

West Virginia Students with Disabilities in Out-of-State Facilities

Report • FY19

Office of Federal Programs



West Virginia Board of Education 2019-2020

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WEST VIRGINIA STUDENTS WITH DISABILITIES IN OUT-OF-STATE RESIDENTIAL FACILITIES

ANNUAL REPORT • FY19

Purpose

The purpose of this report is to provide basic information regarding students with disabilities who have been placed by the West Virginia Department of Health and Human Resources (WVDHHR) or by local education agencies (LEAs) in out-of-state residential facilities. This information is the compilation of financial reports by the West Virginia Department of Education (WVDE), Office of Federal Programs (OFP) and the Office of Internal Operations (OIO).

Introduction

The information in this report is organized into two sections:

- 1) students with disabilities placed via court order by WVDHHR in out-of-state facilities for non-educational purposes, and are continuing to receive special education services under a current Individualized Education Program (IEP); and
- 2) students placed by LEAs in out-of-state facilities when a free appropriate public education (FAPE) cannot be provided within the county, the region or the state.

STUDENTS PLACED BY WVDHHR IN OUT-OF-STATE FACILITIES FOR NON-EDUCATIONAL PURPOSES

West Virginia (WV) Code, Chapter 49 Child Welfare provides a coordinated system of child welfare and juvenile justice for the children of West Virginia. It provides for removing a child from the custody of his parents and to secure custody, care and discipline for the child consistent with the child's best interests. The WVDHHR is designated as the agency that administers child welfare services in West Virginia.

The WVDHHR is authorized by West Virginia Code §49-2-16 to provide care, support and protective services for children who are in need of public service. The WVDHHR is also authorized to accept custody of children committed to its care by the courts. A child committed to the WVDHHR for custody remains in the care of the Department until he reaches eighteen years of age or is discharged because he is no longer in need of care.

As the agency administering the care and custody of children, WVDHHR has the authority to place children in suitable environments and with persons or facilities having the appropriate qualifications to provide a necessary and desirable degree and type of care. As the placing agency, WVDHHR has the financial responsibility for the support and maintenance of the child during the continuance of the placement.

Any costs, including educational costs, that are involved in this out-of-state placement are properly regarded as part of "financial support and maintenance." In 1993, the WVDHHR and the WVDE entered into an interagency agreement with the provision that the WVDE fund the special education costs of eligible students with disabilities in accordance with federal and state statutes and regulations. A new agreement signed September 9, 2012, addresses eligible students placed by WVDHHR in out-of-state facilities for non-educational purposes, who are eligible for special education services according to the Individuals with Disabilities Education Improvement Act of 2004 (IDEA) and WV Board Policy 2419: Regulations for the Education of Students with Exceptionalities prior to WVDHHR placement and who are receiving special education services within West Virginia under a current IEP at the time of placement.

Until 1998, in accordance with the terms of the interagency agreement, WVDHHR paid the total costs of the out-of-state placements and was reimbursed by WVDE for the special education costs. In 1998, WVDHHR notified the out-of-state agencies to invoice WVDE separately for special education costs. WVDE began contracting directly with the out-of-state facilities through contracts separate from WVDHHR. The WVDE, OFP receives invoices for special education services, verifies student eligibility and home LEA, assures that the facility develops a new IEP with collaboration from the WV LEA to reflect the change in placement and approves the invoices for payment. Finally, payment is made through the WV Auditor's Office under the authority of the contract.

The IDEA assigns to each state educational agency (SEA) the general supervisory authority for ensuring educational services are provided to all eligible students with disabilities in accordance with federal and state statutes and regulations. The educational monitoring of out-of-state facilities began April 2002 by the WVDE. In 2012, an interagency team, consisting of WVDE and WVDHHR developed the Interagency Consolidated Monitoring Manual, which describes the procedures to thoroughly and consistently monitor out-of-state facilities serving WV students to ensure appropriate treatment and educational services are being provided in a safe environment.

A monitoring team representing the WVDE and WVDHHR conducts on-site reviews of facilities out-of-state that are providing services for WV students. The goal is to identify facilities having demonstrated success in promoting positive growth and expected outcomes for students as defined within the West Virginia Out-of-State Facilities Standards. If the WVDE or the WVDHHR identifies deficiencies that would cause sanctions to be imposed, either agency agrees to honor those sanctions. An interagency monitoring report is issued following the on-site visit.

The interagency team (WVDE and WVDHHR) reviews five (5) facilities per year. Facilities are selected for review based on the number of WV students enrolled, the amount of time elapsed since the last review of the facility, or reports of concerns regarding the care or education of students residing at the facility.

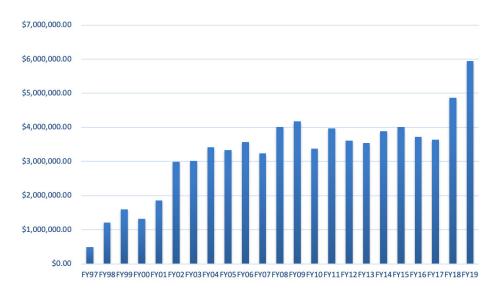
WV STUDENTS WITH DISABILITIES IN RESIDENTIAL FACILITIES EXPENDITURES • FY 2019

The chart below includes expenditures for educational services provided in out-of-state facilities serving WV eligible students with disabilities placed by WVDHHR from July 1, 2018 through June 30, 2019, and paid through February 7, 2020. The number of eligible students served from year to year in each facility varies depending on factors such as the availability of foster care, availability of treatment, age of student, length of court ordered placement and the number of times a student is transferred from one facility to another. The total number of students placed in each facility during FY19 is not equal to the total number of students in out-of-state facilities at a given point in time. Students may move from one facility to another, whereby they are counted more than once, some may be in a facility temporarily, and some have been placed in the previous fiscal year. Facilities with no cost reflected in the chart below have either not submitted invoices for services provided or have not submitted required documentation to secure payment.

Alabama Clinical Schools \$98,880 7 Bellefaire Jewish Children's Bureau \$72,432.24 2 Care Youth Corporation \$24,505 1 Cedar Grove \$66,798 4 Chestnut Hill/Springbrook \$0.00 3 Childhelp, Inc. \$66,528 4 Children's Center of Ohio \$0.00 5 CMC - Carilion Roanoke \$0.00 1 Cornell Abraxas Group, Inc. \$292,141.57 40 Cumberland Hospital \$0.00 2 Devereux Foundation, Inc. \$735,745 28 Echoing Hills \$0.00 1 Echoing Hills \$0.00 1 Edison Court, Inc. \$0.00 1 Foundations for Living \$76,950 11 George Junior Republic in PA \$187,980 33 Grafton Schools, Inc. \$417,401 13 Gulf Coast Treatment Center, Inc. \$175,950 12 HHC, Inc. Augusta/Lighthouse \$0.00 2 Harbor Point \$263,720 1	Out-of-State Facility	Cost (as of 2/7/19)	Students Served
Care Youth Corporation \$24,505 1 Cedar Grove \$66,798 4 Chestnut Hill/Springbrook \$0.00 3 Childhelp, Inc. \$66,528 4 Childhelp, Inc. \$0.00 5 CMC - Carilion Roanoke \$0.00 1 Cornell Abraxas Group, Inc. \$292,141.57 40 Cumberland Hospital \$0.00 2 Devereux Foundation, Inc. \$735,745 28 Echoing Hills \$0.00 1 Edison Court, Inc. \$0.00 1 Foundations for Living \$76,950 11 George Junior Republic in PA \$187,980 33 Grafton Schools, Inc. \$417,401 13 Gulf Coast Treatment Center, Inc. \$175,950 12 HHC, Inc. Augusta/Lighthouse \$0.00 2 Harbor Point \$263,720 15 Hopewell Area School District \$64,000 1 Hughes Center \$680,710 18 Kidspeace National Centers, Inc. \$259,901.40 9 </td <td>Alabama Clinical Schools</td> <td>\$98,880</td> <td>7</td>	Alabama Clinical Schools	\$98,880	7
Cedar Grove \$66,798 4 Chestnut Hill/Springbrook \$0.00 3 Childhelp, Inc. \$66,528 4 Children's Center of Ohio \$0.00 5 CMC - Carilion Roanoke \$0.00 1 Cornell Abraxas Group, Inc. \$292,141.57 40 Cumberland Hospital \$0.00 2 Devereux Foundation, Inc. \$735,745 28 Echoing Hills \$0.00 1 Edison Court, Inc. \$0.00 1 Foundations for Living \$76,950 11 George Junior Republic in PA \$187,980 33 Grafton Schools, Inc. \$417,401 13 Gulf Coast Treatment Center, Inc. \$175,950 12 HHC, Inc. Augusta/Lighthouse \$0.00 2 Harbor Point \$263,720 15 Hopewell Area School District \$64,000 1 Hughes Center \$680,710 18 Kidspeace National Centers, Inc. \$259,901.40 9 Laurel Heights (UHS) \$0.00 <	Bellefaire Jewish Children's Bureau	\$72,432.24	2
Chestnut Hill/Springbrook \$0.00 3 Childhelp, Inc. \$66,528 4 Children's Center of Ohio \$0.00 5 CMC - Carilion Roanoke \$0.00 1 Cornell Abraxas Group, Inc. \$292,141.57 40 Cumberland Hospital \$0.00 2 Devereux Foundation, Inc. \$735,745 28 Echoing Hills \$0.00 1 Edison Court, Inc. \$0.00 1 Foundations for Living \$76,950 11 George Junior Republic in PA \$187,980 33 Grafton Schools, Inc. \$417,401 13 Gulf Coast Treatment Center, Inc. \$175,950 12 HHC, Inc. Augusta/Lighthouse \$0.00 2 Harbor Point \$263,720 15 Hopewell Area School District \$64,000 1 Hughes Center \$680,710 18 Kidspeace National Centers, Inc. \$259,901.40 9 Laurel Heights (UHS) \$0.00 2 Leary Educational Foundation, Inc. dba Timber Ridge	Care Youth Corporation	\$24,505	1
Childhelp, Inc. \$66,528 4 Children's Center of Ohio \$0.00 5 CMC - Carilion Roanoke \$0.00 1 Cornell Abraxas Group, Inc. \$292,141.57 40 Cumberland Hospital \$0.00 2 Devereux Foundation, Inc. \$735,745 28 Echoing Hills \$0.00 1 Edison Court, Inc. \$0.00 1 Foundations for Living \$76,950 11 George Junior Republic in PA \$187,980 33 Grafton Schools, Inc. \$417,401 13 Gulf Coast Treatment Center, Inc. \$175,950 12 HHC, Inc. Augusta/Lighthouse \$0.00 2 Harbor Point \$263,720 15 Hopewell Area School District \$64,000 1 Hughes Center \$680,710 18 Kidspeace National Centers, Inc. \$259,901.40 9 Laurel Heights (UHS) \$0.00 2 Leary Educational Foundation, Inc. dba Timber Ridge School \$573,927.90 32	Cedar Grove	\$66,798	4
Children's Center of Ohio \$0.00 5 CMC - Carilion Roanoke \$0.00 1 Cornell Abraxas Group, Inc. \$292,141.57 40 Cumberland Hospital \$0.00 2 Devereux Foundation, Inc. \$735,745 28 Echoing Hills \$0.00 1 Edison Court, Inc. \$0.00 1 Foundations for Living \$76,950 11 George Junior Republic in PA \$187,980 33 Grafton Schools, Inc. \$417,401 13 Gulf Coast Treatment Center, Inc. \$175,950 12 HHC, Inc. Augusta/Lighthouse \$0.00 2 Harbor Point \$263,720 15 Hopewell Area School District \$64,000 1 Hughes Center \$680,710 18 Kidspeace National Centers, Inc. \$259,901.40 9 Laurel Heights (UHS) \$0.00 2 Leary Educational Foundation, Inc. dba Timber Ridge School \$573,927.90 32	Chestnut Hill/Springbrook	\$0.00	3
CMC - Carilion Roanoke \$0.00 1 Cornell Abraxas Group, Inc. \$292,141.57 40 Cumberland Hospital \$0.00 2 Devereux Foundation, Inc. \$735,745 28 Echoing Hills \$0.00 1 Edison Court, Inc. \$0.00 1 Foundations for Living \$76,950 11 George Junior Republic in PA \$187,980 33 Grafton Schools, Inc. \$417,401 13 Gulf Coast Treatment Center, Inc. \$175,950 12 HHC, Inc. Augusta/Lighthouse \$0.00 2 Harbor Point \$263,720 15 Hopewell Area School District \$64,000 1 Hughes Center \$680,710 18 Kidspeace National Centers, Inc. \$259,901.40 9 Laurel Heights (UHS) \$0.00 2 Leary Educational Foundation, Inc. dba Timber Ridge School \$573,927.90 32	Childhelp, Inc.	\$66,528	4
Cornell Abraxas Group, Inc. \$292,141.57 40 Cumberland Hospital \$0.00 2 Devereux Foundation, Inc. \$735,745 28 Echoing Hills \$0.00 1 Edison Court, Inc. \$0.00 1 Foundations for Living \$76,950 11 George Junior Republic in PA \$187,980 33 Grafton Schools, Inc. \$417,401 13 Gulf Coast Treatment Center, Inc. \$175,950 12 HHC, Inc. Augusta/Lighthouse \$0.00 2 Harbor Point \$263,720 15 Hopewell Area School District \$64,000 1 Hughes Center \$680,710 18 Kidspeace National Centers, Inc. \$259,901.40 9 Laurel Heights (UHS) \$0.00 2 Leary Educational Foundation, Inc. dba Timber Ridge School \$573,927.90 32	Children's Center of Ohio	\$0.00	5
Cumberland Hospital \$0.00 2 Devereux Foundation, Inc. \$735,745 28 Echoing Hills \$0.00 1 Edison Court, Inc. \$0.00 1 Foundations for Living \$76,950 11 George Junior Republic in PA \$187,980 33 Grafton Schools, Inc. \$417,401 13 Gulf Coast Treatment Center, Inc. \$175,950 12 HHC, Inc. Augusta/Lighthouse \$0.00 2 Harbor Point \$263,720 15 Hopewell Area School District \$64,000 1 Hughes Center \$680,710 18 Kidspeace National Centers, Inc. \$259,901,40 9 Laurel Heights (UHS) \$0.00 2 Leary Educational Foundation, Inc. dba Timber Ridge School \$573,927,90 32	CMC – Carilion Roanoke	\$0.00	1
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Echoing Hills \$0.00 1 Edison Court, Inc. \$0.00 1 Foundations for Living \$76,950 11 George Junior Republic in PA \$187,980 33 Grafton Schools, Inc. \$417,401 13 Gulf Coast Treatment Center, Inc. \$175,950 12 HHC, Inc. Augusta/Lighthouse \$0.00 2 Harbor Point \$263,720 15 Hopewell Area School District \$64,000 1 Hughes Center \$680,710 18 Kidspeace National Centers, Inc. \$259,901.40 9 Laurel Heights (UHS) \$0.00 2 Leary Educational Foundation, Inc. dba Timber Ridge School \$573,927.90 32	Cumberland Hospital	\$0.00	2
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Foundations for Living \$76,950 11 George Junior Republic in PA \$187,980 33 Grafton Schools, Inc. \$417,401 13 Gulf Coast Treatment Center, Inc. \$175,950 12 HHC, Inc. Augusta/Lighthouse \$0.00 2 Harbor Point \$263,720 15 Hopewell Area School District \$64,000 1 Hughes Center \$680,710 18 Kidspeace National Centers, Inc. \$259,901.40 9 Laurel Heights (UHS) \$0.00 2 Leary Educational Foundation, Inc. dba Timber Ridge School \$573,927.90 32	Echoing Hills	\$0.00	1
George Junior Republic in PA \$187,980 33 Grafton Schools, Inc. \$417,401 13 Gulf Coast Treatment Center, Inc. \$175,950 12 HHC, Inc. Augusta/Lighthouse \$0.00 2 Harbor Point \$263,720 15 Hopewell Area School District \$64,000 1 Hughes Center \$680,710 18 Kidspeace National Centers, Inc. \$259,901.40 9 Laurel Heights (UHS) \$0.00 2 Leary Educational Foundation, Inc. dba Timber Ridge School \$573,927.90 32	Edison Court, Inc.	\$0.00	1
Grafton Schools, Inc. \$417,401 13 Gulf Coast Treatment Center, Inc. \$175,950 12 HHC, Inc. Augusta/Lighthouse \$0.00 2 Harbor Point \$263,720 15 Hopewell Area School District \$64,000 1 Hughes Center \$680,710 18 Kidspeace National Centers, Inc. \$259,901.40 9 Laurel Heights (UHS) \$0.00 2 Leary Educational Foundation, Inc. dba Timber Ridge School \$573,927.90 32	Foundations for Living	\$76,950	11
Gulf Coast Treatment Center, Inc.\$175,95012HHC, Inc. Augusta/Lighthouse\$0.002Harbor Point\$263,72015Hopewell Area School District\$64,0001Hughes Center\$680,71018Kidspeace National Centers, Inc.\$259,901.409Laurel Heights (UHS)\$0.002Leary Educational Foundation, Inc. dba Timber Ridge School\$573,927.9032	George Junior Republic in PA	\$187,980	33
HHC, Inc. Augusta/Lighthouse\$0.002Harbor Point\$263,72015Hopewell Area School District\$64,0001Hughes Center\$680,71018Kidspeace National Centers, Inc.\$259,901.409Laurel Heights (UHS)\$0.002Leary Educational Foundation, Inc. dba Timber Ridge School\$573,927.9032	Grafton Schools, Inc.	\$417,401	13
Harbor Point\$263,72015Hopewell Area School District\$64,0001Hughes Center\$680,71018Kidspeace National Centers, Inc.\$259,901.409Laurel Heights (UHS)\$0.002Leary Educational Foundation, Inc. dba Timber Ridge School\$573,927.9032	Gulf Coast Treatment Center, Inc.	\$175,950	12
Hopewell Area School District\$64,0001Hughes Center\$680,71018Kidspeace National Centers, Inc.\$259,901.409Laurel Heights (UHS)\$0.002Leary Educational Foundation, Inc. dba Timber Ridge School\$573,927.9032	HHC, Inc. Augusta/Lighthouse	\$0.00	2
Hughes Center\$680,71018Kidspeace National Centers, Inc.\$259,901.409Laurel Heights (UHS)\$0.002Leary Educational Foundation, Inc. dba Timber Ridge School\$573,927.9032	Harbor Point	\$263,720	15
Kidspeace National Centers, Inc.\$259,901.409Laurel Heights (UHS)\$0.002Leary Educational Foundation, Inc. dba Timber Ridge School\$573,927.9032	Hopewell Area School District	\$64,000	1
Laurel Heights (UHS)\$0.002Leary Educational Foundation, Inc. dba Timber Ridge School\$573,927.9032	Hughes Center	\$680,710	18
Leary Educational Foundation, Inc. dba Timber Ridge School \$573,927.90 32	Kidspeace National Centers, Inc.	\$259,901.40	9
	Laurel Heights (UHS)	\$0.00	2
Liberty Point Behavioral Healthcare, LLC \$939,698.75 24	Leary Educational Foundation, Inc. dba Timber Ridge School	\$573,927.90	32
	Liberty Point Behavioral Healthcare, LLC	\$939,698.75	24

Out-of-State Facility	Cost (as of 2/7/19)	Students Served
Mountain Youth	\$0.00	3
Natchez Trace Youth Academy	\$78,331.50	7
New Hope Carolinas, Inc.	\$97,273.33	17
Newport News	\$0.00	3
Norris Academy	\$0.00	1
Palmetto Pee Dee	\$0.00	1
RTC Resource Acquisition Corporation	\$0.00	1
Sequel Schools, LLC (Kingston Academy)	\$5,600.00	1
Sequel/New Jersey	\$0.00	1
SP/Sandy Pines	\$0.00	2
Starr Commonwealth	\$0.00	4
Summit School Inc. (Includes New Outlook)	\$180,364.11	23
Tennessee Clinical Schools, LLC dba Hermitage Hall	\$314,400	18
The Bradley Center, Inc.	\$0.00	14
UHS Doylestown	\$0.00	1
Woods Services, Inc.	\$111,645.52	3
Woodward Academy	\$0.00	1
Youth Villages, Inc.	\$0.00	1
Total	\$5,951,313.87	373

WV DEPARTMENT OF EDUCATION INVOICES PAID FOR STUDENTS PLACED OUT-OF-STATE BY DHHR, FISCAL YEARS 1997 THROUGH 2019



Invoices Paid by Fiscal Year

FY97	\$491,323.08
FY98	\$1,210,837.31
FY99	\$1,593,688.64
FY00	\$1,321,605.40
FY01	\$1,854,138.50
FY02	\$2,994,093.06
FY03	\$3,021,642.61
FY04	\$3,421,851.09
FY05	\$3,338,084.36
FY06	\$3,573,157.95
FY07	\$3,232,936.53
FY08	\$4,008,369.83
FY09	\$4,176,464.00
FY10	\$3,372,000.00
FY11	\$3,977,000.00
FY12	\$3,609,048.45
FY13	\$3,544,236.59
FY14	\$3,881,336.94
FY15	\$4,016,404.43
FY 16	\$3,716,884.53
FY17	\$3,637,838.98
FY18	\$4,862,788.02
FY19	\$5,951,313.87

West Virginia LEAs with Most DHHR Placements Out of State Fy19

Berkeley:	36	Wood:	19
Cabell:	29	Raleigh:	18
Harrison:	28	Ohio:	17
Hancock:	28	Monongalia:	14
Kanawha:	25	Brooke:	11
Hampshire:	21		
Jefferson:	21		

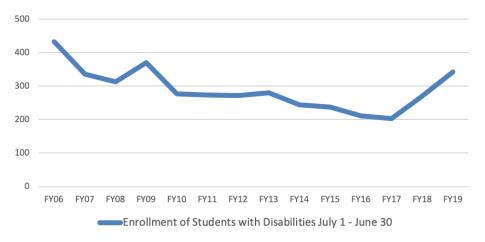
Facility Rates:

Facility	State	Daily Educational Rate FY18	Daily Educational Rate FY19	Daily Educational Rate FY 20	Additional Expenditures
Adelphoi	PA	\$87.53	\$121.37	\$135.09	
Alabama Clinical Schools	AL	\$150.00	\$160.00	\$160.00	
Barry Robinson Center	VA	\$150.00	No contract	No contract	
The Bradley Center, Inc.	PA	\$353.01	\$155.65	\$360.79	Therapies billed separately
Care Youth/Red Rock	UT	No contract	\$145.00	No contract	
Benchmark Behavioral		\$125.00	No contract	No contract	
Chestnut Hill Mental Health dba Springbrook Behavioral Health System	SC	No contract	No contract	\$240.00	
Childhelp USA	VA	\$168.00	\$168.00	\$168.00	Therapies billed separately
Bellefaire Jewish Children's Bureau	ОН	\$441.67	\$441.67	No contract	
Clarinda Youth Corp.	IA	No contract	No contract	\$100.00	
Cornell Abraxas Group, Inc.	PA	\$91.21	\$95.69	\$99.84	Therapies billed separately
Cumberland Hospital	VA	No contract	\$220.00	\$220.00	
Devereux Foundation, Inc.	PA	\$270.00	\$300.00	\$300.00	
Gallia County Local School District	ОН	No contract	No contract	\$119.86	
George Jr. Republic in PA	PA	\$124.18	\$130.07	\$363.77	
Grafton Schools, Inc.	VA	\$260.00	\$375.00	\$386.25	Therapies billed separately
Gulf Coast Youth Services	FL	\$150.00	\$150.00	\$150.00	
Harbor Point	VA	\$185.00	\$190.00	\$215.00	
HHC Augusta, Inc. dba Lighthouse Care Center of Augusta	GA	No contract	\$230.00	No contract	
Hughes Center	VA	\$242.00	\$250.00	\$355.00	
Keystone Continuum, LLC dba Cedar Grove Residential Treatment Center	TN	\$157	\$160	\$165.00	
Keystone Continuum, LC dba Mountain Youth Academy	TN	No contract	\$200	\$200.00	
Keystone Continuum, LLC dba Natchez Trace Youth Academy	TN	\$154.50	\$154.50	\$159.14	

Facility	State	Daily Educational Rate FY18	Daily Educational Rate FY19	Daily Educational Rate FY 20	Additional Expenditures
Keystone Newport News, LLC dNatchez Trace Youth Academy	VA	\$185	No contract	\$200.00	
Keystone Richland Center, LLC Foundations for Living	ОН	\$150	\$150	\$160.00	
Kids Peace National Centers, Inc.	PA	\$245.19	\$245.19	\$245.19	
Leary Educational Foundation (dba TR), TTimberRidge School	VA	\$202.14	\$210.23	\$218.64	Therapies billed separately
Liberty Point Healthcare, LLC	VA	\$273.00	\$273.00	\$273.00	Therapies billed separately
New Hope Carolinas, Inc.	SC	\$213.21	216.51	\$216.51	
Pediatric Specialty Care (Hopewell Area School District)	PA		\$500.00	\$500.00	
Sequel Schools (Kingston&Norris)	TN TNTN	\$175.00	\$175.00	No contract	
Summit Schools, Inc. (Include. NA)	PA	\$155.89 \$110.53/52.39	\$177.06	\$162.87	
SP Behavioral LLC	FL	No contract	\$175.00	\$175.00	
Tennessee Clinical/ Hermitage Hall	TN	\$150.00	\$150.00	\$160	
The Village Network	ОН	\$190.75	\$194.50	155.00	
Woods Services, Inc.	PA	\$533.57	\$546.68	\$568.96	
Woodward Academy	IA	No contract	No contract	\$100.00	

^{*}Educational rates for some students may be less than the daily rate documented.

OUT-OF-STATE STUDENT ENROLLMENT OF STUDENTS WITH DISABILITIES



OUT-OF-STATE FACILITY STUDENT ENROLLMENT TABLE

The following table illustrates the number of students with disabilities served in out-of-state facilities through placements initiated by the WVDHHR for the previous fourteen (14) years. These students were receiving special education and related services in WV LEAs prior to their non-educational placement out-of-state and continued to receive special education services under an IEP in the out-of-state facility. Twenty-nine (29) students had two placements in out-of-state facilities and two (2) students had three placements during the 2018-2019 school year, thus being counted more than once in the numbers below.

Fiscal Year	Student Enrollment		
FY06	432		
FY07	336		
FY08	313		
FY09	370		
FY10	276		
FY11	274		
FY12	271		
FY13	280		
FY14	244		
FY15	237		
FY16	211		
FY17	203		
FY18	270		
FY19	342		

An out-of-state facility is any residential child care facility not within the borders of WV. The districts within the northern and eastern panhandles of WV, comprising 16% of West Virginia's counties, have out-of-state facilities located within 50 miles of the WV border. The chart below represents the number of students with disabilities from the Northern and Eastern panhandles placed in out-of-state facilities at the point-in-time child count that occurs in conjunction with the 2nd month report each school year.

Northern Panhandle

Point in Time Child Count	Brooke	Hancock	Marshall	Ohio
2018-2019	6	8	1	11
2017-2018	2	6	2	8
2016-2017	3	2	2	2
2015-2016	1	5	1	5
2014-2015	2	4	1	5
2013-2014	1	5	0	8
2012-2013	4	3	4	10
2011-2012	2	5	2	11
2010-2011	3	3	2	10
2009-2010	2	2	3	9

Eastern Panhandle

Point in Time Child Count	Berkeley	Hampshire	Jefferson	Mineral	Morgan
2018-2019	19	8	6	1	3
2017-2018	4	8	7	0	2
2016-2017	7	8	5	1	1
2015-2016	8	5	5	0	4
2014-2015	11	6	8	2	1
2013-2014	16	6	7	1	0
2012-2013	18	5	5	6	6
2011-2012	21	6	6	4	8
2010-2011	22	9	5	2	8
2009-2010	19	7	11	3	3

Percentage of Out-of-State Placements from the Northern and Eastern Panhandles based on point in time child count reported in October's 2nd month report:

· 2018-2019: 63/174=36%

· 2017-2018: 39/120=33%

· 2016-2017: 31/103=30%

· 2015-2016: 34/90=38%

· 2014-2015: 40/119=34%

· 2013-2014: 44/130=34%

· 2012-2013: 61/131=47%

· 2011-2012: 65/125=52%

· 2010-2011: 64/126=51%

· 2009-2010: 59/163=36%

AVAILABLE FUNDING SOURCES FOR STUDENTS PLACED IN OUT-OF-STATE FACILITIES BY WVDHHR

LEAs pay 60% of the expense to educate students who are placed by WVDHHR in out-of-state facilities for non-educational reasons. Beginning with FY12, LEAs were instructed to enroll the students with disabilities placed out-of-state in WVEIS in order to access the state aid per pupil funds. LEAs could access additional funds for these students through the High Cost and High Acuity Reimbursement Application process.

Costs assessed to LEAs in FY19 were based on the number of students in out-of-state placements who were listed on the August 2017 Facts Report from WVDHHR (August 2017 is the most recent data available from WVDHHR for use for October 2017 point-in-time Child Count). The following is a summary of the final cost to LEAs, provided districts enrolled students and applied for reimbursement:

Remaining (actual) cost to LEAs per OOS student	\$ 13,660.83
State aid received per enrolled student.	\$ 4,230.13
LEA assessed cost per OOS student affecting FY19 special education state aid.	\$ 17,891.00

The out-of-state child count affecting FY19 state aid was *120 as reported on the October 2017 point-in-time Child Count. Funds totaling \$2,182,703 were subtracted from the LEA special education state aid. Additional remittances totaling \$114,253 were required from four LEAs whose allocations were insufficient to cover the cost. (*Does not include 1 student from OFP and 1 student from ODTP.)

Cost for OOS Students with Disabilities		Reimbursement Requests	Funding Received
LEA special education state aid funds (based on OOS enrollment 10-2017 120 X \$17,891=\$2,146,920	\$2,146,920 ¹ (available)		State aid available based on OOS students enrolled at 2nd month in October, 2017: 120 X \$4,230.17= \$507,620.40
WVDE Portion: Federal/ State Funds	\$3,804,393	105 High Cost/High Acuity Reimbursement Requested for OOS students 88 requests approved X \$13,660.83=\$1,202,153.04	Total Reimbursement Issued to LEAs for OOS students = \$324,581.322
Total expenses paid in FY19 (as of 2/7/19)	\$5,951,313		

Projections for the cost to LEAs for the fiscal year 2020 were assessed using the second month point-in-time (October 2018) child count. The calculated amount will be withheld from the Special Education

¹ Includes remittances of \$114,253 from counties whose allocations were insufficient to cover tuition costs.

² Reimbursements were made at approximately 27% of amount requested. Calculation for prorated reimbursement was made after the exclusion of the state aid per enrolled student amount.

State Aid allocation. Projections for FY 2020 costs to LEAs and reimbursement are in the following table.

By Individual Child F Average amount charg		er child based on FY 19 e	xpenditures			16,672.00
Less average state aid	per pupil amoun	nt for 2019-2020*			4,643.43	
Less Projected amount to be received from High Cost/High Acuity Grants ((16,672-4,643.43=12,028.57)x27%)** Net difference projected to be paid by district per child						8,780.57
Net amerence projecte	a to be paid by a	istrict per child				8,780.57
	Α	В	С	D	E	E
		L				
	DHHR OOS	Reduction from County State Special Education	Average State Aid per	Projected High Cost/High Acuity FY 20		
	Placements -	for OOS Tuition FY 20	pupil amount available	reimbursement per	Total ⊟igible to be	Total Projected to be
NAME	10/01/2018	(16,672/student)	for FY 20 (Ax4643.43)*	student (Ax3,248.00)**	Recouped (C+D)	Paid by Districts (B-E)
Barbour	2	33,344	9,287	6,496	15,783	17,561
Berkeley	19	316,768	88,225	61,712	149,937	166,831
Boone	0	-	-	-	-	-
Braxton	6	100.022	27.064	40.400	47.240	- 52.692
Brooke		100,032	27,861	19,488	47,349	52,683
Cabell	15	250,080	69,651	48,720	118,371	131,709
Calhoun Clay	0	-	-	-	-	-
Doddridge	0	 	-	-		
Fayette	1	16,672	4,643	3,248	7,891	8,781
Gilmer	0	_	_	_	_	
Grant	1	16,672	4,643	3,248	7,891	8,781
Greenbrier	3	50,016	13,930	9,744	23,674	26,342
Hampshire	8	133,376	37,147	25,984	63,131	70,245
Hancock	8	133,376	37,147	25,984	63,131	70,245
Hardy	1	16,672	4,643	3,248	7,891	8,781
Harrison	18	300,096	83,582	58,464	142,046	158,050
Jackson	1	16,672	4,643	3,248	7,891	8,781
Jefferson	6	100,032	27,861	19,488	47,349	52,683
Kanawha	10	166,720	46,434	32,480	78,914	87,806
Lewis	1	16,672	4,643	3,248	7,891	8,781
Lincoln	0	-	-	-	-	-
Logan Marion	3 4	50,016 66,688	13,930 18,574	9,744 12,992	23,674 31,566	26,342 35,122
Marshall	1	16,672	4,643	3,248	7,891	8,781
Mason	0	10,012	1,010	0,210	7,001	5,751
McDowell	1	16,672	4,643	3,248	7,891	8,781
Mercer	3	50,016	13,930	9,744	23,674	26,342
Mineral	1	16,672	4,643	3,248	7,891	8,781
Mingo	2	33,344	9,287	6,496	15,783	17,561
Monongalia	8	133,376	37,147	25,984	63,131	70,245
Monroe	0	-	-	-		-
Morgan	3	50,016	13,930	9,744	23,674	26,342
Nicholas	1	16,672	4,643	3,248	7,891	8,781
Ohio	11	183,392	51,078	35,728	86,806	96,586
Pendleton	0	-	-	-	-	-
Pleasants Pocahontas	0	-	-	-	-	-
Preston	1	16,672	4,643	3,248	7,891	8,781
Putnam	1	16,672	4,643	3,248	7,891	8,781
Raleigh	10	166,720	46,434	32,480	78,914	87,806
Randolph	2	33,344	9,287	6,496	15,783	17,561
Ritchie	1	16,672	4,643	3,248	7,891	8,781
Roane	2	33,344	9,287	6,496	15,783	17,561
Summers	0	-	-	-	-	-
Taylor	0			-	_	
Tucker	1	16,672	4,643	3,248	7,891	8,781
Tyler	0	-	-	-	-	-
Upshur	1	16,672	4,643	3,248	7,891	8,781
Wayne	3	50,016	13,930	9,744	23,674	26,342
Webster	0	-	-	-	-	-
Wetzel	1	16,672	4,643	3,248	7,891	8,781
Wirt Wood	1 12	16,672 200,064	4,643 55,721	3,248 38,976	7,891 94,697	8,781 105,367
Wyoming	0	200,064	55,721	30,976	94,097	105,367
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[&]quot;The projected receipt of state aid assumes the county enrolled the OOS student by the deadline in order to be included in the county to be eligible. The projection assume the county will submit a high cost/high acuity application and receive the available reimbursement

"Approximate amount reimbursed in FY 19 per high cost/high acuity student was 28% of amount requested. Application submissions are expected to continue at a similar volume for FY 20, but this is difficult to project. An estimated percentage rate of 27% was used in the projections above for 2020.

C:GRANTS/FY 2020 LEA/OOS Placement Cost Projections 2020 for OOS Report

STATES SERVING WEST VIRGINIA STUDENTS IN TREATMENT FACILITIES

State	Number of Students
Pennsylvania	126
Virginia	112
Tennessee	35
Florida	35
South Carolina	21
Ohio	18
Georgia	10
Alabama	7
Michigan	4
Utah	1
Indiana	1
lowa	1
New Jersey	1

These numbers represent the number of students who attended each facility at some point within FY19. Thirty-one students were transferred to more than one facility within this school year.

HIGHEST OUT-OF-STATE PLACEMENTS 2018-2019

Out-of-State Facility	Number of Students	State
Cornell Abraxas Group, Inc.	40	PA
George Junior Republic	33	PA
Leary/Timber Ridge	32	VA
Devereux	28	FL/GA/PA
Liberty Point	24	VA
Summit/New Outlook	23	PA

STUDENTS PLACED BY LEA IN OUT-OF-STATE FACILITIES BY THE IEP TEAM

West Virginia Board Policy 2419: Regulations for the Education of Students with Exceptionalities provides that the LEA may place a student with a disability in a private school or facility outside of West Virginia through the IEP process after determining that FAPE cannot be provided within the county, within the region or within the state. The LEA must develop an IEP for the student, investigate more than one private school or facility, assure the selected private school or facility has approved status in the state in which it is located, meets the requirements of the IDEA and has a current signed contract between the LEA and the private school or facility.

After a student with a disability is placed in a private school or facility by the LEA, the LEA must continue to assure that special education and related services are provided in conformance with an IEP, and the education meets the standards which apply to education provided by the LEA or the private school or facility. The LEA must ensure the parents and an LEA representative remain involved in any decision about the student's IEP and agree to any proposed changes in the IEP before those changes are implemented by the private school or facility.

As the placing agency, the LEA has the financial responsibility for support and maintenance of the student during the continuance of the placement. Funds to support the provision of these services are provided to LEAs through the state's public school support system, state special education entitlement, IDEA Part B entitlement and Medicaid reimbursement. In addition, the WVDE supports the LEAs through the state special education out-of-state funds. This support, however, may not cover the county's total cost for placing a student in an out-of-state facility. The following chart reflects the costs reported by the LEA and the support from WVDE

OFFICE OF SPECIAL PROGRAMS

Out-of-State Grant Awards to Support IEP Placements FY19

Awards Issued: Total funds available = \$300,000.00 Funds were divided equally per semester between counties submitting applications for reimbursement, or for amounts of request, whichever was less.

	1st	Semester	2nd	d Semester	Total		
County							
Berkeley	\$	37,146.00	\$	33,260.00	\$	70,406.00	
Hancock	\$	19,160.00	\$	25,126.00	\$	44,286.00	
Jefferson	\$	37,146.00	\$	33,260.00	\$	70,406.00	
Mineral	\$	37,146.00	\$	33,260.00	\$	70,406.00	
Ohio	\$	19,402.00	\$	25,094.00	\$	44,496.00	
						·	
TOTAL	\$	150,000.00	\$	150,000.00	\$	300,000.00	

EXPENSES REPORTED/AWARDS GRANTED

	SECT. B & C EXPENSES												
						Total Amount Requested				Total			
		st Semester (Expenses	2	nd Semester (Expenses					Reimburse- ment Received in Grant Awards		Balance Remaining		
		eported per	r	eported per								Unfunded	
County	Ι ¨	student)		student)		1st Sem		2nd Sem					
Berkeley	\$	4,379.20	\$	-									
Berkeley	\$	32,081.00	\$	29,040.00									
Berkeley	\$	32,081.00	\$	28,910.00									
Berkeley	\$	139,093.47	\$	145,546.88									
Berkeley	\$	124,596.83	\$	145,546.88									
Berkeley	\$	38,976.48	\$	47,511.72									
Berkeley	\$	34,426.00	\$	15,495.00									
Berkeley	\$	69,490.80	\$	80,197.62									
Berkeley	\$	27,410.00	\$	21,777.84	\$	502,534.78	\$	514,025.94	\$	70,406.00	\$	946,154.72	
Hancock	\$	19,160.00	\$	25,126.00	\$	19,160.00	\$	25,126.00	\$	44,286.00	\$	-	
Jefferson	\$	42,648.50	\$	44,478.00									
Jefferson	\$	-	\$	-									
Jefferson	\$	42,226.00	\$	44,751.00									
Jefferson	\$	42,941.00	\$	45,661.00									
Jefferson	\$	42,901.00	\$	45,986.00									
Jefferson	\$	40,601.00	\$	42,118.50									
Jefferson	\$	41,316.00	\$	43,451.00									
Jefferson	\$	42,486.00	\$	45,336.00	\$	295,119.50	\$	311,781.50	\$	70,406.00	\$	536,495.00	
Mineral	\$	29,025.04	\$	34,961.98							\$	-	
Mineral	\$	29,025.04	\$	34,961.98									
Mineral	\$	29,025.04	\$	34,961.98									
Mineral	\$	25,726.74	\$	34,961.98	\$	112,801.86	\$	139,847.92	\$	70,406.00	\$	182,243.78	
Ohio	\$	19,401.67	\$	25,094.68	\$	19,401.67	\$	25,094.68	\$	44,496.00	\$	0.35	
Totals	\$	949,017.81	\$	1,015,876.04	\$	949,017.81	\$	1,015,876.04	\$	300,000.00	\$	1,664,893.85	

SUMMARY

The point in time count of students with disabilities placed in out-of-state facilities by WVDHHR has increased dramatically, up to 174 students with disabilities for the current cycle from 120 reported in the FY18 report. The total number of students with disabilities served in out-of-state facilities by WVDHHR has increased from 297 to 373 from FY18 to FY19. As a result of an increased number of placements and rising daily rates for special education services in the contracted out-of-state facilities, costs for out of state tuition in FY19 were significantly higher than in FY18. Invoices received for educational services for eligible students placed by WVDHHR in out-of-state facilities for non-educational purposes for FY19 totaled \$5,951,313.87³.

In addition, the WVDE provided \$300,000.00, at \$150,000.00 per semester, in assistance to districts for the costs incurred for students placed in out-of-state facilities by LEAs through the IEP process. Payments by districts for the remaining balances totaled \$1,664,893.85. Total LEA expenditures prior to the \$300,000 in reimbursement were \$1,964,893.85.

The total cost for educating students with disabilities placed by WVDHHR and LEAs in out-of-state facilities for FY19 was \$7,916,207.72.

³ Subject to increase with the receipt of additional invoices.

Notes

Notes



W. Clayton Burch West Virginia Superintendent of Schools