


- The powerpoint deck that was reviewed in the meeting has been edited to meet accessibility requirements.
- Images that reflected our guidance documents were removed and replaced with solely the link to the guidance.
- Please email [NPDayandRes@tea.texas.gov](mailto:NPDayandRes@tea.texas.gov) if you'd like to have a copy of the original deck with screenshots.

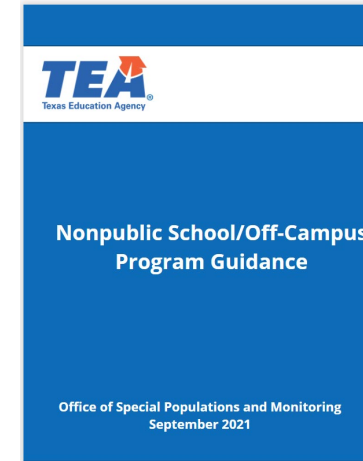
Reminder –  NP/HCF TEAL  
Application  
moved to APEX



**All Nonpublic Day and Residential applications and High Cost Fund applications will be completed in APEX for the 2021-2022 school year. [Application opened 9/1/2021](#)**

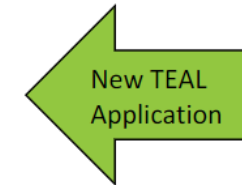
- Navigate to the [Nonpublic Webpage](#)
- Scroll down to TEAL Application Guidance
  - [APEX User Manual](#)
  - APEX Videos
    - Requesting APEX in TEAL
    - Application Overview & Adding a Student

- Navigate to the [Nonpublic Webpage](#)
- Scroll down to Program Guidance
  - **Highlights/Reminders/Changes**



## Nonpublic Placement Notification and Application

Under 19 TAC §89.1092 (a)(3), § 89.1094 (c), an LEA must notify TEA if the LEA intends to place a student with a disability in a nonpublic or qualifying off-campus placement. The process for notification is made through the Nonpublic Placement Notification and Application in [Texas Education Agency Login \(APEX\)](#) and submitted as follows:



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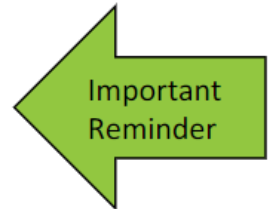
- Within 30 calendar days of the ARD committee off-campus placement decision, if the student was placed in a nonpublic facility or off-campus program after the school year began.
- Within 30 calendar days from the date the Nonpublic Placement Notification and Application opens, if the student was placed in a nonpublic placement or off-campus program after the school year ended.
- Within 30 calendar days from the date the Nonpublic Placement Notification and Application opens, if the student is in a continuing placement.

- **Highlights/Reminders/Changes**

### Step 1. Initial Visit to the Nonpublic School

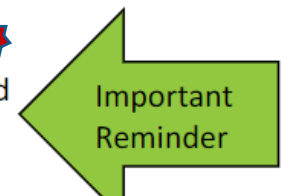
The LEA must visit the nonpublic school or off-campus program and complete the [Nonpublic Assurance Checklist for Contracting with Districts to](#) ensure that the facility:

- meets health and safety standards;
- employs staff appropriately certified in the grade level and content area of assignment;
- employs licensed staff capable of providing services required to meet student needs; has a written curriculum that includes the Texas Essential Knowledge and Skills and is appropriate for the students served, including an age- appropriate instructional environments for 18+ populations, when applicable;



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- 
- can provide the services outlined in the student's IEP; and
  - has knowledge of and adheres to the requirements outlined in TEC 37.0023 Prohibited aversive techniques (including the use of prone and supine restraint.)



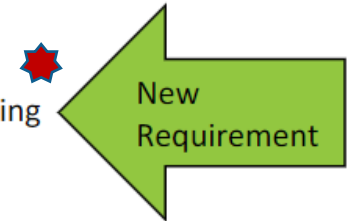
- **Highlights/Reminders/Changes**

LEA Reporting Responsibilities

*Contract Amendments* - A new or amended contract must be submitted online as part of the application amendment process if an ARD committee develops an IEP for a student that changes the services for which they have contracted. The amended application must be submitted within 30 calendar days of the ARD committee decision.

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*PEIMS Restraint Reporting* – for the 2021-2022 school year and after, Nonpublic Restraint Reporting will be captured and reported with the LEA’s regular TSDS reporting period for restraint data.



**TEA’s Responsibilities**

Upon receipt of both the off- campus program and the LEA’s submissions, TEA staff will review the submissions to determine whether additional information is needed prior to the on-site visit. Once all documentation has been reviewed, the TEA will schedule an on-site review of the nonpublic school or off-campus program.

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After the review is completed, the TEA will issue the nonpublic school either notice of new [approval status](#), with or without required corrective actions, or notice of non-approval with required actions for future approval.



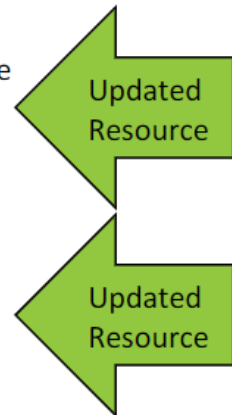
- **Highlights/Reminders/Changes**

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## Modifications to Approved Areas of Disability, Locations, and/or Age Ranges

When an LEA intends to contract with an approved nonpublic school or off-campus facility for an age range and/or disability that is not approved, the LEA must notify the TEA within 30 days and complete a new [assurance form](#) specific to the age range and/or disability desired. Depending upon the nature of the modification requested, the TEA may schedule and conduct an on-site to determine additional eligibility areas.

If an approved nonpublic school or off-campus program wants to modify and/or add approved locations, the nonpublic school must submit a [written request](#) to the TEA.



**LEA Assurances: Placement at Approved Nonpublic or Off-Campus Program Outside Age Range or Disabilities Served**

LEA Name: \_\_\_\_\_ Student Name: \_\_\_\_\_  
 Facility Name: \_\_\_\_\_ County of LEA Facility/Venue: \_\_\_\_\_  
 Name and Title of Person Completing Form: \_\_\_\_\_

**If facility is not currently approved for student's age:**  
 Enter student's age: \_\_\_\_\_ Enter student's enrolled grade: \_\_\_\_\_  
 Based on facility status, correspondence, and review of student and facility documentation, the LEA assures:  
 Yes  No The student has access to same- or near-age peers (age difference <4 years for elementary, <5 years for secondary).  
 Yes  No The student has access to age-appropriate educational settings.  
 Yes  No The student has access to age- and developmentally appropriate curriculum based on grade-level TEKS.

**If facility is not currently approved for student's area(s) of disability:**  
 Enter student's area(s) of disability: \_\_\_\_\_  
 Based on facility status, correspondence, and review of student and facility documentation, the LEA assures:  
 Yes  No The student's IEP can be implemented as written by this facility, including all instructional and related services, accommodations, behavioral supports, assistive technology, and personal care services.  
 Yes  No Facility staff are trained, and implementing, research-based strategies appropriate for the student's needs resulting from the area(s) of disability.

Optional: For any items marked "Not Addressed" or any items requiring further detail, please use this space to elaborate on the appropriateness of this facility for the student's age and disability.

Signature of LEA Special Education Director: \_\_\_\_\_ Date Signed: \_\_\_\_\_

**Approved Nonpublic or Off-Campus Facility: Application to Amend Age Range or Disabilities Served**

Facility Name: \_\_\_\_\_ Date of Application: \_\_\_\_\_  
 Name and Title of Person Completing Form: \_\_\_\_\_

**Allowed to Amend:**  
 Age Range If yes, new age range: \_\_\_\_\_  
 Disabilities If yes, disabilities now served: \_\_\_\_\_

<input type="checkbox"/> Auditory Impairment	<input type="checkbox"/> Autism
<input type="checkbox"/> Deaf/Blindness	<input type="checkbox"/> Emotional Disturbance
<input type="checkbox"/> Intellectual Disability	<input type="checkbox"/> Multiple Disabilities
<input type="checkbox"/> Non-Categorical Early Childhood	<input type="checkbox"/> Orthopedic Impairment
<input type="checkbox"/> Other Health Impairment	<input type="checkbox"/> Specific Learning Disability
<input type="checkbox"/> Speech Impairment	<input type="checkbox"/> Traumatic Brain Injury
<input type="checkbox"/> Visual Impairment	

**Brief Description of Program Appropriateness for Additional Age or Disabilities Identified:**  
 For amendments to age range: describe specific strategies to ensure students have access to same-age or near-age peers, age-appropriate settings, and age- and developmentally appropriate curriculum based on grade-level TEKS.  
 For amendments to disabilities served: describe specific, research-based programs, interventions, and instructional supports appropriate to the target population.

I assure that any significant changes in the educational program provided by this facility, including any changes in the qualifications/credentials of instructional personnel or specific location of the program, must be reported to the Texas Education Agency. Failure to do so will affect the agency's approval of this facility to provide special education services.

Signature of Nonpublic/Off-Campus Program Director: \_\_\_\_\_ Date Signed: \_\_\_\_\_

- Navigate to the [Nonpublic Webpage](#)
- Scroll down to Nonpublic/Off-Campus Monitoring Resources
  - [LEA Assurances for Contracting with Nonpublic Schools/Off-Campus Programs and Record of Annual Visits](#)
    - Combined initial visit and annual visit LEA form – one form now serves both purposes



- Application Open/Close Dates
- Application Change to APEX
- Reminder – Notification Requirements for Funding

<https://tea.texas.gov/sites/default/files/21-22-nonpublic-updates.pptx>

<https://tea.texas.gov/sites/default/files/notification-requirements-funding.pdf>

<https://tea.texas.gov/sites/default/files/21-22-hcf-updates.pptx>

- Application Open/Close Dates
- Application Change to APEX
- **APPE for 21-22 SY \$10,830 –HCF eligibility threshold \$32,490**

## **New!**

- Personnel Prorating Calculator Service Minute Change for in-district placements
  - Previously, the personnel prorating calculator limited service provider minutes to 1,800/week.
  - Based on HCF feedback over the past several years, this limit makes it difficult for in-district placements to meet HCF eligibility threshold.
  - Therefore, this limit has been removed to allow LEAs to enter minutes reflected in IEP\*.

<https://tea.texas.gov/sites/default/files/21-22-hcf-updates.pptx>

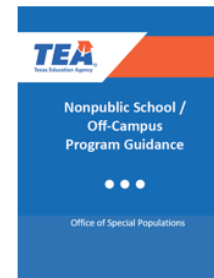
## Reminder

- State Reporting Requirements for Funding – Prorated Contract Costs

### REMINDER – State Reporting Requirements for Funding

#### ❖ Prorated Contract Costs

- If LEA applications are not submitted within **required notification timelines, off-campus contract begin dates will automatically adjust to the day of LEA application submission.**
- **Adjusted contract costs will port over to HCF** when day and residential students are entered.



# Comments/Questions?

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**Texas Student Artwork, by Nicolas Miller**