Ohio | Department of Education

IDEA Part B Restoration Allocations

ODE has revised the IDEA-B 611 school-age and IDEA-B 619 preschool allocation methodology to be in compliance with federal regulations. LEAs that received underpayments in prior years will receive additional restorative funds in a new CCIP funding application in SFY 2019 and/or SFY 2020.

Permissible Use of Increased Allocations

All IDEA allocations must be used consistently with the current IDEA, Part B statutory and regulatory requirements and applicable requirements in the General Education Provisions Act (GEPA) and the Education Department General Administrative Regulations (EDGAR). An LEA must use IDEA allocations only for the excess costs of providing special education and related services to children with disabilities, except where IDEA specifically provides otherwise.

Restoration funds for Section 611 are restricted by the following uses set forth in 34 CFR §300.704:

(1) For support and direct services, including technical assistance, personnel preparation, and professional development and training;

(2) To support paperwork reduction activities, including expanding the use of technology in the IEP process;

(3) To assist LEAs in providing positive behavioral interventions and supports and mental health services for children with disabilities;

(4) To improve the use of technology in the classroom by children with disabilities to enhance learning;

(5) To support the use of technology, including technology with universal design principles and assistive technology devices, to maximize accessibility to the general education curriculum for children with disabilities;

(6) Development and implementation of transition programs, including coordination of services with agencies involved in supporting the transition of students with disabilities to postsecondary activities;

(7) To assist LEAs in meeting personnel shortages;

(8) To support capacity building activities and improve the delivery of services by LEAs to improve results for children with disabilities;

(9) Alternative programming for children with disabilities who have been expelled from school, and services for children with disabilities in correctional facilities, children enrolled in State-operated or State supported schools, and children with disabilities in charter schools;

Restoration funds for Section 619 are restricted by the following uses set forth in 34 CFR §300.814:

(1) For support services (including establishing and implementing the mediation process required by section 615(e) of the Act), which may benefit children with disabilities younger than three or older than five as long as those services also benefit children with disabilities aged three through five;

(2) For direct services for children eligible for services under section 619 of the Act;

(3) For activities at to meet the performance goals established by the State under section 612(a)(15) of the Act;

(4) To supplement other funds used to develop and implement a statewide coordinated services system designed to improve results for children and families, including children with disabilities and their families, but not more than one percent of the amount received by the State under section 619 of the Act for a fiscal year;

(5) To provide early intervention services (which must include an educational component that promotes school readiness and incorporates preliteracy, language, and numeracy skills) in accordance with Part C of the Act to children with disabilities who are eligible for services under section 619 of the Act and who previously received services under Part C of the Act until such children enter, or are eligible under State law to enter, kindergarten.

The restoration funds are not subject to Maintenance of Effort or Coordinated Early Intervening Services requirements. However, because these are one-time funds, it is important that districts take into consideration how the additional funds are used in order to prevent a future impact that negatively affects the Maintenance of Effort requirement, Coordinated Early Intervening Services, and Nonpublic Proportionate Share. Also, the funds should not be used for any expenses or activities that cannot be sustained by the LEA after the funds are used.

For state fiscal year 2019, allocations will be available by August 1. In state fiscal year 2020, allocations will be available by July 1. Each year's allocation will be available for use for 27 months.

An LEA that chooses to decline the restoration funds should not start the application and enter a note into the CCIP Consolidated Application History Log indicating it is declining the funds.

Recommend Use of Increased Allocations

ODE recommends LEAs use the additional allocations for short-term investments that have potential for long term benefits, rather than for expenditures the LEAs may not be able to sustain once the funds are expended. Some possible uses of these limited-term funds that are allowable under IDEA include:

- Obtain state-of-the-art assistive technology devices and provide training in their use to enhance access to the general curriculum for students with disabilities.
- Provide intensive district-wide professional development for special education and regular education teachers that focuses on scaling-up, through replication, proven and innovative evidence-based schoolwide strategies in reading, math, writing and science, and positive behavioral supports to improve outcomes for students with disabilities.
- Develop or expand the capacity to collect and use data to improve teaching and learning.
- Expand the availability and range of inclusive placement options for preschoolers with disabilities by developing the capacity of public and private preschool programs to serve these children.
- Employ transition coordinators to work with employers in the community to develop job placements for youth with disabilities.

Support for LEAs

The Office for Exceptional Children has assigned each LEA a fiscal education specialist to provide technical assistance to LEAs regarding these allocations according to the LEA's State Support Team Region (preschool inquiries should be directed to the resources below for 619 funds).

Employee Name	Email Address	Assigned SST Region
Dan Badea	daniel.badea@education.ohio.gov	12, 13 and 14
Jerahn Hyman	Jerahn.Hyman@education.ohio.gov	1, 2 and 7
Mark Lynskey	Mark.Lynskey@education.ohio.gov	5, 8, 9, and 10
Paul Sogan	Paul.Sogan@education.ohio.gov	4, 11 and 15
Jessica Stanley	Jessica.Stanley@education.ohio.gov	3, 6 and 14
Call: 614-369-3765	Preschoolspecialeducation@education.ohio.gov	All IDEA-B 619 (preschool)