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September 17, 2021

James Durgin, Education Programs Consultant  
California Department of Education  
jdurgin@cde.ca.gov

**Re: Weekly Assessment Progress Updates – Twenty-Second Update for Case  
S-0401-20/21**

Dear Mr. Durgin,

SCUSD continues to share its updates regarding corrective actions outlined in the California Department of Education's ("CDE") March 8, 2021 Investigation Report ("Decision") for Case S-0401-20/2. The twenty-second update is as follows:

- **Corrective Action 1:** The initial IEP has been held and completed.
- **Corrective Action 2:** Completed, submitted, and pending CDE's final review.
- **Corrective Action 3:** Completed, submitted, and pending CDE's final review.
- **Corrective Action 4:** Completed, submitted, and pending CDE's final review.
- **Corrective Action 5:** Completed, submitted, and pending CDE's final review.
- **Corrective Action 6:** Please see attached spreadsheet entitled "CDE Submission 9\_17\_21." The spreadsheet includes the SSID, school site, last name, first name, date of birth, date IEP is due, initial or triennial indicator, In-process indicator (Yes, No, Speech Only) for assessments, assessor indicator (site staff or NPA), IEP meeting status indicator (completed, scheduled, not scheduled), and IEP Team meeting date.

SCUSD will continue to collaborate with teams of available staff and appropriately certificated/licensed contracted assessors to complete outstanding assessments and hold IEP meetings throughout the school year.

Every week, the District publishes the number of weekly assessments overdue as well as CDE submissions to the SCUSD SELPA website. This publication includes the number of current overdue assessments and changes on a weekly basis.

- **Corrective Action 7:** In response to the large number of students that are impacted by the COVID-19 related school closures, SCUSD is developing a two year plan to address learning loss mitigation and compensatory education. A component of the plan is to provide guidance and training to IEP teams regarding how to engage in and document IEP team discussions on learning recovery and compensatory education. The District will provide CDE with those materials as soon as they are finalized.

Additional revisions to the plan have been made to reflect ongoing initiatives that have affected implementation of the compensatory education plan. These initiatives include staff availability due to the pandemic, contact tracing, quarantine protocols, substitute shortages, staffing shortages, and implementation of AB 130. An updated draft plan is provided for the CDE's review.

As shared in its prior updates, the District has met with its Community Advisory Committee ("CAC"), Warmline, and the Disability Rights of California ("DRC") regarding the contents of the plan. These collaborative efforts have allowed the District to share the rationale and purpose behind the plan and receive feedback and suggestions on how to make it more accessible and clearer to the community. SCUSD continues to refine the plan in collaboration with community input and its partners and will present the plan to our governing board in November.

Please let me know if you have any questions or comments. Thank you for your collaboration on this matter.

Sincerely,

/s/Raoul Bozio  
Raoul Bozio  
In-House Counsel