

**TUOLUMNE COUNTY SELPA
PROGRAM**
LEA Reinstatement of Services

3012
Adopted: 10/22/2025
First Reading: 10/22/2025
Second Reading:

This policy outlines the procedures and conditions under which a Local Education Agency (LEA) that has previously opted out of receiving regional services—whether provided by the Tuolumne County Superintendent of Schools (TCSOS) or another LEA within the Tuolumne County Special Education Local Plan Area (SELPA)—may request reinstatement of access to those services and inclusion in the SELPA Fiscal Allocation Plan. These procedures are designed to promote equity, transparency, and alignment with the Tuolumne County SELPA Fiscal Allocation Plan, which includes the funding of regionalized services, while maintaining programmatic stability and fiscal responsibility across all member LEAs.

Background

Regional programs and services included in the SELPA Fiscal Allocation Plan are primarily funded and staffed using a Full-Time Equivalent (FTE) allocation model. This model is not designed to support short-term, mid-year, or selective service requests. When an LEA elects to opt out of regional services that are included in the SELPA Fiscal Allocation Plan, it assumes full responsibility—programmatic, staffing, and fiscal—for independently providing those services. Given the interconnected nature of funding, staffing, and service delivery, any request for reinstatement into SELPA-funded regional services requires formal review and approval by the SELPA Governing Board.

Reinstatement Procedures

Notification of Intent to Re-Enter

An LEA seeking to reinstate access to any regional service previously declined shall:

- Submit a written request to the SELPA Administrator;
- Include a justification for the request, identifying whether the need is temporary or ongoing;
- Provide data demonstrating that local capacity to serve students has been exhausted;
- Specify the anticipated student impact and duration of services requested.

Review and Recommendation

Upon receipt of a reinstatement request, the SELPA Administrator shall:

- Review the request in collaboration with the existing service provider (TCSOS or another LEA);
- Evaluate fiscal, staffing, and operational impacts;
- Prepare a recommendation for the SELPA Governing Board, including whether space and staff are available and whether the request aligns with long-term sustainability under the current Fiscal Allocation Plan.

Provider Concurrence Requirement

Reinstatement is contingent upon the written concurrence of the designated service provider (TCSOS or another LEA acting as provider). No reinstatement shall take effect unless the provider confirms, in writing, that staffing, space, and operational capacity are available to implement the requested services in a manner consistent with the SELPA Fiscal Allocation Plan and without material disruption to existing programs.

Governing Board Approval

Reinstatement of services is not automatic. The SELPA Governing Board shall formally review and act on all reinstatement requests. Approval is contingent upon:

- Availability of appropriate staff and program space;
- Minimal disruption to current FTE allocations and services;
- Fiscal and operational feasibility as determined by the SELPA and service provider.

Service Limitations

LEAs should be aware of the following limitations:

- Mid-year or temporary re-entry may not be feasible due to staffing and funding constraints;
- One-time or urgent needs may be directed to private providers or addressed through independent contracts between LEAs;
- Ongoing or repeated requests for reinstatement may be limited under the SELPA's current and future fiscal structures.

Implementation and Oversight

- The SELPA Administrator, requesting LEA, and service provider shall collaborate on a transition plan, cost-sharing agreement, and timeline for service implementation;
- The SELPA shall maintain documentation of all LEA participation status changes and report these as needed for state and federal compliance

Legal References

EC 56195.1
EC 56195.3
EC 56195.7
EC 56195.10
EC 56195.14