

Kenmore-Town of Tonawanda Union Free School District



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The New York State Education Department's P-12: Office of Special Education had identified the Kenmore-Tonawanda UFSD as demonstrating significant disproportionality by race/ethnicity for the suspension of students with disabilities for the 2013-2014 school year.

The district, as a result of the data, was required to conduct a self-review and, if appropriate, a revision of policies, procedures and practices related to such disciplinary actions. The review was conducted on April 27, 2015 with technical assistance provided by RSE-TASC, Regional Special Education-Technical Assistance Support Center.

In addition to the review, the district must reserve 15 percent of their IDEA funds (Section 611 and 619) to provide coordinated early intervening services (CEIS) for students in grades kdg. – 12 and to publicly report of the revisions of policies, procedures and practices.

A review of student records by a team of administrators, teachers and mental health providers revealed that a functional behavioral assessment (FBA) was not conducted as part of an initial evaluation or reevaluation of a student whose behavior impeded his or her learning. The district's failure to conduct this assessment was in violation of NYCRR Part 200.4(b)(1)(v). The notice of non-compliance was reported to the State Education Department on April 28, 2015.

Corrective action to correct non-compliance included a review of the required elements of an initial evaluation, and review of referral processes and processes with relevant district personnel. Additionally, the Request for CSE Referral form will be modified to include pre-referral interventions for significant behaviors. On May 30, 2015 the State Education Department was notified of the corrective action and was found to be in compliance.

To ensure continued compliance, periodic reviews of process and procedures and staff training will occur throughout the 2015-2016 school year.

Documentation used to complete the self-review will be retained for seven years.