summer of 2022.

If you have questions regarding your level of determination or the determination process, please contact Danni McCarthy, IDEA Fiscal Manager, at (406) 444-0452.

Attachment



August 13, 2021

TO: Corrina Guardipee-Hall
Superintendent
Browning H S

FROM: Danni McCarthy
IDEA Fiscal Manager
Special Education

RE: Level of Determination under the Individuals with Disabilities Education Act (IDEA)

Thank you for supporting Montana's efforts in meeting the federal requirements established by the Individuals with Disabilities Education Act of 2004 (IDEA). We appreciate your commitment and continued efforts to improve outcomes for students with disabilities.

In February 2021, the Office of Public Instruction (OPI) submitted its Annual Performance Report (APR) for the Federal Fiscal Year 2019 (school year 2019-2021) to the U.S. Department of Education, Office of Special Education Programs (OSEP). In its letter of June 24, 2021, to the OPI, the OSEP reported that Montana was placed in the Needs Assistance category.

Local Education Agency: Determination Requirements

In accord with 616(a)(1)(C)(i) and CFR 300.600 of IDEA and its implementing regulations, states are required to make 'determinations' annually under Section 616(d) on the performance of local education agencies (LEAs). In making its determinations, the state must identify if the LEAs met requirements, need assistance, need intervention, or need substantial intervention.

Based on a review of your LEAs 2019-2020 data, the OPI has determined that the LEA met the criteria for placement in the category of:

District Level of Determination: Meets Requirements

Determination Based on:

Required Actions: Districts which have been determined to be in the 'Meets Requirements' category do not need to take any action.

Attached to this letter is Montana's Levels of Determination Criteria.

All LEAs should continue to implement procedures to help ensure the LEA submits all required data to the OPI within required timelines, that all findings of noncompliance are corrected within a one-year timeline and that accounting of funds and expenditures for special education are made consistent with the OPI accounting requirements and federal and state rules.

Please be aware that consistent with the requirements under IDEA, review of school district data and determinations must be made annually. The OPI will be conducting a review of your LEAs 2020-2021 data and reporting the results of that review to you in the summer of 2022.

If you have questions regarding your level of determination or the determination process, please contact Danni McCarthy, IDEA Fiscal Manager, at (406) 444-0452.

Attachment