

PUBLIC NOTICE OF PROPOSED RULE-MAKING

In accordance with Rhode Island General Law (RIGL) 42-35 and 42-72-5, notice is hereby given that the Department of Children, Youth and Families proposes to amend the following Department rule:

Educational Evaluation of Residents

This rule is amended to remove references to specific instruments which were previously offered as examples. In conformance with state and federal law (including the Individuals with Disabilities Act), the Educational Program at the RI Training School will continue to utilize the latest version of nationally recognized measures to identify residents who are eligible for Special Education Services, to develop an Individualized Educational Plan for eligible residents and to provide appropriate services for residents. This policy also proceeds from the requirements of RI General Law, Federal Law, RI Supreme Court Decisions, the Federal Consent Decree in *Inmates of the RI Training School v. Janice DeFrances*, and /or federal regulation. In the amendment of this rule, consideration was given to: (1) alternative approaches and (2) overlap or duplication with other statutory and regulatory provisions. No alternative approach or duplication or overlap was identified based upon available information.

This amended rule is accessible on the DCYF website (<http://www.dcyf.ri.gov>) or the R.I. Secretary of State's website (<http://www.sec.state.ri.us/ProposedRules/>). Interested persons may submit written comments by June 9, 2014 to Susan Bowler, Implementation Director for Policy and Programs, Department of Children, Youth and Families, 101 Friendship Street, Providence, RI 02903 (Susan.Bowler@dcyf.ri.gov).

In accordance with RIGL 42-35-3, an oral hearing will be granted if requested by twenty-five (25) persons, by an agency or by an association having at least twenty-five (25) members. A request for an oral hearing must be made within thirty (30) days of this notice.

Posted May 6, 2014

Educational Evaluation of Residents

Rhode Island Department of Children, Youth, and Families
Division of Juvenile Correctional Services: Training School

Policy: 1200.1714

Effective Date: June 14, 2004

Revised Date: ~~2014~~September 1, 2010

Version: ~~23~~

The Education Program provides educational services for all residents. In order to provide those services at levels that are appropriate, residents receive educational screening, assessment and evaluation that assist educators in planning educational services to:

- Promote, assist and improve residents' learning;
- Inform programs for teaching and learning; and
- Provide data that can be communicated to a range of people about the progress and achievements of individual residents or groups of residents.

Related Procedure

[Educational Evaluation of Residents](#)

Educational Evaluation of Residents

Procedure from Policy 1200.1714: Educational Evaluation of Residents

- A. The initial intake process begins immediately after detainment and includes:
 - 1. Review of pertinent intake information and an interview with the resident.
 - 2. Assessment of resident ability to speak and comprehend English if it appears that they are having difficulty with language communications.
 - 3. Completion of standardized reading and mathematics screening tests.
 - 4. Information developed through 1-3, above, is utilized for evaluation and educational planning for non-adjudicated residents.

- B. Upon adjudication, residents complete reading and mathematics diagnostic inventories to measure:
 - 1. General intellectual ability, specific cognitive abilities, oral language and academic achievement, as appropriate.
 - 2. Understanding and application of important concepts and skills in mathematics and reading.

~~C.~~ The Educational Program utilizes the latest version of nationally recognized measures to identify residents who are eligible for Special Education Services, to develop an Individualized Educational Plan for eligible residents and to provide appropriate services for residents. ~~Some examples include:~~

- ~~1. Kaufman Brief Intelligence Test: measures verbal and non-verbal intelligence.~~
- ~~2. Piers-Harris Children's Self-Concept Scale: measures psychological health.~~
- ~~3. Weschler Intelligence Scale for Children®/Adult Intelligence Scale®: measures intellectual ability.~~
- ~~4. Conners' Rating Scales: measures a broad range of psycho-pathological and significant problem behaviors.~~
- ~~5. Comprehensive Test of Nonverbal Intelligence: measures reasoning ability.~~
- ~~6. The Adolescent Apperception Cards (APC): assesses how a resident interpret interpersonal sequences, the emotional responses the resident is likely to experience, how the resident perceives the behavior of others, and the resident's characteristic way of construing interpersonal relationships.~~
- ~~7.1. Behavior Assessment System for Children: assesses resident behavior and self perceptions.~~

~~D.C.~~ Paragraphs A - C are consistent with Correctional Education Association Standards 31 and 33 – 37 as well as American Correctional Association Standards 3-JDF-5C-02; 3-JTS-5D-02; 3-JTS-5D-05 and 3-JTS-5D-07.