

New Mexico IDEA Advisory Panel Meeting

MINUTES

[MEETING DATE] September 10, 2009 [MEETING TIME] 8:00 A.M. – 4:00 P.M. [MEETING LOCATION] Dulce Independent School's Administration Office, Dulce, NM

MEETING CALLED BY	Karen Phillips, Chair
TYPE OF MEETING	New Mexico State Individuals with Disabilities Education Act Advisory Panel Meeting
FACILITATOR	Karen Phillips, Chair
SECRETARY	Sherry Garcia
ATTENDEES	<p>Present: James Alarid, Isela Burciaga, Alicia Corral, Sherry Garcia, Valentino Garcia, Kelly Helvie, George Holguin, Peggy Humble, Phyllis Jankowski, Denise Koscielniak, Teresa McCreary, Karen Phillips, Steven Pope, Ron Stern, Ronalda Tome,</p> <p>Excused: Veronica Chavez-Neuman, Deborah Dominquez-Clark, Pat Osbourn, Jean Rightley, Joseph Sanchez, Greg Trapp (Marina Cordova representing)</p> <p>Not Excused:</p> <p>Guests: Larry Fuller, Ida Tewa, J. Tapia Eastham, Flynn Sylvest</p>

Agenda topics

[TIME ALLOTTED] 8:45 A.M. – 8:50 A.M. [AGENDA TOPIC] Review and approve September 2009 Agenda [PRESENTER] Karen Phillips Chair

DISCUSSION	Review and approve September 2009 Agenda	
<u>Agenda:</u> Added additional items to agenda: The reading of the Panel Members' duties		
CONCLUSIONS	September 2009 Agenda approved	
Motion to approve Agenda- Alicia Corral Second motion- Marina Cordova No Discussion Motion Carried The Panel members approved the agenda with the above addition.		
ACTION ITEMS	PERSON RESPONSIBLE	DEADLINE
Will add the reading of the Panel's duties to all agendas	Karen Phillips, Chair	NA

[TIME ALLOTTED] 8:50 A.M. – 9:05 A.M. [AGENDA TOPIC] Review and approve June 2009 Minutes [PRESENTER] Karen Phillips, Chair

DISCUSSION	Review and approve June 2009 Minutes	
<u>June 2009 Minutes:</u> Motion to approve the June 2009 Minutes- Ron Stern Second Motion- Alicia Corral No discussion Motion Carried		
CONCLUSIONS	June 2009 Minutes approved	
Because there was additional time before Public Comment, Denise Koscielniak requested to provide an overview of the handouts located in the Panel Members' folders. The handouts included the: Annual Performance Plan 2009, Federal resource book, Licensure Rules for school nurses and counselors, and the completed brochure.		
ACTION ITEMS	PERSON RESPONSIBLE	DEADLINE

Provide input regarding Licensure Rules for school nurses and counselors	Panel Members	
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[TIME ALLOTTED] 9:05 A.M. – 9:20 A.M.	[AGENDA TOPIC] Public Comment	[PRESENTER] Karen Phillips, Chair
DISCUSSION	Public Comment Provided by: 1. Larry Fuller 2. Alicia Corral	
CONCLUSIONS		
ACTION ITEMS	PERSON RESPONSIBLE	DEADLINE

[TIME ALLOTTED] 9:20 A.M. – 10:00 A.M.	[AGENDA TOPIC] Chair's Report	[PRESENTER] Karen Phillips, Chair
DISCUSSION	Thank You Letter to Parents Reaching Out for hosting the Panel meeting this past June, Members Excused, Meeting Dates in 2009-2010, Overview of New Member Orientation	
	<u>Thank You Letter to Parents Reaching Out:</u> A Thank You letter was written to Parents Reaching Out for hosting the New Mexico State IDEA Advisory Panel.	
	<u>Members Excused:</u> Veronica Chavez-Neuman, Deborah Dominquez-Clark, Pat Osbourn, Jean Rightley, Joseph Sanchez, Greg Trapp	
	<u>Meeting Dates for 2009 – 2010:</u> Ruidoso, December 3 – 4; Tucumcari, April 22-23; and ABQ (EPICS), June10-11	
	<u>New Member Orientation:</u> The New Member Orientation was located in Santa Fe on September 3, 2009. John Copenhaver, Director of TASE conducted the training. Karen Phillips stated that the training was really good and encouraged current members to attend next year for a refresher.	
	<u>Other Announcements or Questions:</u> A request was made by a guest to please request the Secretary of Education to put together a task force regarding the restraint mandate rule	
CONCLUSIONS		
	<u>Thank You Letter to Parents Reaching Out:</u> The thank you letter to Parents Reaching Out has been sent.	
	<u>Members Excused:</u> Panel Members were identified above.	
	<u>Meeting Dates:</u> Meeting dates and locations were reviewed	
ACTION ITEMS	PERSON RESPONSIBLE	DEADLINE
Motion to send a letter to the Secretary of Education to put together a task force regarding the restraint rule- First-Jim Alarid Second-Kelly Helvie No discussion Motion carried	Karen Phillips, Chair will write letter	September 2009
DISCUSSION	Other Discussion:	
	None	
CONCLUSIONS		
	1. On behalf of the IDEA Panel Members, Karen Phillips will write a letter to Denise Koscielniak requesting that the Secretary of Education form a task group to review the restraint rule.	

[TIME ALLOTTED] 10:15 A.M. – 10:45 A.M.	[AGENDA TOPIC] Election of Panel Officers	[PRESENTER] Karen Phillips, Chair
DISCUSSION	Election of Officers for the Vice Chair and Secretary	

Karen Phillips, Chair, read from the Bylaws, the description of officers for both the Vice Chair and Secretary. Jim Alarid was nominated for Vice Chair and Kelly Helvie was nominated for Secretary. No other nominations were received. Peggy Humble moved that nominations close
 Second-Phyllis Jankowski
 No discussion
 Motion carried
 Both nominees gave speeches as to why they would like to hold the selected offices.

CONCLUSIONS	Election Results
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Motion to elect Jim Alarid as Vice Chair and Kelly Helvie as Secretary- Peggy Humble
 Second- Valentino Garcia
 No discussion
 Motion carried
 James Alarid- Vice Chair
 Kelly Helvie- Secretary

ACTION ITEMS	PERSON RESPONSIBLE	DEADLINE
None		
[Time allotted] 10:45 P.M. – 11:30 A.M.	[Agenda topic] Part C to Part B MOU Presentation	[Presenter] Ida Tewa, Special Education Bureau

DISCUSSION	See PowerPoint Handout
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CONCLUSIONS	
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CONCLUSIONS	
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ACTION ITEMS	PERSON RESPONSIBLE	DEADLINE
None		

[TIME ALLOTTED] 11:30 A.M. – 12:00 P.M.	[AGENDA TOPIC] Protocol for Panel Response to Public Comment	[PRESENTER] Karen Phillips, Chair
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DISCUSSION	To develop a protocol to respond to public comment
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-Karen Phillips, Chair gave panel members a copy of a draft regarding Public Comment Protocol
 -Reviewed FERPA Regulations
 -Suggestions by Panel Members:
 *If public does not follow FERPA Regulations the Chair is to stop the Public Comment
 *Refer public to resources
 *Two separate documents for Protocol: One document for the public and one document for members
 *Remind public that they may submit comment via email or letter
 *Add to the agenda a standing item to review public comment to see if further recommendations to the State is required
 *Add section to agenda: Old Business

CONCLUSIONS	
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Panel members would like to:
 -Revise the protocol rules (two documents-panel members and public with roles defined)
 -Simple statement available to read both prior to meeting and on the website regarding protocol for Public Comment
 -Have a handout available for the community prior to their comment
 -Chair will read the rules and roles of public comment and panel members prior to public comment
 -Public comment may be submitted via email or letter
 -At end of meeting on Friday the panel will try to identify trends/actions/agenda items related to public comment
 -Minutes posted on the SEB website
 -Follow FERPA Regulations
 -List Panel Members' responsibilities
 -Panel will not respond to the public comment
 -Panel will refer comments to the State Director
 -Panel members may approach public after meeting

ACTION ITEMS	PERSON RESPONSIBLE	DEADLINE

To finalize Public Comment Protocol handouts for panel members	Karen Phillips, Chair and Executive Team	September 11, 2009
[Time allotted] 1:15 P.M. – 1:30 P.M.	[Agenda topic] Public Comment	[Presenter] Karen Phillips, Chair
DISCUSSION	Public Comment Provided by: 1. Flynn Sylvest 2. Larry Fuller	
CONCLUSIONS		
ACTION ITEMS		
[Time allotted] 1:30 P.M. – 2:00 P.M.	[Agenda topic] Preliminary Input in Proposed Revised State Rules	[Presenter] Denise Koscielniak, Special Education Director, Special Education Bureau Albert Gonzales, General Counsel, NMPED
DISCUSSION	The Special Education Bureau is amending the Special Education Rules and it is the duty of the Panel Members to give input on these proposed rules	
<p>-A preliminary copy of the rule changes were presented to the Panel Members</p> <p>-Rules are being amended to conform with the changes in law</p> <p>-Albert reviewed the proposed changes with the Panel Members</p> <p>Comments:</p> <ol style="list-style-type: none"> 1. Change the State law regarding legal representation 2. Make it clear in the rule that parents can represent themselves in a due process hearing or a student who has reached the age of majority and is their own guardian 3. Use other term than Mental Retardation in the Rules 4. Start discussing the transfer of rights at age 14 is a good change. Gives everyone the opportunity and time to do what they need to do before the student reaches the age of maturity 5. Regarding the transition from Part C to Part B “must” conduct an evaluation. This will put a strain on diagnosticians and speech therapists. It needs to be clear that professionals must meet and consider specialized evaluations. 		
CONCLUSIONS	The Panel members advised the State with the above comments regarding the proposed Amendments.	
ACTION ITEMS:		
[Time allotted] 2:00 P.M. – 3:30 P.M.	[Agenda topic] Dulce High School Visit	[Presenter] Frank Mestas, Special Education Director Dulce School District
DISCUSSION	Panel Members were treated to a tour of the Dulce High School	
CONCLUSIONS		
ACTION ITEMS:		
None		
[Time allotted] 4:30 P.M. – 4:45 P.M.	[Agenda topic] Adjourn	[Presenter] Karen Phillips, Chair

DISCUSSION	None	
Motion to adjourn- Karen Phillips Second-Alicia Corral No Discussion Motion carried		
CONCLUSIONS	Meeting adjourned	
ACTION ITEMS:	PERSON RESPONSIBLE	DEADLINE
Provide input regarding the Licensure Rules for both school nurses and counselor	Panel Members	
Send a letter through Denise Koscielniak to the Secretary of Education suggesting the development of an ad hoc group on Restraints and Seclusions	Karen Phillips, Chair	September 2009
Provide a final draft of rules/protocol regarding public comment for panel members	Karen Phillips, Chair	September 11, 2009
IDEA Panel members invited to provide public comment regarding the proposed amendments to the Special Education Rules	Panel Members	November 2, 2009
Send a letter through Denise Koscielniak to Dr. Cross Maple regarding Race to the Top funding	Karen Phillips, Chair	September 2009