

TO BE RESCINDED

3301-51-11

Funding for preschool special education.

- (A) Preschool special education programs and related services operated by public schools and county boards of MR/DD shall be maintained in accordance with the standards for preschool programs adopted by the state board of education as set forth in this chapter.
- (B) Preschool special education teacher units shall be approved in accordance with the following caseload requirements:
- (1) Unless otherwise specified on the individualized education program (IEP), a minimum of four hours of services per month shall be provided for each child receiving itinerant services and a minimum of ten hours of services per week shall be provided for each child receiving special class or center-based services.
 - (2) A preschool special education teacher funded unit may be approved to provide itinerant services on the basis of ten to twenty identified preschool children with disabilities, enrolled in accordance with paragraph (B)(2)(a) of rule 3301-51-09 of the Administrative Code.
 - (3) A preschool special education teacher funded as a half day or full day unit may be approved for a special class on the basis of six to eight preschool children with disabilities for a full day program or twelve to sixteen preschool children with disabilities for a half day program when children are enrolled in accordance with paragraph (B)(2)(b) of rule 3301-51-09 of the Administrative Code.
 - (4) A combination itinerant and special class teacher-funded unit has both center and itinerant caseloads and shall serve a total of 6.0 full time equivalency (FTE) and no more than a total of 8.0 FTE preschool children with disabilities.
- (C) Preschool special education teacher units may be approved on a fractional basis under the following conditions:
- (1) Provided that one or a combination of individuals is employed full time in accordance with paragraph (B) of this rule; or
 - (2) Prior approval to operate in any other way is obtained from the Ohio department of education, office of early childhood education.

- (D) Preschool special education teacher units shall meet the requirements for minimum school day and school year in accordance with sections 3313.48 and 3317.01 of the Revised Code.
- (E) Related services and adapted physical education for preschool children with disabilities shall be operated in accordance with rule 3301-51-09 of the Administrative Code and paragraph (G) of this rule.

(1) Adapted physical education services

- (a) A preschool adapted physical education unit may be approved for one hundred preschool children with disabilities who are eligible for such services.
- (b) Adapted physical education services for preschool children with disabilities, which are contracted for in accordance with section 3323.08 of the Revised Code, may be reimbursed at an hourly rate. Reimbursed services must be provided during the regular school day and only for the days that the preschool special education program was legally in session. The hourly rate shall be calculated in accordance with section 3317.13 of the Revised Code.

(2) Attendant services

Attendant services for preschool children with disabilities who have a documented deficit in motor functioning and/or a congenital or acquired physical disability may be reimbursed for the actual cost up to one hour per day at the current state minimum wage rate for each three children. The number of hours reimbursed shall not exceed the total number of days that the preschool special education program was legally in session.

(3) Audiological services

- (a) A preschool audiology unit may be approved on the basis of seventy-five preschool children who have a documented deficit in hearing abilities.
- (b) Audiological services, which are contracted for in accordance with section 3323.08 of the Revised Code, for preschool children with disabilities who have a documented deficit in hearing abilities, may be reimbursed at an hourly rate. Reimbursed services must be provided during the regular school day and only for the days that the preschool special education program was legally in session. The hourly rate shall be

calculated in accordance with section 3317.13 of the Revised Code.

(4) Interpreter services

Interpreter services for preschool children who have a documented deficit in hearing abilities may be reimbursed at an hourly rate of one half of the local cost of the services provided during a portion of the regular school day and only for the days that the preschool special education program was legally in session.

(5) Occupational therapy services

(a) A preschool occupational therapy unit may be approved on the basis of forty preschool children with disabilities who are eligible for such services.

(b) A preschool occupational therapy unit may be contracted for in accordance with section 3317.05 of the Revised Code. In such cases the contracted preschool unit must have been approved by the department of education, office of early childhood education.

(c) Occupational therapy services for preschool children with disabilities who are eligible for services which are contracted for in accordance with section 3323.08 of the Revised Code, may be reimbursed at an hourly rate. Reimbursed services must be provided during the regular school day and only for the days that the preschool special education program was legally in session. The hourly rate shall be calculated in accordance with section 3317.13 of the Revised Code.

(6) Orientation and mobility services

A preschool orientation and mobility unit may be approved on the basis of forty preschool children who have a documented deficit in vision abilities.

(7) Physical therapy services

(a) A preschool physical therapy unit may be approved on the basis of forty preschool children with disabilities who are eligible for such services.

(b) A preschool physical therapy unit may be contracted for in accordance with section 3317.05 of the Revised Code. In such cases the contracted preschool unit must have been approved by the Ohio department of

education, office of early childhood education.

- (c) Physical therapy services for preschool children with disabilities who are eligible for such services as are contracted for in accordance with section 3323.08 of the Revised Code, may be reimbursed at an hourly rate. Reimbursed services must be provided during the regular school day and only for the days that the preschool special education program was legally in session. The hourly rate shall be calculated in accordance with section 3317.13 of the Revised Code.

(8) School psychological services

- (a) A preschool school psychology unit may be approved on the basis of seventy-five preschool children with disabilities.
- (b) A preschool school psychology unit may be approved on the basis of one thousand children, three through five years of age, in average daily membership as authorized by the Ohio school foundation funding program set forth in section 3317. of the Revised Code.
- (c) A preschool school psychology unit may be contracted for in accordance with section 3317.05 of the Revised Code. In such cases the contracted preschool unit must have been approved by the Ohio department of education, office of early childhood education.
- (d) School psychological services, which are contracted for in accordance with section 3323.08 of the Revised Code, for preschool children with disabilities, may be reimbursed at an hourly rate. Reimbursed services must be provided during the regular school day and only for the days that the preschool special education program was legally in session. The hourly rate shall be calculated in accordance with section 3317.13 of the Revised Code.

(9) Speech and language services

- (a) A preschool speech-language pathology unit may be approved on the basis of fifty preschool children with disabilities who are eligible for such services.
- (b) A preschool speech-language pathology unit may be contracted for in accordance with section 3317.05 of the Revised Code. In such cases the contracted preschool unit must have been approved by the Ohio

department of education, office of early childhood education.

- (c) Speech and language services for preschool children with disabilities who are eligible for such services, which are contracted for in accordance with section 3323.08 of the Revised Code, may be reimbursed at an hourly rate. Reimbursed services must be provided during the regular school day and only for the days that the preschool special education program was legally in session. The hourly rate shall be calculated in accordance with section 3317.13 of the Revised Code.
- (F) Preschool units for adapted physical education, audiology, occupational therapy, orientation and mobility, physical therapy, school psychology, and speech-language pathology may be approved on a fractional basis.
- (G) Preschool children with disabilities may be served by school-age related service personnel. Child count submitted to qualify personnel funded must be in accordance with paragraphs (E)(1) to (E)(9) of this rule or indicate a designated portion of the FTE of the school-age service provider for preschool services.
- (H) Calculation of tuition for preschool children with disabilities who are not included in a unit.
 - (1) For any preschool child with disabilities not included in a unit approved under division (E) of section 3317.05 of the Revised Code, special education related services that may be used for the calculation of tuition for preschool children with disabilities under section 3317.08 of the Revised Code are those services listed in paragraph (E) of this rule which are adapted physical education services, attendant services, audiological services, interpreter services, occupational therapy services, orientation and mobility services, physical therapy services, school psychological services, and speech and language services. Services not included in paragraph (E) of this rule, but required as part of the child's individualized education program (IEP), may be included in a contract between the district providing the special education related service and the district responsible for the payment of the tuition for preschool children with disabilities.
 - (2) All city, exempted village and local districts, and county boards of MR/DD are entitled to calculate tuition for preschool children with disabilities for nonresident students, in accordance with division (B) of section 3317.08 of the Revised Code.
 - (3) Separate calculations shall be made for each special education related service being provided a nonresident preschool child with disabilities and are limited

to those services required on the child's IEP.

- (4) When a district agrees to provide special education related services, a contract shall be established between the district providing the service and the district responsible for the payment of the tuition for preschool children with disabilities prior to the delivery of those services. All special education related services referenced in paragraph (H)(1) of this rule and required on a child's IEP may be included in one contract.
- (5) The operation expenses to be used in the calculation of tuition for preschool children with disabilities for each special education related service charged to the district responsible for tuition shall be limited to the following items
 - (a) The portion of the salary and fringe benefits of the person providing the related service to preschool students with disabilities divided by the number of preschool resident and nonresident students with disabilities served by that person.
 - (b) The cost of the supplies and materials to provide the special education service divided by the number of resident and nonresident preschool children with disabilities requiring that service.
 - (c) The cost of special equipment needed to provide the special education related service amortized over a five-year period divided by the number of children with disabilities requiring the use of the special equipment.
 - (d) Usual and necessary costs directly related to the preschool special education related service. These could include the proportion of contracted related services included on the child's IEP.
 - (e) A service support cost of up to ten per cent of the total calculation in paragraphs (H)(5)(a) to (H)(5)(d) of this rule may be added to the certified tuition calculation.
- (6) Any state reimbursement allocated to the district for the special education related services for which a tuition calculation is made shall be deducted from the total tuition calculation on a per pupil basis, including both resident and nonresident students served.
- (7) The calculation shall be completed on forms provided by the Ohio department of education and shall be submitted by the thirtieth day of June of each year for approval and certification of the allowable tuition for preschool children

with disabilities to be charged. The calculation shall include only costs incurred for the previous fiscal year.

Effective:

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Certification

Date

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