

Quick Guide to DSPS Title 5 Changes



Language/Terminology changes through the regulations.

- DSPS Professional staff to “Certificated” staff
- no more use of “special” (except for Section 56054 Special Projects)
- SEC to “Academic Accommodation Plan”
- Regular class to “General” class
- Support Services to “Academic Adjustments, Auxiliary Aids and Services”
- Direct Excess Costs to “Allowable Expenditures”
- Indirect Administrative Costs to “Non-Allowable Expenditures”

Section 56000: Scope of Chapter

- Introducing the term “fundamental alteration” into the regulation “...not include any change to curriculum or course of study that is so significant that it alters the required objectives or content of the curriculum in the approved course outline thereby causing a fundamental alteration...”

Section 56001: Definitions

Definition section describing

- Academic Adjustments, Auxiliary Aids and Services
- Fundamental alteration
- Educational limitation
- Education Assistance Classes
- Certificated staff
- Academic Accommodation Plan

Section 56006: Determination of Eligibility

- Change here is the addition of the term “certificated staff.”

Section 56022: Academic Accommodation Plan

- Emphasizes collaborative and deliberate process of determining the most appropriate academic adjustments, auxiliary aids, services and/or instruction.
- Must have documented process, which can be in electronic or paper format.
- Evidence of interactive process (student signature is clearest and easiest indication.)

NO NEED FOR ANNUAL SIGNATURE!!

Section 56026: Academic Adjustments, Auxiliary Aids, and Services

- Long list removed from regulation.
- Updated, non-exclusive list in guidelines.

REMEMBER: technologies and services may change, NOT everything is listed.

Sections 56032-56044: Disability Categories

- 56032 Physical Disability
 - Removal of Visual Impairment to new category.
- 56034 Deaf and Hard of Hearing (DHH) {was Communication Disability}
 - Removal of “Speech” to “Other Health Conditions and Disabilities”
- 56035 Blind and Low Vision **new category**
- 56036 Learning Disability (LD)
- 56037 Acquired Brain Injury (ABI)
- 56038 Attention Deficit Hyperactivity Disorder (ADHD) **new category**
- 56039 Intellectual Disability (ID) {was DDL}
- 56040 Autism Spectrum **new category**
- 56042 Mental Health (was Psychological Disability)
- 56044 Other Health Conditions and Disabilities (was Other Disabilities)

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Section 56046: DSPS Program Plan

- The unit or program plan can be developed as part of internal strategic or accreditation process as long as it contains all relevant information.

Section 56048: Staffing

- Emphasizes the need for sufficient certificated staff to provide timely and effective service.
- Provides much more detail about the many responsibilities the coordinator or director may have.
- Updates the alignment between 56048 and Section 53414 (min. quals) by adding LD Specialist (53414) changes approved by Academic Senate and will go to BOG for approval in 2016.)

Section 56062: Provision of Academic Adjustments, Auxiliary Aids, Services and/or Instruction

- Eligible for DSPS funding if...student is enrolled in an Educational Assistance Class OR...
- Is enrolled in a general class and receives ONE or more service contacts each semester the student attends.
- SX record required.

*KEY: student must be enrolled in order to receive DSPS funding (MIS change.)

Section 56064: Allowable expenditures

- May include the removal or modification of minor architectural barriers providing the funds do not exceed 1% of the current year DSPS allocation. Over the 1% threshold has to meet specified criterion and have prior approval of by the Chancellor's Office.

Section 56072: Allocations, Budgets, Reports

- Instead of the current 10% of the DSPS allocation being determined by college effort, this change authorizes Chancellor's Office to increase the amount of DSPS funding determined by college effort from 10% up to 20%. However, this increase is subject to approval and would not take effect until academic year 17-18. This provision **does not** constitute the creation of a minimum DSPS "match" level, by percent or by dollar amount.

Regulations effective October 15, 2015
Subject to local district audit, effective July 1, 2016