

## **Attachment 2: San Pasqual Valley Unified School District Waiver 9-12-2023**

### **California Department of Education WAIVER SUBMISSION – Specific**

CD Code: 1363214  
Waiver Number: 9-12-2023  
Active Year: 2023

Date In: 12/16/2023 5:21:20 AM

Local Education Agency: San Pasqual Valley Unified  
Address: 676 Base Line Rd.  
Winterhaven, CA 92283

Start: 12/5/2023  
End: 12/5/2024

Waiver Renewal: No

Waiver Topic: Special Education Program  
Ed Code Title: Child Specific/ NPA or NPS Certification  
Ed Code Section: 56366.1(a)  
Ed Code Authority: 56101

Ed Code or CCR to Waive: Section 56040.1 - Least restrictive environment

In accordance with Section 1412(a)(5) of Title 20 of the United States Code and Section 300.114 of Title 34 of the Code of Federal Regulations, each public agency shall ensure the following to address the least restrictive environment for individuals with exceptional needs:

(a) To the maximum extent appropriate, individuals with exceptional needs, including children in public or private institutions or other care facilities, are educated with children who are nondisabled.

(b) Special classes, separate schooling, or other removal of individuals with exceptional needs from the regular educational environment occurs only if the nature or severity of the disability is such that education in the regular classes with the use of supplementary aids and services cannot be achieved satisfactorily.

Outcome Rationale: [REDACTED] is significantly impacted by [REDACTED] disability, autism. [REDACTED] has been engaging in unsafe behaviors, digging in the trash can and eating what is found. Even with intervention, we have not been able to improve behaviors without a significant restrictive environment. We have tried limiting transitions, re-directing and reteaching, proactive supports that include reinforcement as [REDACTED] is doing well. A compressed day was started last year, but [REDACTED] has not been able to increase [REDACTED] time on campus. Last spring and this fall, we attempted to consider placement at the [REDACTED] high school classroom for students with severe needs, but were told the classroom is full and [REDACTED] issues with trash cans would continue to be the same issue there. [REDACTED] struggles with the pursuit of food in the community as well and it is limiting their ability to take [REDACTED] in to the community. [REDACTED] guardian tried addressing this issue with [REDACTED] doctor, but doesn't want to send [REDACTED] to a group home or facility to support this need. The IEP team determined to look into non-public placements. Several facilities were reviewed in San Diego County, however, Transportation was a significant cost and extremely long day for [REDACTED]. No residential facilities to support [REDACTED] needs were found. However, having to live outside of [REDACTED] community to support [REDACTED] needs was considered more restrictive and what the family had already rejected by [REDACTED] medical provider. No facilities were available to meet [REDACTED] needs within [REDACTED].

The team reviewed a location in Yuma, Arizona about 6 1/2 miles away. This facility meets the educational needs for [REDACTED] and allows [REDACTED] to live at home. There is a plan to increase [REDACTED] day in order to provide the necessary education.

Student Population: 605

City Type: Rural

Local Board Approval Date: 10/10/2023

Audit Penalty Yes or No: No

Categorical Program Monitoring: No

Submitted by: Ms. Johna Meek  
Position: Director of Special Education  
Email: [jmeek@spvusd.org](mailto:jmeek@spvusd.org)  
Telephone: 760-572-0222 x2502

Bargaining Unit Date: 10/10/2023  
Name: CSEA  
Representative: Stephen Ferrer  
Title: Classified Representative  
Phone: 760-572-0222  
Position: Neutral

Bargaining Unit Date: 10/10/2023  
Name: SPTA  
Representative: Jaquelin Rodriguez  
Title: SPTA President  
Phone: 760-572-0222  
Position: Neutral