



# **SPECIAL EDUCATION TARGETED MONITORING REPORT**

Targeted Monitoring  
School Year (SY) 2023-2024

KINGSVILLE ISD (137901)

**July 26, 2024**

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**SCHOOL YEAR (SY):** 2023-2024  
**MONITORING PATH:** Targeted Monitoring (APRIL-JUNE)

**REGION:** 02  
**DISTRICT NAME:** KINGSVILLE ISD (137901)  
**DISTRICT TYPE:** INDEPENDENT  
**TEXAS VIRTUAL SCHOOL NETWORK CAMPUS:** NA  
**RESIDENTIAL FACILITY (RF):** NA

**SHARED SERVICE ARRANGEMENT (SSA) MEMBER:** NA  
**FISCAL AGENT:** NA

**MONITORING TYPE:** Targeted Desk Review  
**SELF-REPORTED NONCOMPLIANCE:** No  
**COMPLIANCE STATUS:** Noncompliant  
**ACTION REQUIRED:** Corrective Action

**STRATEGIC SUPPORT PLAN (SSP) DUE DATE:** February 23, 2024  
**CORRECTIVE ACTION PLAN (CAP) DUE DATE:** August 26, 2024

## INTRODUCTION

The Texas Education Agency (TEA) extends its appreciation to the parents, students, teachers, staff, and administration for their time and effort in supporting the special education targeted monitoring review at KINGSVILLE ISD (137901).

The special education targeted monitoring report provides the local education agency (LEA) with findings from the targeted monitoring review and serves as official notification from the TEA that any findings of noncompliance require corrective action. Noncompliance findings must be corrected no more than one year from the date listed on this report (for information on the required actions and timeframe for completion, see 34 CFR § 300.600(e) **and** [OSEP QA 23-01](#)).

## OVERVIEW OF TARGETED MONITORING

The Differentiated Monitoring and Support (DMS) system includes two monitoring pathways: cyclical monitoring and targeted monitoring. LEAs receive cyclical monitoring once every six years, and LEAs are considered for targeted monitoring during the five interim years, per [34 CFR § 300.600 State Monitoring and Enforcement](#). For example, LEAs not in the current cyclical monitoring schedule were considered for targeted monitoring if they met the following criteria.

Targeted monitoring activities include either a desk review or both a desk review and an on-site review. LEAs were assigned a targeted desk review if their current year's Results Driven Accountability (RDA) determination level (DL) was a DL 3 (Needs Intervention), DL 4 (Needs Substantial Intervention) or DL 2 (Needs Assistance) and a Significant Disproportionality (SD) year 3 designation in at least one area.

Targeted monitoring also includes an on-site review for LEAs with a DL 2 SD Year 3 in two or more areas that did not participate in a targeted on-site review during the prior school year.

Intensive support includes both a desk review and an on-site review for LEAs with a DL 3 or DL 4 and SD Year 3 in at least one area.

The targeted review includes consideration for eight RDA special education indicators that, in part, contribute to the LEA's annual RDA special education determination (see Table 1).

**Table 1.** X = RDA Indicators and Priority Areas for Targeted Desk Review

RDA Indicator	Priority Area: Evaluation	Priority Area: IEP Development	Priority Area: IEP Content (Behavior)	Priority Area: IEP Implementation	Priority Area: State Assessment	Priority Area: Transition	Priority Area: Properly Constituted
#1(i-v): SPED STAAR 3-8 Passing Rate		X			X		
#4(iv): SPED STAAR EOC Passing Rate		X			X		
#6: SPED Graduation Rate		X		X		X	
#7: SPED Annual Dropout Rate (Grades 7-12)		X		X		X	
#9: SPED Regular Early Childhood Program Rate (Ages 3-5)	X	X		X		X	
#10: SPED Regular Class ≥80% Rate (Ages 6-21)	X			X			
#11: SPED Regular Class <40% Rate (Ages 6-21)	X			X			
#12: SPED Separate Settings Rate (School Aged)	X	X	X	X			X
#13: SPED Representation (Ages 3-21)	X	X					X
#14: SPED OSS and Expulsion ≤ 10 Days Rate (Ages 3-21)	X	X	X	X			X
#15: SPED OSS and Expulsion >10 Days Rate (Ages 3-21)	X	X	X	X			X
#16: SPED ISS ≤10 Days Rate (Ages 3-21)	X	X	X	X			X
#17: SPED ISS >10 Days Rate (Ages 3-21)	X	X	X	X			X
#18: SPED Total Disciplinary Removals Rate (Ages 3-21)	X	X	X	X			X

**Note.** For the total number of performance levels (PLs) assigned to each indicator, see the [RDA Manual](#).

If any of the RDA special education indicators had at least one performance level (PL) 3 or 4, then a targeted desk review was conducted for the corresponding priority areas (see Table 1). The desk review was based on a stratified random sample of student folders from the LEA's special education population. The on-site campus/student sample, if applicable, was then randomly selected from the targeted desk review folder sample.

## COMPLIANCE REVIEW AND NONCOMPLIANCE FINDINGS

The compliance review section includes a summary of student compliance by priority area from the folder review. The noncompliance findings section includes citations of noncompliance from the desk review, on-site review, or self-reported noncompliance.

### Compliance Review

The compliance review includes both a policy review and folder review of student folders for seven priority areas. Table 2 shows the number of student folders reviewed (denominator) and the number of student folders found compliant (numerator), and the overall compliance percentage for each of the applicable priority areas.

**Table 2.** Summary of the Targeted Desk Review by Priority Area

Priority Area	Desk Review
Child Find/Evaluation/FAPE	NA
IEP Development	63% (10 of 16)
IEP Content (Behavior)	NA
IEP Implementation	NA
State Assessment	100% (16 of 16)
Transition	NA
Properly Constituted ARD	NA

**Note.** Noncompliant student folders had at least one finding of noncompliance for a priority area.

### Noncompliance Findings

This report provides the required written notification for an LEA with a “Noncompliant” status requiring corrective actions in Table 3. LEAs must complete the required actions as soon as possible but in no case later than one year from the date of this report (see 34 CFR § 300.600(e) and [OSEP QA 23-01](#)).

The overall compliance status includes noncompliance findings from Tables 4 and self-reported noncompliance from APPENDIX I. Table 3 shows the number of noncompliant citations that must be addressed in the Corrective Action Plan (CAP).

**Table 3.** Overall Targeted Monitoring Compliance Status

Compliance Status	Number of Noncompliance to be Addressed ( <i>shown in “Status” column of Tables 3 and 4 and Appendix I</i> )	Required Action
Noncompliant	2	Corrective Action

The overall LEA compliance status includes noncompliance findings from the folder review, on-site review, or LEA self-reported noncompliance.

The following rules determine an LEA’s overall compliance status:

- LEAs with at least one finding of noncompliance from the folder review, on-site review, or self-reported noncompliance are assigned an overall compliance status of “Noncompliant” and require a CAP.
- LEAs with no findings of noncompliance from the folder review, on-site review, or self-reported noncompliance but at least one pre-finding correction of noncompliance are assigned an overall compliance status of “Pre-finding Corrected” and have “No Action Required” (i.e., LEA does not require a CAP).
- LEAs with no findings of noncompliance or pre-finding correction from the folder review, on-site review, or self-reported noncompliance are assigned an overall compliance status of “Compliant” and have “No Action Required” (i.e., LEA does not require a CAP).

LEAs with an overall noncompliant status must submit a CAP within 30 calendar days of this report. The CAP must include all citations with a noncompliance finding. LEAs should access the CAP resources and submission requirements on the [Review and Support TEA webpage](#).

LEAs must complete the required actions *as soon as possible, but in no case later than one year from the date of this notification* (see 34 CFR § 300.600(e) and [OSEP QA 23-01](#)). TEA determines if noncompliance has been addressed according to the following criteria:

- Child-Specific Correction– Individual cases of noncompliance have each been corrected
- Systemic Correction– 100% compliance implementing regulatory requirements

LEAs with both pre-finding correction of noncompliance for two or fewer students (i.e., individual level) and verification of child-specific and systemic corrections by the pre-finding correction deadline do not require a CAP. However, LEAs with an individual level of noncompliance for two or fewer students that has not been corrected by the pre-finding correction deadline or LEAs with a systemic level of noncompliance (i.e., more than two students) require a CAP.

LEAs that do not complete their CAP or complete their CAP after the required one-year timeframe from the report date will be designated as having “Continuing Noncompliance.”

**Table 4.** Noncompliance Findings from the Desk Review and/or On-site Review

Area	Citation	Level	Status	Action
IEP Development	ID2 - 34 CFR §300.320(a)(1)	Systemic (>2 students)	Noncompliant	Corrective Action
IEP Development	ID10 - 34 CFR §300.320(a)(2)(i)	Systemic (>2 students)	Noncompliant	Corrective Action
NA	NA	NA	NA	NA

Area	Citation	Level	Status	Action
NA	NA	NA	NA	NA
NA	NA	NA	NA	NA
NA	NA	NA	NA	NA
NA	NA	NA	NA	NA
NA	NA	NA	NA	NA
NA	NA	NA	NA	NA
NA	NA	NA	NA	NA
NA	NA	NA	NA	NA

**Note.** The “Area” column represents noncompliance in one or more of the seven state-identified priority areas. The “Citation” column contains unique citations of applicable laws and regulations. The “Level” column contains two possible values: Individual (two or fewer students) and Systemic (more than two students). The “Status” column contains two possible values: Noncompliant and Pre-findings Corrected. The “Action” column contains two possible values: Corrective Action and No Action Required.

## DATA REVIEW

### Data Sources

Data from the following areas were considered for the targeted monitoring review:

- AskTED District Identification Data
- Results Driven Accountability (RDA) Data
- Significant Disproportionality (SD) Year 3 Data
- State Performance Plan (SPP) Data
- Desk Review Data
- On-site Review Data (if applicable)
- Stakeholder Interview Data
- Residential Facility (RF) Summer PEIMS Data
- Self-Reporting Noncompliance Data (if applicable)

### Student Sampling and Campus Information

Targeted monitoring includes a desk review and, if applicable, an on-site review. The LEA's desk review sample size and on-site review sample size, if applicable, are shown in Table 5.

**Table 5.** Sample Sizes for the Desk Review and On-site Review

Monitoring Type	Sample Size
Targeted Desk Review	16
Targeted On-site Review	NA
Intensive Support Folder Review	NA
Intensive Support On-site Review	NA

**Note.** NA denotes on-site review not applicable to LEA.

Student folders in the folder review were selected using a stratified random sampling method consisting of two strata: elementary and secondary. Each stratum was composed of aggregate grade levels to ensure special education student representation from the 5 active campuses listed in [AskTED](#) (as of January 12, 2024). Student/campus samples from LEAs with an on-site review were randomly selected from the primary folder review sample for the on-site monitoring review sample (see the [Differentiated Monitoring and Support Guide, Appendix D: Special Education Sampling Methods](#)).

### Residential Facilities (RFs)

LEAs must ensure students with disabilities receiving special education are provided a “free appropriate public education” (FAPE) when attending and being educated at an RF located in their geographical boundary (see [TAC §89.1115\(d\)\(1\)\(i\)](#)). KINGSVILLE ISD (137901) had 0 RFs



based on the 2023 RF Tracker annual data submission in the Texas Student Data System (Oracle Database).

## Results Driven Accountability (RDA), State Performance Plan Indicators (SPP), and Significant Disproportionality (SD)

LEAs are annually assigned special education determination using four determination levels (DLs; see [34 CFR §300.603\(b\)\(1\)](#)): Meets Requirements (DL 1), Needs Assistance (DL 2), Needs Intervention (DL 3), and Needs Substantial Intervention (DL 4). The DLs are based on results from both the RDA special education program area and the federally required elements (FREs). The State also assigns SD Year 3 designations, per [34 CFR §§300.646-647](#) (see Table 6).

**Table 6.** RDA, SPP, and SD Year 3 Results

Data Source	2021-2022	2022-2023	2023-2024
RDA SPED DL	Needs Substantial Intervention (DL4)	Needs Substantial Intervention (DL4)	Needs Substantial Intervention (DL4)
SPP 11A Status	Noncompliant (60%)	Compliant (100%)	Noncompliant (90.2%)
SPP 11B Status	NA	NA	Noncompliant (83.6%)
SPP 12 Status	Compliant (100%)	Compliant (100%)	NA
SPP 13 Status	Compliant (100%)	Noncompliant (0%)	Compliant (100%)
SD Year 3 Status	NA	NA	NA

**Note.** SPP indicators are assigned one of two compliance statuses: Noncompliant (<100%), or Compliant (100%). The LEA results are also published online in the [Results Driven Accountability \(RDA\) Report](#) and the [District Profile of State Performance Plan Indicators Report](#).

## STAKEHOLDER ANALYSIS AND RESULTS (ON-SITE ONLY)

TEA collected stakeholder data using structured interviews during the targeted monitoring on-site review from special education providers, general education providers, and district/campus administration.

The purpose of analyzing interview data was to measure stakeholder understanding of certain aspects of the LEA's special education program related to the focused areas of identification and discipline of children with disabilities. Interview questions were indexed to one of three categories to enable the desired analysis: policy, procedure, or implementation. TEA assigned each interviewee response one of four possible values to reflect the level of understanding observed: responses designated as "good understanding" or "some understanding" were assessed as reflecting a positive result, while responses designated as "little understanding" or "no understanding" were assessed as reflecting a negative result.

Table 7 shows the analysis of stakeholder results for each category (policy, procedure, and implementation) by role (special education providers, general education providers, and district/campus administration). Stakeholder data were collected using a non-probability sampling method and included respondents according to their roles as identified by the LEA. The number of respondents refers to the number of unique respondents for a particular role. Roles with fewer than five respondents are masked. The percentages are the total number of positive responses out of all responses.

**Table 7.** Stakeholder Results by Role and Category

Category	Special Education Providers	General Education Providers	Administration (Campus and District)
Number of Respondents	NA	NA	NA
Policy	NA	NA	NA
Procedure	NA	NA	NA
Implementation	NA	NA	NA

**Note.** "FR" (Too Few Respondents) denotes respondent ROLE counts <5 AND "\*" denotes masked data for the corresponding percentage values. "\*\*\*" denotes no data reported for LEA.

## SUCCESSSES AND CONSIDERATIONS

The following successes were identified from the monitoring review:

- SUCCESS: Exceptional record keeping is evidenced by student files, supporting documentation, and artifacts provided to agency staff in a timely, organized, and efficient manner.
- SUCCESS: Staff demonstrate expansive knowledge and a growth mindset toward special education systems and requirements as evidenced through efficient and effective communication.
- NOT APPLICABLE (NA)

## TECHNICAL ASSISTANCE

The following technical assistance (TA) resources are recommended from the monitoring review. Please copy/paste URLs into web browser. If any of the following TA links do not work, please contact the Division of Review and Support.

- IEP DEVELOPMENT – The Question and Answer Document: Individualized Education Program (IEP) Measurable Annual Goals guidance document provides answers to common questions about IEPs and guidance for writing annual IEP goals that ensure consideration for grade-level academic standards (i.e., standards-based IEP process) (see <https://spedsupport.tea.texas.gov/resource-library/qa-iep-measurable-annual-goals>).
- IEP DEVELOPMENT – The TEA Technical Assistance: Individualized Education Program (IEP) Development guidance document provides information on the requirements and best practices for developing IEPs (see <https://spedsupport.tea.texas.gov/resource-library/technical-assistance-individualized-education-program-development>).
- NOT APPLICABLE (NA)

## SUMMARY OF REQUIRED ACTION

Kingsville ISD has been engaged with TEA in corrective action since 7/29/2022 related to the specific areas of noncompliance below:

- **Present Levels of Academic Achievement and Functional Performance**  
34 Code of Federal Regulations §300.320(a)(1)
- **Measurable Annual Goals**  
34 CFR §300.320(a)(2)(i)

LEAs cited with noncompliance and issued corrective action must complete the required corrective actions as soon as possible, but in no case later than one year from the date of the report of findings (see 34 CFR § 300.600(e) and [OSEP QA 23-01](#)). Kingsville ISD did not complete the required corrective actions within one year from the date of the report and received a notification of continuing noncompliance on 7/31/2023. The Targeted Monitoring activities conducted with Kingsville ISD during the 2023-2024 school year found similar noncompliance in the two areas noted above. Accordingly, Kingsville ISD will be required to review and revise the current corrective action plan as needed. Further, Kingsville ISD will continue to be under the supervision of the Interventions and Sanctions Coordinator (ISC) for a more intensive level of supervision and may be subject to additional sanctions and interventions under 19 TAC §89.1076.

## CONTACT

The LEA should notify the Division of Review and Support about any concerns within 5 business days from the date of this report. The report will subsequently become publicly available on the TEA [Differentiated Monitoring and Support \(DMS\)](#) website shortly thereafter.

- **Report Date:** July 26, 2024
- **Deadline to Request Report Corrections:** August 2, 2024 at 11:59 PM

For more information about the general supervision and monitoring requirements, required actions, or related resources, please visit the [Review and Support website](#) or contact:

**Office of Special Populations and Student Supports**  
**Department of Special Populations General Supervision**

Special Education Monitoring, Review, and Support Division

Phone: (512) 463-9414

Monday-Friday (8:00 AM to 5:00 PM)

Fax: (512) 463-9560

Email: [ReviewandSupport@tea.texas.gov](mailto:ReviewandSupport@tea.texas.gov)

## APPENDIX I: SELF-REPORTED NONCOMPLIANCE

Table 8 lists LEA self-reported noncompliance. This noncompliance is also included in the overall total count of noncompliance in Table 3.

**Table 8.** Self-Reported Noncompliance

Area	Citation	Level	Status	Action
NA	NA	NA	NA	NA

## **APPENDIX II: ADDITIONAL RESOURCES**

[Differentiated Monitoring and Support System](#)

[Differentiated Monitoring and Support Guide](#)

[State Performance Plan and Annual Performance Report and Requirements](#)

[Race and Ethnicity in Special Education: Difference Between Data Collection and Data Reporting](#)

[Results Driven Accountability Reports and Data](#)

[Results Driven Accountability District Reports](#)

[Results Driven Accountability Documentation](#)

## APPENDIX III: ACRONYMS

Acronym	Description
ARD	Admission, Review, and Dismissal
CAP	Corrective Action Plan
CFR	Code of Federal Regulations
CISD	Consolidated Independent School District
DMS	Differentiated Monitoring and Support
DPP	Dyslexia Performance Plan
DL	Determination Level
ESC	Education Service Center
FAPE	Free Appropriate Public Education
ISD	Independent School District
IDEA	Individuals with Disabilities Education Act
LEA	Local Education Agency
OSEP	Office of Special Education Programs
OSPM	Office of Special Populations and Monitoring
PEIMS	Public Education Information Management System
RDA	Results Driven Accountability
RF	Residential Facilities
SD	Significant Disproportionality
SPP	State Performance Plan
SSA	Shared Service Arrangement
SSP	Strategic Support Plan
TAC	Texas Administrative Code
TEA	Texas Education Agency
TEC	Texas Education Code
TSDS	Texas Student Data System

