

# **Public Hearing Transcripts**

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Michigan Department of Education Office of Special Education  
Michigan Administrative Rules for Special Education Program and Services

Rule Set 2020-89 ED - Public Hearing

Tuesday, March 16, 2021 | 4:00 p.m.-6:00 p.m.

Conducted via Zoom  
Public Hearing Transcript

16:03:18

For those who are using the videoconference portion of Zoom, please use the "raise your hand" tool if you wish to provide comment. To access the tool, select the reactions icon from the menu at the bottom of the screen. Then select the "raise your hand" option.

Or you can use the following keyboard shortcuts for Windows users, use Alt plus Y to raise your lower your hand. For Mac users, use option Y to raise your lower your hand. Once you are called on, we will unmute your mic and allow you to turn your camera on if you wish.

16:03:58 Rebecca, do we have anyone raising their hand?

>> REBECCA McINTYRE: Not at this time.

>> NANCY ROTARIUS: Okay. Do we have anybody that's joined us by phone?

>> REBECCA McINTYRE: We did have one person by phone. Yes, we have one person.

NANCY ROTARIUS: Okay. If the person on the phone, if you would like to make comment, you can unmute your phone by pressing star 6 and unmuting your phone, and we'll call on you. We'll ask you to identify yourself and your organization. If you don't want to do video or phone, you can -- we can also accept comments in the chat.

Comments added to the chat will be saved as part of the public comment record. Please note we will not respond to questions or comments submitted via the chat. If you have a comment but do not wish to speak or enter your comments into the chat, please note that the Department will accept written comments online at [www.Michigan.gov/special education](http://www.Michigan.gov/special%20education). And then you can navigate to the link titled notice of public hearing and request for public comment Special Ed programs and services rule set 2020-89 ED. Direct links are also available in the chat.

You can also submit comments via e-mail at MDE-OSE [public-comment@Michigan.gov](mailto:public-comment@Michigan.gov) or mail written comments to Public Comment office of Special Ed, Michigan Department of Education, P.O. Box 30008 Lansing, Michigan.

They must have received no later than 5:00 p.m. on March 31st, 2021.

>> We do have a hand raised. Laura.

16:06:16 >> NANCY ROTARIUS: Laura, if you would like to start your comment.

>> Laura: Good evening. We appreciate the opportunity to provide public comment. And this comment is in regard to the change of the participants for IEP development for students who are placed in an operating district. We want to go on record as Grand Rapids Public Schools as stating that this is a positive interpretation. It returns the due diligence to the resident and operating district for ongoing communication and collaboration to be in service to students and still provides high rigor and expectations for student progress.

We appreciate the Department's looking closely at the comments for the previous rule change and for taking the opportunity to make the required adjustments to right that previous action to stabilize the system and to still keep compliance in place for kids.

16:07:39 >> NANCY ROTARIUS: Thank you, Laura. Anyone else who wants to provide comment, please feel free to raise your hand, include it in the chat, or unmute your phone.

16:07:57 >> REBECCA McINTYRE: I'm not seeing any hands raised or comments at this time.

16:09:25 Nancy, just letting you know, we have not had any additional phone entries.

16:09:53 >> NANCY ROTARIUS: Okay. If right now there are no other participants who wish to speak, we can take a short recess, and we will let you know when the hearing reopens. The time is now 4:10.

16:15:13 >> NANCY ROTARIUS: Ashley, can we start recording again? Are we good?

>> Ashley: You're good.

>> NANCY ROTARIUS: Okay. The time is 4:15. The hearing is reconvened. Is there anyone who would like to provide comment?

The time is 4:21. Is anyone -- would anyone like to provide comment? You can use the "raise your hand" feature, comment in the chat, or unmute yourself via phone.

16:22:19 If there are no participants that wish to speak, we will take a short recess. If you choose to speak, you can still raise your hand or unmute yourself. The time is now 4:22.

16:25:26 The time is 4:25. Ashley, are we recording?

>> Ashley: Yes.

>> NANCY ROTARIUS: Okay. The time is now 4:25. The hearing is reconvened. Is there anyone that would like to provide comment? You can do that in the chat. If you would like to turn on your camera, you can do that as well. Or I don't think we have anybody on the phone right now. But you can unmute your phone.

Are there any participants that would like to provide comment? Again, you can do that via video, via chat, or via phone if you're on the phone.

16:31:25 Okay. If there are no participants who wish to speak at this time, we will take another recess. The time is now 4:31.

16:34:58 Ashley, do you want to go ahead and start recording again?

>> Ashley: Yes. You're good.

>> NANCY ROTARIUS: Okay. The time is now 4:34. The hearing is reconvened. I see that we had someone join us. Would you like to provide public comment?

If anyone would like to provide public comment, you can use the "raise your hand" tool, which is located -- you can select the reactions icon from the menu at the bottom of the screen, then select the "raise your hand" option. Or you can use one of the following keyboard shortcuts. For Window users, the Alt Y to raise or lower your hand. And for Mac users, the Alt Option Y to raise or lower your hand. You can also add comment to the chat if you wish, and that will be recorded as part of our transcript of this public hearing.

16:40:13 If there are no other participants who wish to speak at this time, we will take a short recess. The time is now 4:40.

16:45:27 Ashley, can you hit record, please?

>> Ashley: Yes, go ahead.

>> NANCY ROTARIUS: Thank you. The time is now 4:45. The hearing is reconvened. Is there anyone who would like to speak?

Please remember you can use the "raise your hand" function if you would like to be called upon to provide public comment.

16:50:12 Ashley, can you start recording again?

>> Ashley: Go ahead.

>> NANCY ROTARIUS: The time is now 4:50. The hearing is reconvened. Is there anyone that would like to provide comment? You can do so by turning your camera on or raising your hand to be called upon or putting it in the chat.

If there are no other participants who wish to speak at this time, we'll take a short recess. The time is now 4:55.

17:00:43 Ashley, can you start recording?

>> Ashley: Yes, go ahead.

>> NANCY ROTARIUS: Okay, thank you. The time is 5:00. The hearing is reconvened. If you would like to provide comment at this time, you can use the "raise your hand" button or provide it in the chat or turn your camera on and let us know that you'd like to provide comment.

The time is 5:05. Is there anyone that would like to speak? If there are no participants that would wish to speak at this time, we will take a short recess. The time is now 5:05.

17:10:50 Ashley, can you go ahead and start recording?

>> Ashley: Yep, go ahead.

>> NANCY ROTARIUS: Are there any participants that wish to speak at this time? The time is now 5:10, and we will reconvene our hearing.

If there are no other participants that wish to speak at this time, we will take a short recess. The time is now 5:15.

17:20:16 Ashley, can you start the recording?

>> Ashley: Go ahead.

>> NANCY ROTARIUS: Are there any participants that would like to speak at this time? You can raise your hand using the options at the bottom. Or you can type your comment in the chat.

And the time is now 5:20. The hearing is reconvened.

17:25:23 If there are no participants who wish to speak at this time, we'll take a short recess. The time is now 5:25.

17:30:20 Ashley, can you start recording, please?

>> Ashley: Yep, go ahead.

>> NANCY ROTARIUS: Okay. The time is now 5:30. The hearing is reconvened. Would anyone like to provide comment? If you would like to do so, you can raise your hand, turn on your camera, or include comment in the chat.

17:35:28 If there are no participants who wish to speak at this time, we will take a short recess. The time is now 5:35.

17:40:26 >> NANCY ROTARIUS: The time is now 5:40. The hearing is reconvened. Is there anyone that would like to provide comment? If you would like to do so, you could turn on your camera, raise your hand electronically or put your comments in the chat.

17:45:20 If there are no participants that wish to speak at this time, we will take a short recess. The time is now 5:45.

17:50:31 Ashley, you can go ahead and start recording, please.

>> Ashley: Okay, go ahead.

>> NANCY ROTARIUS: The time is 5:50. The hearing is reconvened. Would anyone like to provide comment?

You can raise your hand electronically, put comment in the chat.

17:53:50 If there are no participants that wish to speak at this time, we will take a short recess. The time is now 5:53.

17:57:00 Ashley, you want to go ahead and start recording?

>> Ashley: Go ahead.

>> NANCY ROTARIUS: Okay. The time is 5:56. Would anyone like to provide comment? You could raise your hand virtually, turn on your camera, or provide comment in the chat.

17:59:05 If you have further comments or decide to comment after this hearing, the Department will also accept written comments online at [www.Michigan.gov/navigation](http://www.Michigan.gov/navigation).

Request for a public comment special education programs and services rule set 2020-89. The direct link is also available in the chat.

You may also submit comments via e-mail at [MDE-OSE-public-comment@Michigan.gov](mailto:MDE-OSE-public-comment@Michigan.gov) or mail written comments to Public Comment office of special education, P.O. box 30008, Lansing, Michigan, 48909. All comments must be received no later than 5:00 p.m. on March 31st, 2021. Thank you for participation in today's public hearing.

The time is now 6:00 p.m. I hereby declare this hearing closed.

18:00:25

Michigan Department of Education Office of Special Education  
Michigan Administrative Rules for Special Education Program and Services

Rule Set 2020-89 ED - Public Hearing

Wednesday, March 17, 2021 | 1:00 p.m.-3:00 p.m.

Conducted via Zoom

Public Hearing Transcript

13:01:01 PUBLIC HEARING

>> GOOD MORNING, WELCOME TO THE MICHIGAN DEPARTMENT OF EDUCATION, OFFICE OF SPECIAL EDUCATION, WE'LL BEGIN NOW, PLEASE TURN OFF YOUR VIDEO MAKE SURE YOUR MICROPHONE IS MUTED.

DURING THIS WEBINAR, THERE WILL BE ASL INTERPRETER PRESENT.

MY NAME IS NANCY ROTARIUS, STATE POLICY COORDINATOR WITH THE MICHIGAN DEPARTMENT OF EVIDENT INDICATION, OFFICE OF SPECIAL EDUCATION. I WILL CONDUCT TODAY'S HEARING.

THIS IS A PUBLIC HEARING, ON PROPOSED ADMINISTRATIVE RULES 202089ED. MICHIGAN ADMINISTRATIVE RULES FOR SPECIAL EDUCATION.

THE PUBLIC HEARING IS CONDUCTED AS REQUIRED BY THE ADMINISTRATIVE PROCEDURES ACT. TO ALLOW THE PUBLIC TO COMMENT ON PROPOSED RULE CHANGES TO THIS RULE SET. AS WITH ALL OTHER PUBLIC HEARINGS ON DRAFT RULE SETS THE ONLY ITEMS TO BE DISCUSSED DURING THIS HEARING WILL BE PROPOSED RULE CHANGES TO THE RULE SET.

THIS HEARING WILL NOT COVER ANY QUESTIONS OR DISCUSSIONS OTHER THAN THOSE ISSUES. IF YOU HAVE ANY QUESTIONS ABOUT THE PROPOSED RULE CHANGES OR OTHER SPECIAL EDUCATION QUESTIONS, PLEASE CONTACT THE MDE-OSE-INFORMATION DESK AT 1-888-320-8384. OR, BY EMAIL MDE-OSE-PUBLIC-COMMENT@MICHIGAN.GOV.

13:02:34 I WILL CALL THIS HEARING TO ORDER AT 1:02:00 P.M. ON MARCH 17TH. PSYCHIATRY A ZOOM.

NOTICE OF THIS PUBLIC HEARING, WAS PUBLISHED IN THE MINING JOURNAL AND IN THE DETROIT FREE PRESS ON MARCH 1ST AND THE GRAND RAPID PRESS ON MARCH SIXTH THE NOTICE WAS ALSO, PUBLISHED ON MARCH 1, 2021 IN THE MICHIGAN REGISTER. ISSUE 3, OF THE 2021, PAGES 38 THROUGH 42.

ALL COMMENTS SHOULD BE DIRECTLY RELATED TO THE PROPOSED RULES. IF YOU HAVE SUGGESTED CHANGES TO THE PROPOSED RULES PLEASE INCLUDE THE SPECIFIC REASONS WHY THE CHANGES WOULD BE IN THE PUBLIC INTEREST.

A LINK TO A COPY OF THE RULES AND SUPPORTING DOCUMENTS, HAS BEEN ADDED TO THE CHAT.

WE WILL CALL ON INDIVIDUALS TO PROVIDE COMMENT. WHEN YOU SPEAK, PLEASE IDENTIFY YOURSELF AND THE ORGANIZATION YOU REPRESENT IF APPLICABLE. SO THE INFORMATION CAN BE TRANSCRIBED INTO THE HEARING REPORT.

13:03:42 PLEASE NOTE WE MAY HAVE TO LIMIT THE TIME FOR COMMENT.

FOR THOSE USING THE VIDEO CONFERENCE PORTION OF ZOOM, PLEASE USE THE RAISE YOUR HAND TOOL TO RAISE -- TO ACCESS THE TOOL SELECT THE REACTIONS ICON FROM THE MENU AT THE BOTTOM OF THE SCREEN. THEN SELECT THE RAISE YOUR HAND OPTION. OR USE ONE OF THE FOLLOWING KEYBOARD SHORT CUTS WINDOWS USERS USE ALT Y TO RAZOR LOWER YOUR HAND. MAC USERS USE OPTION PLUS Y TO RAZOR LOWER YOUR HAND.

ONCE YOU ARE CALLED UPON, WE WILL UNMUTE YOUR MIC, UNMUTE YOUR MIC ALLOW YOU TO TURN YOUR CAMERA ON IF YOU WISH.

FOR PARTICIPATE APTS ACCESSING TODAY'S PUBLIC HEARING BY TELEPHONE, WE WILL CALL ON YOU AND ASK IF YOU WISH TO MAKE COMMENTS AND PROMPT YOU TO UNMUTE YOUR PHONE. PRESS STAR 6 TO UNMUTE YOUR PHONE.

WHEN CALLED UPON, PLEASE IDENTIFY YOURSELF, IN THE ORGANIZATION YOU REPRESENT. SO THE INFORMATION, IS TRANSCRIBED INTO THE HEARING REPORT.

WE WILL ALSO ACCEPT COMMENTS ADDED TO THE CHAT. COMMENTS ADDED TO THE CHAT, WILL BE SAVED AS PART OF THE PUBLIC COMMENT RECORD. PLEASE NOTE, WE WILL NOT RESPOND TO QUESTIONS OR COMMENTS SUBMITTED VIA CHAT.

IF YOU HAVE A COMMENT BUT DO NOT WISH TO SPEAK OR ENTER YOUR COMMENTS INTO THE CHAT, PLEASE NOTE THE DEPARTMENT WILL ALSO ACCEPT WRITTEN COMMENTS ONLINE AT [WWW.MICHIGAN.GOV/SPECIAL EDUCATION](http://WWW.MICHIGAN.GOV/SPECIAL EDUCATION). NAVIGATE TO THE LINK, TITLED NOTICE OF PUBLIC HEARING AND REQUEST FOR PUBLIC COMMENT. SPECIAL EDUCATION PROGRAMS AND SERVICES RULES SET 2020-89ED. THE DIRECT LINK IS ALSO AVAILABLE IN THE CHAT.

13:05:51 YOU MAY ALSO SUBMIT COMMENTS VIA EMAIL AT [MDE-OSE-PUBLIC-COMMENT@MICHIGAN.GOV](mailto:MDE-OSE-PUBLIC-COMMENT@MICHIGAN.GOV) OR MAIL WRITTEN COMMENTS TO PUBLIC COMMENT OFFICE OF SPECIAL ED, MICHIGAN DEPARTMENT OF EDUCATION. PO BOX 30008 LLANSIN DISBVMNT MICHIGAN ALL COMMENT SES MUST BE RECEIVED NO LATER THAN 5:00 P.M. ON MARCH 30, 2021.

IF THERE'S ANY ONE NOW WHO WISHES TO PROVIDE COMMENT, ON THE PROPOSED CHANGES, TO THE MICHIGAN ADMINISTRATIVE RULES FOR SPECIAL EDUCATION PLEASE INDICATE BY USING THE RAISE YOUR HAND TOOL. AGAIN, TO ACCESS THE TOOLS, SELECT FROM THE REACTIONS ICON FROM MENU AT THE BOTTOM OF THE SCREEN. THEN THE RAISE YOUR HAND OPTION OR USE ONE OF THE FOLLOWING KEYBOARD SHORT CUTS. FOR WINDOWS USERS ALT PLUS Y TO RAISE LOWER YOUR HAND. MAC USERS Y OPTION PLUS Y TO RAZOR LOWER YOUR HAND.

13:06:48 (PAUSE FOR COMMENTS)

13:07:08 I DON'T SEE ANY HANDS RAISED. IS THERE ANYONE JOINING BY PHONE, THAT WOULD LIKE IT COMMENT AT THIS TIME? IF SO YOU CAN HIT STAR SIX AND THAT WILL UNMUTE YOU. THAT WILL UNMUTE YOU -- (PAUSE)

13:07:34 (PAUSE FOR COMMENTS)

>> KATIE FLYNN HAS HER HAND RAISED.



>> NANCY ROTARIUS: OKAY. KATIE, UNMUTE YOURSELF IF YOU WOULD LIKE YOU CAN TURN YOUR KAM RO ON?

>> OKAY. THANK YOU I DIDN'T SEE A RAISE HAND ICON SO -- (LAUGHTER).

>> NANCY ROTARIUS: THAT'S OKAY.

>> UM, I -- I PREPARED SOMETHING SO I'LL JUST READ IT IF THAT'S OKAY.

>> NANCY ROTARIUS: YEAH.

>> OKAY. UM -- LIKE TO COMMENT ON PROPOSED CHANGES, FOR THE VISUAL IMPAIRMENT ELIGIBLE RULE. WHILE THE CLARITY WITH REGARD TO WHAT MUST BE INCLUDED IN A MULTIDISCIPLINARY EVALUATION IS HELPFUL THE ADDITION OF CRITERIA, REGARDING ADVERSE EDUCATIONAL PERFORMANCE WOULD PROVIDE TEAMS WITH ASSISTANCE FOR ELIGIBILITY.

THE PROPOSED CHANGES, WILL INCREASE, THE VI TEACHER CONSULTANT OREGON ENATION MOBILITY SPECIAL CASE CASE LOAD AND INCREASE IN STUDENT'S WITH A SHORTAGE OF QUALIFIED STAFF IN THIS AREA, IN MICHIGAN, WILL RESULT IN THE SIGNIFICANT INCREASE. IN FINANCIAL LIABILITY FOR SCHOOL DISTRICTS.

TO MEET THIS NEED -- AND -- WITH REGARD, TO THE PROPOSED CHANGES, FOR 1721E I AM IN SUPPORT OF THE PROPOSED CHANGES, I WOULD LIKE TO RECOMMEND ADDITIONAL GUIDANCE FROM THE OFFICE OF SPECIAL EDUCATION, WITH REGARD TO THE RESIDENT DISTRICT RESPONSIBILITY FOR THE OFFER OF A FREE, APPROPRIATE PUBLIC EDUCATION. AND AS THAT IS TYPICALLY ASSOCIATED WITH THE ATTENDANCE AT THE IEP MEETING.

THAT'S ALL I HAVE.

13:09:14 PA.

13:09:21 >> NANCY ROTARIUS: KATIE CAN YOU TELL US WHAT ORGANIZATION YOU'RE FROM, FOR THE RECORD?

>> ABSOLUTELY OTTOWA AREA ISD.

>> NANCY ROTARIUS: OKAY.

13:09:35 (PAUSE)

>> NANCY ROTARIUS: IF THERE ARE NO OTHER PARTICIPANTS WHO WISH TO SPEAK AT THIS TIME, WE WILL TAKE A SHORT RECESS. THE TIME IS NOW 1:10.

13:10:17 (RECESS)

THERE THERE IS INFORMATION IN THE CHAT TO RAISE THE HAN.

13:12:57 WE HAVE ONE PARTICIPANT IN THE ROOM, WE WILL OPEN UP FOR CHAT. IF YOU COULD RAISE YOUR HAND.

>> NANCY ROTARIUS: OKAY. IF THERE ARE NO -- OOPS LOOKS LIKE WE HAVE SOMEONE ELSE COMING IN, ASHLEY.

OKAY. INTERPRETER. OKAY.

IF THERE ARE NO PARTICIPANTS THAT WISH TO SPEAK AT THIS TIME, WE WILL TAKE ANOTHER RECESS. THE TIME IS NOW 1:13.

>> NANCY ROTARIUS: THE TIME IS 1:23. THE HEARING IS RECONVEYED. LET THE RECORD REFLECT THERE ARE NO ADDITIONAL PARTICIPANTS AT THIS TIME. IS ANYONE CURRENTLY ON THE PHONE OR ON THE MEETING THAT WOULD LIKE TO PROVIDE COMMENT?

13:23:38 (PAUSE FOR COMMENT)

>> NANCY ROTARIUS: SINCE NO ONE HAS INDICATED THEY WOULD LIKE IT PROVIDE COMMENT WE'LL BEGIN ANOTHER TEN MINUTE RECESS UNLESS ANY OF THE CURRENT PARTICIPANTS WOULD LIKE TO PROVIDE A COMMENT YOU CAN DO SO BY RAISING YOUR HAND. LET THE TIME IS 1:23.

13:33:17 >> NANCY ROTARIUS: THE TIME IS 1:33 THE HEARING IS RECONVEYED. LET THE RECORD RETHERE ARE NO ADDITIONAL PARTICIPANTS AT THIS TIME WE'LL BEGIN ANOTHER TEN MINUTE RECESS UNLESS ANY OF THE CURRENT PARTICIPANTS WOULD LIKE TO PROVIDE COMMENT.

13:33:31 (PAUSE FOR COMMENT)

>> NANCY ROTARIUS: SEEING NO REQUESTS TO PROVIDE COMMENT, THE TIME IS NOW 1:34 AND WE WILL TAKE A SHORT RECESS.

13:34:15 (RECESS)

>> NANCY ROTARIUS: THE TIME IS NOW 1:44. THE HEARING IS RECONVENED. LET THE RECORD SHOW THERE ARE NO ADDITIONAL PARTICIPANTS AT THIS TIME. WE WILL OPEN IT UP FOR ANY CURRENT PARTICIPANTS WHO WOULD LIKE TO PROVIDE COMMENT.

13:44:29 (PAUSE FOR COMMENT)

>> NANCY ROTARIUS: (PAUSE FOR COMMENT) IF THERE ARE NO PARTICIPANTS THAT WOULD LIKE IT SPEAK AT THIS TIME, WE WILL TAKE ANOTHER RECESS. THE TIME IS NOW 1:46.

13:46:47 (RECESS)

>> NANCY ROTARIUS: THE TIME IS 1:56. THE HEARING IS RECONVENED. LET THE RECORD SHOW THAT THERE ARE NO ADDITIONAL PARTICIPANTS AT THIS TIME. WE WILL OPEN IT BACK UP IN CASE OF THE CURRENT PARTICIPANTS WOULD LIKE TO PROVIDE COMMENT.

13:56:30 (PAUSE FOR COMMENT)

>> NANCY ROTARIUS: IF THERE ARE NO PARTICIPANT PARTICIPANTS THAT WISH TO COMMENT, WE'LL TAKE A SHORT RECESS. THE NOW IS 2:00.

>> NANCY ROTARIUS: THE TIME IS NOW 2:10, THE HEARING IS RECONVENED. LET THE RECORD SHOW THERE ARE NO NEW PARTICIPANTS AT THIS TIME. WE WILL OPEN IT IN CASE ANY OF THE CURRENT PARTICIPANTS WOULD LIKE TO PROVIDE COMMENT.

14:10:34 (PAUSE FOR COMMENTS)

AGAIN DIRECTIONS ARE AVAILABLE IN THE CHAT IF YOU WOULD LIKE TO RAISE YOUR HAND TO PROVIDE COMMENT. OR, UNMUTE YOURSELF AND TURN ON YOUR CAMERA.

14:10:48 (PAUSE FOR COMMENTS)

>> NANCY ROTARIUS: IF THERE ARE NO OTHER PARTICIPANTS WHO WISH TO SPEAK AT THIS TIME, WE WILL TAKE ANOTHER RECESS THE TIME IS NOW 2:14 P.M.

14:14:10 (RECESS)

>> NANCY ROTARIUS: THE TIME IS NOW -- OOPS WE'RE NOT RECORDING YET. THERE WE ARE. THE TIME IS IT NOW 2:24. LET THE RECORD SHOW THAT WE HAVE NO NEW PARTICIPANTS ON THE KAWLT. IF ANY OF OUR CURRENT PARTICIPANTS WOULD LIKE TO PROVIDE COMMENT, WE WILL OPEN IT UP FOR YOU TO DO SO.

PLEASE RAISE YOUR HAND, USING THE -- RAISE YOUR HAND FUNCTION UNDER THE REACTIONS. OR YOU CAN USE THE INSTRUCTIONS FOR THE KEYBOARD TECHNIQUES FOUND IN THE CHAT.

14:25:01 (PAUSE FOR COMMENTS)

>> NANCY ROTARIUS: IF THERE ARE NO OTHER PARTICIPANTS, WISHING TO SPEAK AT THIS TIME, WE WILL TAKE A SHORT RECESS. THE TIME IS NOW 2:30.

14:30:15 (RECESS)

>> NANCY ROTARIUS: CAN WE START RECORDING AGAIN OH, THERE WE GO. THE TIME IS NOW 2:40. THE HEARING IS RECONVENED. LET THE RECORD SHOW THAT NO ADDITIONAL PARTICIPANTS HAVE JOINED US AT THIS TIME.

WE WILL OPEN THE HEARING UP TO TAKE COMMENTS OF THE PARTICIPANTS THAT ARE CURRENTLY ON THE CALL.

14:40:46 (PAUSE FOR COMMENTS)

NANCY ROTARIUS: IF THERE ARE NO OTHER PARTICIPANTS WHO WISH TO SPEAK AT THIS TIME, WE WILL TAKE A FIVE MINUTE RECESS THE TIME IS NOW 2:45.

14:45:16 (RECESS)

>> NANCY ROTARIUS: THE TIME IS NOW 2:50 THE HEARING IS RECONVENED. LET THE RECORD SHOW THAT WE HAVE NO NEW PARTICIPANTS THAT HAVE JOINED US. IF ANY OF OUR EXISTING PARTICIPANTS WOULD LIKE TO PROVIDE COMMENT, YOU CAN DO SO BY PROVIDING IN THE CHAT. OR YOU CAN USE THE RAISE YOUR HAND FUNCTION.

14:50:38 (PAUSE FOR COMMENTS)

>> NANCY ROTARIUS: LET THE RECORD SHOW THAT THE TIME IS NOW 2:55 AND WE HAVE NO NEW PARTICIPANTS AND WE HAVE NO ONE WISHING TO MAKE COMMENT. WE WILL KEEP THE HEARING OPEN IN CASE ANYONE CHOOSES TO JOIN US OR CHOICES TO PROVIDE COMMENT.

14:55:39 (PAUSE FOR COMMENT)

>> NANCY ROTARIUS: FOR THE RECORD I WOULD LIKE TO NOTE IT IS 2:56 WE HAVE NO ONE INDICATING THAT THEY WANT TO PROVIDE COMMENT OR ANY NEW PARTICIPANTS.

14:56:40 (PAUSE FOR COMMENT)

>> NANCY ROTARIUS: FOR THE RECORD, PLEASE NOTE THAT THE TIME IS NOW 2:58, WE HAVE NO NEW PARTICIPANTS AND NO ONE INDICATING THAT THEY WOULD LIKE TO PROVIDE COMMENT.

IF YOU HAVE FURTHER COMMENTS OR CHOOSE TO COMMENT AT A LATER DATE THE DEPARTMENT WILL ALSO ACCEPT WRITTEN COMMENTS ONLINE AT [WWW.MICHIGAN.GO V/SPECIAL EDUCATION](http://WWW.MICHIGAN.GO.V/SPECIAL%20EDUCATION). YOU CAN NAVIGATE TO THE LINK TITLED NOTICE OF PUBLIC HEARING AND REQUEST FOR PUBLIC COMMENT. SPECIAL ED PROGRAMS AND SERVICES RULE SET. 2020-89, THE DIRECT LINK IS ALSO AVAILABLE IN THE CHAT.

YOU MAY ALSO SUBMIT WRITTEN COMMENTS VIA EMAIL AT [MDE-OSE-PUBLIC-COMMENT@MICHIGAN.GOV](mailto:MDE-OSE-PUBLIC-COMMENT@MICHIGAN.GOV) PUSH OR MAIL WRITTEN COMMENTS TO PUBLIC COMMENT, OFFICE OF SPECIAL EDUCATION. MICHIGAN DEPARTMENT OF EDUCATION. PO 30008 LANSING MICHIGAN, 489909 ALL COMMENTS MUST BE RECEIVED NO LATER THAN BY 5:00 P.M. ON MARCH 31ST 2021.

THANK YOU FOR YOUR PARTICIPATION IN TODAY'S PUBLIC HEARING. THE TIME IS NOW 3:00 P.M. AND I HERE BY DECLARE THE HEARING CLOSED.

15:00:19 (HEARING CLOSED)

Michigan Department of Education Office of Special Education  
Michigan Administrative Rules for Special Education Program and Services

Rule Set 2020-89 ED - Public Hearing

Thursday, March 18, 2021 | 9:00 a.m.-11:00 a.m.

Conducted via Zoom

Public Hearing Transcript

09:00:43 ASHLEY WHENEVER YOU'RE READY YOU CAN -- WE ARE NOT RECORDING JUST YET.

>> NANCY ROTARIUS: GOOD MORNING EVERYONE, AND WELCOME TO THE MICHIGAN DEPARTMENT OF EDUCATION OFFICE OF SPECIAL EDUCATION, PUBLIC HEARING ON MICHIGAN ADMINISTRATIVE RULES FOR SPECIAL EDUCATION. MY NAME IS NANCY ROTARIUS OFFICE OF SPECIAL EDUCATION STATE POLICY COORDINATOR. WE WILL BEGIN OUR HEARING SHORTLY.

WE ASK THAT YOU TURN OFF YOUR VIDEO AND MAKE SURE YOUR MICROPHONE IS MUTED.

ASHLEY IF YOU WANT TO GO AHEAD AND START THE RECORDING.

09:01:19 GOOD MORNING AGAIN. THIS IS A PUBLIC HEARING ON PROPOSED ADMINISTRATIVE RULES 2020-9 ED, MICHIGAN ADMINISTRATIVE RULES FOR SPECIAL EDUCATION. THIS PUBLIC HEARING IS CONDUCTED AS REQUIRED BY THE ADMINISTRATIVE PROCEDURES ACT. TO ALLOW THE PUBLIC TO COMMENT, ON PROPOSED CHANGES TO THE RULE SET.

AS WITH ALL OTHER PUBLIC HEARINGS ON THE DRAFT RULE SETS THE ONLY ITEMS TO BE DISCUSSED, DURING THIS HEARING WILL BE THE PROPOSED CHANGES TO THE RULE SET. THIS HEARING WILL NOT COVER ANY QUESTIONS OR DISCUSSIONS OTHER THAN THOSE ISSUES.

IF YOU HAVE ANY QUESTIONS ABOUT THE PROPOSED RULE CHANGES OR OTHER SPECIAL EDUCATION QUESTIONS, PLEASE CONTACT THE MDE OS, INFORMATION DESK AT 8-888-320-8384 OR BY EMAIL [MDE-OSE-PUBLIC-COMMENT@MICHIGAN.GOV](mailto:MDE-OSE-PUBLIC-COMMENT@MICHIGAN.GOV)

09:02:25 I CALL THIS HEARING TO ORDER ON MARCH 18TH, VIA ZOOM.

NOTICE OF THIS PUBLIC HEARING WAS PUBLISHED IN THE MARQUETTE MINING JOURNAL AND DETROIT FREE PRESS ON MARCH 1 AND THE GRAND RAPID PRESS ON MARCH 6. THE NOTICE WAS ALSO PUBLISHED ON MARCH 1, 2021, IN THE MICHIGAN REGISTER ISSUE NUMBER 3 OF 2021, PAGES 48 THROUGH 42.

ALL COMMENTS SHOULD RELATE DIRECTLY TO THE PROPOSED RULES. IF YOU HAVE SPECIFIC CHANGES TO SUGGEST ABOUT THE RULES, PLEASE INDICATE AND INCLUDE THE SPECIFIC REASONS WHY THIS CHANGE WOULD BE IN THE PUBLIC INTEREST.

A LINK TO A COPY OF THE RULES AND SUPPORTING DOCUMENTS HAS BEEN ADDED TO THE CHAT.

WE WILL CALL ON INDIVIDUALS TO PROVIDE COMMENT, WHEN YOU SPEAK, PLEASE IDENTIFY YOURSELF AND THE ORGANIZATION YOU REPRESENT IF APPROPRIATE. SO THE INFORMATION CAN BE TRANSCRIBED INTO OUR HEARING REPORT.

PLEASE NOTE WE MAY HAVE TO LIMIT THE TIME FOR COMMENT.

FOR THOSE USING THE ZOOM VIDEO PORTION, PLEASE USE THE RAISE YOUR HAND TOOL IF YOU WOULD LIKE TO SPEAK. TO ACCESS THE TOOL, SELECT FROM THE REACTIONS SIGN CONFROM THE MENU AT THE BOTTOM OF THE SCREEN. THEN SELECT THE RAISE YOUR HAND OPTION. OR USE ONE OF THE FOLLOWING KEYBOARDS SHORT CUTS FOR WINDOWS USERS USE ALT Y TO RAZOR LOWER YOUR HAND, FOR M, AC, USE OPTION Y TO RAZOR LOWER YOUR HAND. ONCE YOU'RE CALLED UPON WE WILL UNMUTE YOUR MIC ALLOW YOU TO TURN YOUR CAMERA ON IF YOU WISH.

FOR PARTICIPANTS ACCESSING TODAY'S PUBLIC HEARING BY PHONE, WE WILL CALL ON YOU AND ASK IF YOU WISH TO MAKE COMMENT AND PROMPT TO UNMUTE YOUR PHONE. YOU CAN PRESS STAR 6, TO UNMUTE YOUR PHONE.

WHEN CALLED UPON PLEASE IDENTIFY YOURSELF AND THE ORGANIZATION YOU REPRESENT. SO THE INFORMATION IS TRANSCRIBED INTO THE HEARING REPORT.

WE WILL ALSO ACCEPT COMMENTS ADDED TO THE CHAT. COMMENTS ADDED TO THE CHAT WILL BE SAVED AS PART OF THE PUBLIC COMMENT RECORD. PLEASE NOTE, WE WILL NOT RESPOND TO QUESTIONS OR COMMENTS SUBMITTED VIA CHAT.

IF YOU HAVE A COMMENT, BUT DO NOT WISH TO SPEAK OR ENTER YOUR COMMENTS INTO THE CHAT, PLEASE NOTE THE DEPARTMENT WILL ALSO ACCEPT WRITTEN COMMENTS ONLINE AT [WWW.MICHIGAN.GOV/SPECIALEDUCATION](http://WWW.MICHIGAN.GOV/SPECIALEDUCATION) NAVIGATE TO THE LINK TITLED NOTICE OF PUBLIC HEARING AND REQUEST FOR PUBLIC COMMENT. SPECIAL EDUCATION PROGRAMS AND SERVICES, RULE SET, 2020 89 ED THE DIRECT LINK IS ALSO AVAILABLE IN THE CHAT.

YOU MAY ALSO SUBMIT YOUR COMMENTS VIA EMAIL AT [MDE-OSE-PUBLIC-COMMENT@MICHIGAN.GOV](mailto:MDE-OSE-PUBLIC-COMMENT@MICHIGAN.GOV) OR MAIL WRITTEN COMMENTS TO OFFICE OF SPECIAL EDUCATION, MICHIGAN DEPARTMENT OF EDUCATION. P.O. BOX 30008 LANSING, MICHIGAN 48909 ALL COMMENTS MUST BE RECEIVED NO LATER THAN 5:00 P.M. ON MARCH 31, 2021.

IF THERE IS ANYONE NOW WHO WISHES TO PROVIDE COMMENT ON THE PROPOSED CHANGES TO MICHIGAN ADMINISTRATIVE RULES FOR SPECIAL EDUCATION, PLEASE INDICATE BY USING THE RAISE YOUR HAND TOOL.

AGAIN, TO ACCESS THE TOOL, SELECT THE RAY ACTIONS ICON FROM THE MENU AT THE BOTTOM OF THE SCREEN. THEN SELECT THE RAISE YOUR HAND OPTION. OR USE ONE OF THE FOLLOWING KEYBOARD SHORT CUTS ADDED TO THE CHAT.

09:06:18 (PAUSE FOR COMMENT)

>> WE HAVE ONE PERSON WITH THEIR HAND UP. IF YOU COULD PLEASE STATE YOUR NAME AND IF APPROPRIATE THE ORGANIZATION YOU'RE WITH.

09:06:37 >> GOOD MORNING MY NAME ELIZABETH MULLIGEN, TEACHER CONSULTANT FOR THE VISUAL IMPAIRED OUT OF OAKLAND COUNTY.

I HAVE A COUPLE OF CONCERNS THAT REALLY JUMP OUT AT ME ABOUT THE CHANGES PROPOSED CHANGES I JUST WANTED TO ADDRESS THOSE. THE FIRST WOULD BE, UM, THE REMOVAL OF THE DETERIORATING EYE CONDITION AS A ONE OF THE WEES THAT A CHILD COULD BE ELIGIBLE AS A VAI,

WITH A IMPAIRMENT. AND THE REASON I SAY THAT IS BECAUSE, THE WAY THAT THE NEW RULE WOULD BE WRITTEN, TALKS ABOUT IT HAVING AN IMPACT ON THE EDUCATIONAL PERFORMANCE.

SO, IF WE HAVE A STUDENT WITH A PROGRESSIVE DETERIORATING EYE CONDITION LIKE RP, FOR RETINITIS PIGMATOSA, THAT STUDENT COULD HAVE GOOD VISION RIGHT NOW BUT COULD LOOSE THAT BEFORE LEAVING PUBLIC EDUCATION. PEOPLE LIKE ME WOULD BE TEACHING BRAILLE AND ASSISTIVE TECHNOLOGY ALONG DURING THEIR EDUCATION. TO PREPARE THEM FOR THAT MOMENT.

SO, FOR THOSE KIDS, UM, AND STUDENTS THAT MAY HAVE A DETERIORATING CONDITION, THIS DOES YOU KNOW, HAVE AN IMPACT THERE, BECAUSE THEY'RE GOING TO LOOSE OUT ON THAT. WE WOULD HEIGHT FOR THEM TO LEAVE PUBLIC EDUCATION KNOWING AT SOME POINT THEY'RE GOING LOOSE SIGHT NOT BE PREPARED FOR THAT. SO, THAT'S MY FIRST CONCERN.

THE OTHER CONDITION THAT I HAVE IS, THE -- THE LANGUAGE THAT IS CHANGING IT TO MUST INCLUDE ALL OF THE FOLLOWING. IT SAYS EYE REPORT FROM AN O PH TMOLOGJIST OR OPTOMETRIST IS THIS LEADS TO INHE CAN WETTITIES WE HAVE MANY STUDENTS, IN OUR STATE, THAT DON'T HAVE THAT ACCESS TO THOSE DOCTORS. OR DON'T HAVE THE MEANS TO GET THERE, DON'T HAVE, THE COVERAGE OR THE WHERE WITH ALL TO GET THAT. TO GET THAT REPORT PRIOR TO COMING IN, TO THE EDUCATION SYSTEM, TO GET AN IEP EVALUATION. AND SO, YOU KNOW MANY TIMES WE'LL DO A FUNCTIONAL VISION EVALUATION, WHICH IS INCLUDED IN THE NEW WORDING.

BUT IT WILL BE HELPFUL IF IT WAS WORDED TO SAY, IF THAT DR. REPORT IS NOT AVAILABLE PRIOR TO EVALUATING THAT WILL FUNCTIONAL VISION EVALUATION BY THE TEACHER CONSULTANT FOR THE VISUALLY IMPAIRED WOULD BE ACCEPTABLE IN ORDER TO, UM, YOU KNOW MAKE THAT STUDENT ELIGIBLE WITH THE VISUAL IMPAIRMENT.

SO, THOSE WERE THE TOP TWO THINGS FOR ME. SO I APPRECIATE THE TIME. THANK YOU VERY MUCH.

09:09:29 >> NANCY ROTARIUS: THANK YOU ELIZABETH I SAW SOME OTHER FOLKS HAVE JOINED US IS THERE ANYONE ELSE THAT -- HAS JOINED VIA VIDEO IS INTERESTED IN PROVIDING COMMENT, IF SO, PLEASE RAISE YOUR HAND.

09:09:32 (PAUSE FOR COMMENT)

USING THE -- THE VIRTUAL RAISE YOUR HAND BUTTON. OR, TURN YOUR CAMERA ON.

>> NANCY WE HAVE ONE JOIN BY PHONE.

>> NANCY ROTARIUS: OKAY. IF THOSE WHO HAVE JOINED BY PHONE, IF YOU ARE INTERESTED IN PROVIDING COMMENT, YOU CAN UNMUTE YOURSELF BY HITTING STAR 6.

09:09:56 (PAUSE)

OKAY. WE HAVE JULIE SHE IS SAYING SHE IS UNABLE TO RAISE HER HAND SHE WOULD LIKE TO PROVIDE COMMENT. SO JULIE IF YOU WANT, YOU CAN PROVIDE YOUR COMMENT NOW.

09:10:10 >> HI THANK YOU. THANK YOU FOR ALLOWING ME TO MAKE A COMMENT. MY NAME IS JULIE , AND I'M FROM -- UM, --

>> JULIE I'M SORRY TO INTERRUPT YOU'RE VERY HARD TO HEAR. I DON'T KNOW IF YOU HAVE A MICROPHONE YOU CAN ADJUST. AND --

09:10:29 >> I DID. CAN YOU HEAR ME NOW

>> NANCY ROTARIUS: YES.

>> THANK YOU FOR LETTING ME KNOW. SO, ONE OF THE POINTS THAT I WANTED TO MAKE, REGARDING THE, UM, THE DOCTOR'S REPORT. IN ADDITION TO THE COMMENT THAT WAS MADE BEFORE, IS THAT OFTEN WHEN THE CHILDREN ARE VERY YOUNG, SO WHEN WE KNOW HOW IMPORTANT EARLY INTERVENTION IS AND WHEN SPEAKING ABOUT THE EYE REPORT THERE'S MANY MANY, MANY INFANTS AND BABIES WE GET WHERE THE DOCTOR SIMPLY REPORTS CANNOT BE TESTED.

THE REASON THAT THEY CAN'T BE TESTED IS MANY OF THEM, WOULD ONLY BE ABLE TO BE REALLY LOOKED AT UNDER'S I CAN'T. ANES TESHIA CAN LOOK AT THE BACK OF THE EYE AND DON'T HAVE A DIAGNOSIS YET. ALLOWING THE FUNCTIONAL VISION REPORT, TO BE -- OR EVALUATION TO BE DONE BY A, TEACHER OF THE VISUALLY IMPAIRED OFTEN, ALLOWS US TO GO YOU KNOW OPEN THAT DOOR. AND THEN, UM, HAVE THE INFANT OR CHILD BE SEEN BY SOMEBODY THAT DOES A MORE, A MORE APPROPRIATE EVALUATION BASED ON THAT AGE.

IF WE TAKE THAT OUT, WHERE YOU KNOW, THAT WE MUST HAVE THAT EYE REPORT AND WE DON'T ALLOW THE FUNCTIONAL VISION EVALUATION TO BE PART OF THAT INSTEAD IF THEY'RE ABLE TO OBTAIN ACUITY AND THOSE INFANTS AND YOUNG CHILDREN OFTEN HAVE TO WAIT UNTIL THEIR LIKE 3-5 OR SOMETIMES, MANY TIMES 5.

THANK YOU FOR ALLOWING ME MAKE MY COMMENTS.

09:12:21 >> NANCY ROTARIUS: THANK YOU.

>> JUST FOR ONE CLARIFICATION, CAN YOU NAME YOUR ORGANIZATION IF YOU HAVE ONE?

>> I'M WITH OAKLAND SCHOOLS OAKLAND SCHOOLS.

>> OKAY. THANK YOU.

>> NANCY ROTARIUS: OKAY. I HAVE ALSO NOTED THAT SOME -- A COUPLE OF INDIVIDUALS HAVE JOINED US VIA VIDEO. IF YOU WOULD LIKE TO PROVIDE COMMENT YOU CAN USE THE RAISE YOUR HAND FUNCTION. OR YOU CAN ALSO INDICATE IN THE CHAT, OR PROVIDE YOUR COMMENT WITHIN THE CHAT.

09:12:55 (PAUSE FOR COMMENT)

>> NANCY ROTARIUS: JULIE HAS NOT INDICATED IN THE CHAT SHE WOULD LIKE TO PROVIDE ANOTHER COMMENT, JULIE YOU CAN -- YOU CAN FEEL FREE TO DO SO NOW.

>> THANK YOU VERY MUCH. IT IS JULIE UNATIN AGAIN FROM OAKLAND SCHOOLS.

AND I JUST WANTED TO MAKE THE -- TO EXPAND A LITTLE BIT ON THE THING THAT WAS ALREADY BROUGHT UP ABOUT THE PROGRESSIVE IMPAIRMENT WHICH I HAVE BEEN IN THIS FIELD FOR 30 YEARS I DON'T CLAIM AT ALL TO KNOW EVERYTHING. BUT IN MY 30 YEARS, I WOULD SAY ON MY CASE LOAD EVERY YEAR, AT LEAST 20-25 KIDS. WE'VE HAD STUDENTS WITH RETINITIS PIGMATOSA, IS A PROGRESSIVE DISEASE IT IS IF IT'S GOING LEAD TO BLINDNESS IT IS WHEN.



THERE'S 2210 TIMES FOMPLE OF IT. MANY TIMES THESE ARE STUDENTS ARE AT GRADE LEVEL. THEY COME INTO A EARLY INTERVENTION OR PRESCHOOL, DON'T SHOW ANY IMPACT. THEY DON'T SHOW ANY IMPACT BECAUSE THE PART OF THEIR EYE THAT, IS GOING TO BE DAMAGED, UM, BEYOND REPAIR IS NOT SHOWING THOSE SIGNS YET. OFTEN THESE KIDS ARE NOT EVEN DIAGNOSED UNLESS THEY HAVE GENETIC TESTING. UNTIL, THEY START TO TRIP AND FALL OR THEY CAN'T SEE AT ALL AT NIGHT.

THAT IS USUALLY PRETTY EARLY. BUT THEN THAT'S THE ONLY THING THAT'S THE IMPACT FROM. SO WHEN -- WHEN WE DON'T, WHEN WE CAN'T GET ENTRANCE TO THAT, WHAT WE FIND IS, I'M NOT JUST SAYING THIS, MANY OF THE STUDENTS THAT WE HAVE LATER COME BACK TO US AND SAY, I WOULD NOT HAVE BEEN ABLE TO GET THROUGH TAKING NOTES WITHOUT KNOWING BRAILLE.

EVEN THOUGH, I THOUGHT I'M LEARNING THE WHOLE CODE, TO TAKE AWAY THAT A PROGRESSIVE THAT DELINEATION, EVEN THOUGH VISUAL IMPAIRMENT IS LOW INCIDENCE THAT PARTICULAR POPULATION, OF PROGRESSIVE IMPAIRMENT WOULD LEAVE US NO ALTERNATIVE UNLESS THEY HAVE ANOTHER DEFINING IMPAIRMENT WITH RP, OFTEN THAT IS JUST IT.

WE HAVE A STUDENT, I HAVE A STUDENT RIGHT NOW, AND MY COLLEAGUE HAS A STUDENT HE IS IN MEDICAL SCHOOL AT WAYNE STATE, HIS DID NOT PROGRESS UNTIL HE WAS AT UNIVERSITY OF MICHIGAN. HAD WE NOT BEEN ABLE TO TEACH HIM TECHNOLOGY. EXPLORE SCREEN READERS ALL OF THAT, HE WOULD BE TRYING TO LEARN THAT WHILE HE IS IN A VERY -- PROGRESSIVE EDUCATION PROGRAM. SO THE PROGRESSIVE NATURE IS REALLY IMPORTANT FOR THOSE KINDS OF STUDENTS.

OBVIOUSLY, UM, THERE ARE MANY DISTRICTS THAT YOU KNOW, UM, CANNOT DO ANY SPECIALIZED SKILL UNDER A 504. THAT'S NOT WHAT A 504 IS. IT'S NOT ABOUT ACCOMMODATIONS AT THIS POINT. IT'S ABOUT SKILLS. AND THAT CLOSES THE DOOR IF THEY DON'T MEET THE VISION REQUIREMENT. THEY'RE VISUALLY IMPAIRED AT NIGHT. USUALLY AT FIRST. BUT NOT DURING THE DAY. BUT THEN THEY BECOME UNABLE TO READ OR DO ANYTHING ONCE THAT HAS PROGRESSED. WE WANT TO GET IN THERE, TO AT LEAST GIVE THEM THE TOOLS.

THANK YOU SO MUCH FOR YOUR TIME.

09:18:55 >> NANCY ROTARIUS: THANK YOU JULIE.

IF THERE'S ANYONE ELSE THAT IS CURRENTLY ON, IF YOU WOULD LIKE TO PROVIDE COMMENT AGAIN YOU CAN RAISE YOUR HAND. OR INDICATE IN THE CHAT, OR PUT YOUR COMMENT IN THE CHAT.

09:19:11 (PAUSING FOR COMMENTS)

>> NANCY ROTARIUS: IF THERE ARE NO OTHER PARTICIPANTS WHO WISH TO SPEAK AT THIS TIME, WE WILL TAKE A SHORT RECESS, THE TIME IS NOW 9:20.

09:20:13 (RECESS)

>> NANCY ROTARIUS: THE TIME IS NOW 9:30 THE HEARING IS RECONVENED. LET THE RECORD SHOW THAT THERE ARE NO NEW PARTICIPANTS IF ANY OF OUR CURRENT PARTICIPANTS WOULD LIKE TO PROVIDE COMMENT, YOU CAN INDICATE IN THE CHAT OR RAISE YOUR HAND OR UNMUTE YOURSELF USING STAR 6 ON YOUR PHONE.

09:30:45 (PAUSE FOR COMMENTS)

>> NANCY ROTARIUS: IF THERE ARE NO OTHER PARTICIPANTS WHO WISH TO SPEAK AT THIS TIME, WE WILL TAKE A SHORT RECESS. THE TIME IS NOW 9:34.

09:34:13 (RECESS)

>> NANCY ROTARIUS: THE TIME IS NOW 9:44. THE HEARING HAS RECONVENED. ARE THERE -- REBECCA I DIDN'T SEE ANY NEW PARTICIPANTS DID YOU?

>> WE DID HAVE ONE NEW PARTICIPANT JOIN. YES.

>> NANCY ROTARIUS: OKAY. IF OUR NEW PARTICIPANTS WOULD LIKE TO PROVIDE COMMENT, YOU CAN DO SO BY RAISING YOUR HAND. YOU CAN USE THE -- UNDER THE REACTIONS BUTTON AT THE BOTTOM OF YOUR SCREEN. OR YOU CAN USE THE KEYBOARD SHORT CUTS THAT ARE FOUND IN YOUR -- IN THE CHAT.

09:44:43 (PAUSE FOR COMMENT)

ALSO IF OUR -- ANY OF OUR CURRENT PARTICIPANTS THAT WERE ON PREVIOUSLY YOU CAN ALSO PROVIDE COMMENT AT THIS TIME, TOO.

09:45:19 (PAUSE FOR COMMENTS)

>> NANCY ROTARIUS: IF THERE ARE NO PARTICIPANTS WOULD LIKE TO SPEAK AT THIS TIME, WE WILL TAKE ANOTHER RECESS. THE TIME IS NOW 9:47.

09:47:26 (RECESS)

>> NANCY ROTARIUS: I DON'T BELIEVE WE HAVE ANY NEW PARTICIPANTS THE TIME IS NOW 9:57. IF THERE ARE ANY CURRENT PARTICIPANTS, WHO WISH TO SPEAK YOU CAN OR PROVIDE COMMENT YOU CAN DO SO IN THE CHAT. OR YOU CAN ALSO RAISE YOUR HAND OR UNMUTE YOUR PHONE USING THE STAR 6 FUNCTION.

09:57:40 (PAUSE FOR COMMENTS)

>> NANCY ROTARIUS: I BELIEVE WE HAVE A NEW PARTICIPANT THAT HAS JOINED US. IF YOU WOULD LIKE TO PROVIDE COMMENT, YOU CAN DO SO BY RAISING YOUR HAND OR IF YOU ARE ON TELEPHONE YOU CAN HIT STAR 6 TO UNMUTE YOURSELF.

10:00:05 (PAUSE FOR COMMENT)

>> NANCY ROTARIUS: OKAY THE TIME IS -- WE HAVE SOMETHING IN THE CHAT. OKAY. THE TIME IS NOW 10:00. WE HAVE -- SINCE NO ONE WANTS TO PROVIDE COMMENT AT THIS TIME, WE WILL TAKE ANOTHER RECESS.

10:00:44 (RECESS)

>> NANCY ROTARIUS: THE TIME IS NOW 10:10. LET THE RECORD SHOW THAT WE HAVE NO NEW PARTICIPANTS. IF ANY CURRENT PARTICIPANTS WOULD LIKE TO PROVIDE COMMENT, AGAIN YOU CAN RAISE YOUR HAND OR YOU CAN UNMUTE YOUR PHONE USING STAR 6.

10:10:30 (PAUSE FOR COMMENTS)

>> NANCY ROTARIUS: IT APPEARS WECH WE HAVE A NEW NEW PARTICIPANTS IF THE NEW PARTICIPANTS WOULD LIKE TO MAKE A COMMENT, YOU CAN RAISE YOUR HAND USING THE REACTIONS BUTTON OR COMMENT IN THE CHAT (PAUSE)

>> NANCY ROTARIUS: IF THERE ARE NO PARTICIPANTS WHO WISH TO SPEAK AT THIS TIME, WE WILL TAKE A SHORT RECESS. THE TIME IS NOW 10:13.

10:13:25 (RECESS)

>> NANCY ROTARIUS: THE TIME IS NOW 10:23. OUR HEARING IS RECONVENED. IF THERE ARE ANY PARTICIPANTS WHO WOULD LIKE TO PROVIDE COMMENT AT THIS TIME YOU CAN DO SO BY RAISING YOUR HAND OR USING THE SHORT CUTS OR IF YOU'RE ON THE PHONE, HITTING STAR 6 TO UNMUTE YOURSELF.

10:23:42 (PAUSE FOR COMMENT)

>> NANCY ROTARIUS: THE TIME IS NOW 10:25 LET THE RECORD SHOW THERE ARE NEW PARTICIPANTS WHO WISH TO SPEAK AT THIS TIME.

WE WILL TAKE A SHORT RECESS.

10:25:22 (RECESS)

10:35:09 >> NANCY ROTARIUS: THE TIME IS NOW 10:35 THE HEARING IS RECONVENED. LET THE RECORD SHOW THERE ARE NO ADDITIONAL PARTICIPANTS AT THIS TIME. IF ANY OF THE CURRENT PARTICIPANTS WOULD LIKE TO SPEAK, YOU CAN DO SO NOW, YOU CAN LET US KNOW BY RAISING YOUR HAND OR INDICATING IN THE CHAT OR UNMUTING YOUR TELEPHONE BY HITTING STAR 6.

10:35:32 (PAUSE FOR COMMENTS)

>> NANCY ROTARIUS: IF THERE ARE NO OTHER PARTICIPANTS WHO WISH TO SPEAK AT THIS TIME WE WILL TAKE A SHORT RECESS. THE TIME IS NOW 10:38.

10:38:32 RECESS)

>> NANCY ROTARIUS: THE TIME IS NOW 10:48. WE ARE RECONVENING OUR COMMITTEE AGAIN THE TIME IS 10:48 I'M NOT SURE IF WE WERE RECORDING WHEN I SAID THAT. IF THERE ARE ANY PEOPLE OUT THERE, CURRENTLY, THAT WOULD LIKE TO PROVIDE COMMENT AGAIN YOU CAN DO SO BY RAISING YOUR HAND. OR, UM, UNMUTING YOURSELF, HITTING THE STAR 6.

AND FOR THE RECORD, I DON'T SEE ANY NEW PARTICIPANTS.

10:48:45 (PAUSE FOR COMMENTS)

>> NANCY ROTARIUS: IF THERE ARE NO PARTICIPANTS WOULD LIKE TO SPEAK AT THIS TIME, WE WILL TAKE A FIVE MINUTE RECESS. THE TIME IS NOW 10:50.

10:50:18 (RECESS)

>> NANCY ROTARIUS: FOR THE RECORD, PLEASE NOTE THAT THE TIME IS 10:55 AND WE -- HE DON'T BELIEVE WE HAVE ANY NEW PARTICIPANTS. IF ANYONE CURRENTLY ON, WOULD LIKE TO PROVIDE

COMMENT AGAIN YOU CAN DO SO BY RAISING YOUR HAND, PROVIDING COMMENT IN THE CHAT OR HITTING STAR 6 TO UNMUTE YOURSELF ON THE PHONE.

10:55:49 SNCHT PAUSE FOR COMMENTS)

>> NANCY ROTARIUS: THE TIME IS NOW 10:58. IF YOU CHOOSE TO PROVIDE COMMENT AT A LATER DATE, THE DEPARTMENT WILL ALSO ACCEPT WRITTEN COMMENTS ONLINE AT [WWW.MICHIGAN.GOV/SPECIALEDUCATION](http://WWW.MICHIGAN.GOV/SPECIALEDUCATION) NAVIGATE TO THE LINK TITLED, NOTICE OF PUBLIC HEARING, AND REQUEST FOR PUBLIC COMMENT DASH PROGRAM RULE RULES AND SERVICE, THE DIRECT LINK IS ALSO IN THE CHAT. MAY ALSO SUBMIT COMMENTS VIA EMAIL AT [MDE-OSE-PUBLIC-COMMENT@MICHIGAN.GOV](mailto:MDE-OSE-PUBLIC-COMMENT@MICHIGAN.GOV) OR MAIL, WRITTEN COMMENTS TO PUBLIC COMMENT, OFFICE OF SPECIAL EDUCATION. MICHIGAN DEPARTMENT OF EDUCATION. P.O. BOX 30008 PUSH LANSING, MICHIGAN 48989.

ALL COMMENTS MUST BE RECEIVED NO LATER THAN 5:00 P.M. ON MARCH 31ST, 2021.

WE THANK YOU FOR YOUR PARTICIPATION TODAY IN THE PUBLIC HEARING. THE TIME IS NOW 11 AM I  
HERE BY DECLARE THIS HEARING CLOSED.

11:00:15 (HEARING CLOSED)