INTERAGENCY AGREEMENT

BETWEEN

TRI-COUNTIES REGIONAL CENTER

AND

SANTA BARBARA COUNTY
SPECIAL EDUCATION LOCAL PLAN AREA

For Implementation of Part C of the Individuals with Disabilities Education Act

APPROVED:

June 10, 2019
I. INTRODUCTION

This Interagency Agreement has been developed to comply with the permanent regulations implementing California's Early Intervention Services Act, SB 1085. It was originally developed as a collaborative effort with input from representatives of the Santa Barbara County Special Education Local Plan Area (SBCSELPA), Tri-Counties Regional Center (TCRC), Area Board IX (currently State Council on Developmental Disabilities), and the Family First Program of Alpha Resource Center of Santa Barbara, a Family Resource Center, and recently updated jointly by SBCSELPA and TCRC.

The Agreement applies to infants and toddlers ages birth up to 36 months of age who are either eligible with TCRC or identified individuals with exceptional needs who are the responsibility of a local education agency of the SBCSELPA or both.

The intent of this document is to:

1. Clarify, determine and coordinate each agency's responsibility to each infant or toddler and his/her family, including which services are to be provided by either TCRC or SBCSELPA or both.

2. Establish a means for joint planning to occur, which will ensure that local resources will be developed and utilized in the most effective manner including:
   a. Commitment of resources based on identified needs;
   b. The elimination of duplication of services;
   c. Delineation of the collaboration of fiscal responsibilities in providing needed services to the infant or toddler.

3. Establish and maintain an attitude of respect and partnership which will facilitate communication and collaboration between agencies.

4. Ensure that each agency conforms to legislative mandates and to the intent of such mandates.

II. PURPOSE

The purpose of this agreement is to describe the responsibilities of Tri-Counties Regional Center (TCRC) and Santa Barbara County Special Education Local Plan Area (SBCSELPA) relating to the implementation of Part C of the Individuals with Disabilities Education Act (hereinafter referred to as "Part C") and its implementing regulations. This agreement will define the components necessary to ensure effective cooperation and coordination between the two agencies in respect to referral procedures, assessment procedures, Individualized Family Service Plan (IFSP), transition procedures, service coordination, provision of services and payor of last resort, procedural safeguards, surrogate parents, and dispute resolution.
III. PARTIES

The parties to this agreement are Tri-Counties Regional Center and Santa Barbara County Special Education Local Plan Area. By entering into this agreement the SBCSELPA and TCRC agree to comply with the terms of this document.

IV. TARGET POPULATION

This agreement applies to activities and services performed on behalf of infants and toddlers, birth up to 36 months of age, and their families, who are eligible for early intervention services under Part C, as defined in California statute, regulations, and policies. California Senate Bill 1085, Government Code Section 95014 (a) further defines the eligible population.

TCRC and SBCSELPA shall be responsible for child find and public awareness activities related to their respective responsibilities to the groups of infants and toddlers that each agency is mandated to serve. Child find activities are coordinated through the Family Resource Center in collaboration with TCRC and SBCSELPA.

V. PAYOR OF LAST RESORT

A. Financial Responsibility

1. Definition - Payor of last resort means the regional center or Local Education Agency (LEA) is ultimately responsible to arrange, provide, or pay for appropriate Early Intervention Services listed on the IFSP when third party payers or other agencies do not have an obligation to pay as required by 34 CFR 303.527. Other providers or payors shall include insurance, community resources, and other agencies.

2. Regional Center - The Regional Center will be the payor of last resort for all Part C eligible infants or toddlers who are served by Regional Center as defined by state law and policies, and the annual state application. This includes infants who may be eligible for both Regional Center and special education services. It will not include infants with solely low incidence visual, hearing, or severe orthopedic impairments, or any combination thereof, who meet the criteria in Sections 56026 and 56026.5 of the Education Code, and in subdivisions (a), (b), (d) or (e) of Section 3030, and Section 3031 of Title 5 of the California Code of Regulations.

3. Local Education Agency - The LEA (SBCSELPA) will be the payor of last resort for those infants or toddlers with solely low incidence visual, hearing, or severe orthopedic impairment, or any combination thereof, who meet the criteria in Sections 56026 and 56026.5 of the Education Code, and in subdivisions (a), (b), (d) or (e) of Section 3030, and Section 3031 of Title 5 of the California Code of Regulations.
4. Dually Served - For infants and toddlers and their families who are eligible to receive services from both a regional center and a local education agency, the regional center shall be the agency responsible for providing or purchasing appropriate IFSP early intervention services that are beyond the mandated responsibilities of the local education agency. The local education agency shall provide special education services up to its funded program capacity.

B. Maintenance of Effort

Although TCRC is the designated payor of last resort for children jointly served by TCRC and SBCSELPA, the LEA shall provide early intervention services to infants who meet both agencies' eligibility criteria provided the LEA does not exceed its 1980-81 mandate or current year funded capacity, whichever is greater, as follows:

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<tr>
<th>1980-81 Mandates</th>
<th>2004-05 Funded Capacity</th>
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<tr>
<td>42 infants</td>
<td>8.96 x 14 = 125 infants</td>
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Subsets of the SBCSELPA's funded capacity shall be established in the respective regions of the county where Early Start programs operate. For example, for the 2013-14 school year, these maximum service levels shall be as follows:

- South County: 57
- Santa Ynez Valley: 6
- Lompoc: 32
- Santa Maria: 30

Total: 125

When the LEA reaches its funded capacity in a given region, based upon the above criteria, TCRC will be responsible for providing early intervention services to all dually eligible infants. TCRC may contract with the LEA for the provision of services to dually eligible infants who are identified in excess of the LEA's funded capacity.

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<tr>
<th>SBCSELPA</th>
<th>TCRC</th>
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</thead>
<tbody>
<tr>
<td>1. An LEA serving infants prior to October 1, 1993, will continue to serve non-categorical infants at their 1980-81 numbers</td>
<td>1. If a child is determined to be no longer eligible for Part C services, TCRC will discharge in accordance with standard practice and applicable regulations.</td>
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<tr>
<td>2. The LEA is under no obligation to continue the Regional Center provided services prior to the LEA referral.</td>
<td>2. If the child is solely low incidence, TCRC will refer the child to the LEA.</td>
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By September 1 of each year, SBCSELPA will notify TCRC of its funded capacity for the upcoming school year.
VI. PROGRAM IMPLEMENTATION POLICIES

For the purpose of this agreement and pursuant to SB 555, “Native language” means the language normally used or the preferred language identified by the individual and, when appropriate, his or her parent, legal guardian or conservator, or authorized representative.

A. Referral Procedures

The Local Education Agency and Regional Center shall work cooperatively to meet the needs of all children eligible for services under Early Start Part C of the Individuals with Disabilities Education Act (I.D.E.A.). The term, “eligible infant or toddler” means infants and toddlers from birth to three years of age who demonstrate a developmental delay in one or more of the following five areas: cognitive development; physical and motor development, including vision and hearing; communication development; social or emotional development; or adaptive development. The other qualifying criteria are high risk and established risk, including solely low incidence impairments.

TCRC and SBCSELPA agree to use the Tri-Counties Early Start Program Inquiry/Referral (“ESE”) form as a common interagency initial inquiry document. (Note: All forms are included in the Appendix to this agreement). TCRC shall function as the single point of entry for families of Early Start infants and toddlers. The agency that receives the referral will notify the other agency. A copy of the (ESE) Inquiry/Referral Form will be sent using a HIPPA compliant method to the second agency within 2 business days.

The party to be notified of the referral at TCRC is the Services and Supports Manager (or designee). The party to be notified for SBCSELPA is the Administrator of Special Education, County Education Office (or designee). TCRC agrees to notify LEA when a referral of an infant or toddler with a solely low incidence visual, hearing, or orthopedic impairment is received per this agreement. The 45 day time-line begins on the day the oral or written referral is received by either TCRC or SBCSELPA. A parent or legal representative must give consent prior to the exchange of information between agencies. TCRC and SBCSELPA assure that all referral, assessment, and IFSP-related information will be exchanged in a timely manner.

B. Family Resource Center Referral

In recognition of the importance of early parent-to-parent support and collaboration, the Interim Service Coordinator, upon initial contact with the family, will provide the family with the information regarding the Family Resource Center (Alpha Resource Center of Santa Barbara). With the family’s consent a copy of the ESE Inquiry/Referral Form will be sent using a HIPPA compliant method to the Family Resource Center. The Family Resource Center has no eligibility criteria. Families can benefit from Family Resource Center contact regardless of Early Start eligibility.

When the IFSP is developed, information regarding the Family Resource Center will again be shared with the family, as well as information regarding other community resource agencies and services.
C. Evaluation and Assessment Procedures for Determining Eligibility for Early Start Services

The determination of eligibility for an infant or toddler shall be made by qualified personnel of the regional center or LEA. The determination shall be made with the participation of the multidisciplinary team including the parent.

TCRC or SBCSELPA, as appropriate, shall ensure that written notice is provided and written parental consent to evaluate and assess is obtained within the 45-day timeline. If the SBCSELPA is not at funded capacity in a given region, infants and toddlers will be jointly evaluated by TCRC and SBCSELPA staff. The initial multi-agency, multi-disciplinary evaluation and assessment must be completed within the 45-day timeline in the family's native language and address the following developmental areas: level of physical and motor development including vision, hearing, and health status; communication development; cognitive development; social or emotional development; and adaptive development.

Regional centers, LEAs and multidisciplinary teams shall not presume or determine eligibility, including eligibility for medical services provided through the Department of Health Care Services, for any other state or local government program or service when conducting evaluations or assessments of an infant or toddler or their family.

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<tr>
<th>D. SBCSELPA</th>
<th>TCRC</th>
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<tbody>
<tr>
<td>1. All cases regarding children suspected of being eligible for services under Part C will be referred to TCRC within 2 days of identification.</td>
<td>1. All cases regarding children suspected of being eligible for services under Part C will be evaluated for eligibility services.</td>
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<tr>
<td>2. The LEA is responsible for providing services to solely low incidence children birth to three years of age. Low incidence disabilities are defined as severe disabling conditions that include hearing impairments, vision impairments, and severe orthopedic impairments, or any combination thereof (E.C. 56425).</td>
<td>2. If solely low incidence eligibility can be determined without TCRC assessment, then TCRC will refer directly to the LEA infant contact person. If TCRC conducts assessment, as soon as &quot;solely low incidence&quot; eligibility is determined, TCRC shall make a referral to the LEA within two business days. (Govt. Code 95000)</td>
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<tr>
<td>3. If a child is 2 years, 10 months of age or more, the LEA will accept referral for educational assessment and recommendations regardless of disabling condition.</td>
<td>3. If a child is 2 years, 10 months of age or more and is referred to TCRC, then TCRC shall refer (with parental consent) to the LEA for educational assessment and recommendations regardless of disabling condition.</td>
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</table>
| 4. For an initial referral received 60-46 days prior to a child's 3rd birthday, LEA will: | 4. For an initial referral received 60-46 days prior to a child's 3rd birthday, TCRC will:  
- During intake interview, inform parent about initiation of LEA |
- Upon receipt of referral, immediately give Notice of Special Education Referral to parent
- Within 15 days, give parent either: Assessment Plan or Prior Written Notice
- Complete assessment and hold IEP within 60 days, but no later than the 3rd birthday (whichever comes first)
- If available, will consider Early Start assessment information with LEA assessment data.

referral and obtain written parent consent for permission to give intake information to the LEA so they can consider initiating immediate assessment for special education eligibility.
- Send referral cover sheet, early start inquiry and parent consent form to LEA within 2 business days.

5. For an initial referral received 45 days or less prior to a child's 3rd birthday, LEA will:
- Upon receipt of referral, immediately give Notice of Special Education Referral to parent
- Within 15 days, give parent either:  
  - Assessment Plan or  
  - Prior Written Notice
- If available, LEA will consider Early Start assessment information along with LEA assessment data.
- Complete assessment and hold IEP no later than the 3rd birthday (whichever comes first)

5. For an initial referral received 45 days or less prior to a child's 3rd birthday, TCRC will:
- work closely with the LEA to ensure a timely referral by immediately sending a referral to LEA with written parent consent, including referral cover sheet and early start inquiry, so that LEA and TCRC can conduct concurrent assessments to determine eligibility for services.

E. Assessment Procedures for Service Planning

Assessment means, with written notice to parents and written parental consent, the ongoing procedures used by appropriate qualified personnel throughout the period of an infant's or toddler's eligibility to identify the following:

1. The infant's or toddler's unique strengths and needs and services appropriate to meet those needs.

2. The resources, priorities, and concerns of the family and the supports and services necessary to enhance the family's capacity to meet the developmental needs of their infant or toddler.

3. Family assessments shall be family-directed and voluntary on the part of the family.
F. Service Coordination

Service coordination is an early intervention service and must be provided under public supervision. The role of the Service Coordinator is to facilitate implementation of the IFSP and to coordinate services with other agencies and persons. The Service Coordinator must be knowledgeable about eligible infant and toddler programs, Part C law and regulations, nature and scope of services under Part C of I.D.E.A., and system of payments for services.

It is agreed that the agency which initiates the evaluation with the family assumes the role of Interim Service Coordinator until the IFSP Service Coordinator is identified at the initial IFSP meeting. The interim service coordinator is responsible for ensuring the completion of the initial Individualized Family Service Plan (IFSP) within the 45-day timeline.

Service coordination means the activities carried out by a service coordinator to assist and enable an eligible infant or toddler and family to receive the rights, procedural safeguards, and IFSP services authorized.

TCRC and SBCSELPA assure that contacts shall be available at all times during the year.

G. Individualized Family Service Plans

Each child eligible for services under Part C must have an Individualized Family Service Plan. The evaluation, assessment, and meeting to develop the IFSP must be held within 45 calendar days from the time of referral. All IFSP meetings shall be in the native language of the family and the IFSP shall be in writing in the family’s native language.

SBCSELPA/LEA will initiate IFSP meetings for infants or toddlers with a solely low incidence visual, hearing, or severe orthopedic impairment, or any combination thereof. For dually served infants or toddlers, Service Coordinators will initiate IFSP meetings. TCRC will initiate IFSP meetings for infants or toddlers who are served solely by regional center.

Both parties to this Agreement will participate in the multi-agency IFSP meeting for any infant or toddler served by the two agencies. The initial IFSP meeting will be held within 45 days of the receipt of the referral. If assessment cannot be completed within 45 days due to unique family circumstances, an interim IFSP may be written. Documentation of family status with proposed follow up will be added to the child’s file.

IFSP format and content will comply with Part C and California Early Start regulations and policies. The agencies will use a common IFSP form. Both parties must agree to any modifications made to this form. The form will be reviewed annually to determine if modifications are necessary.
An IFSP meeting must be conducted annually to evaluate the IFSP for a child and the child's family. Also, a review of the IFSP for a child and the child's family must be conducted every six months or more frequently if conditions warrant. The review may be carried out by a meeting or by another means that is acceptable to the parent and other participants.

For infants or toddlers who are dually served, any changes made to the IFSP must be documented on the Plan and a copy must be sent to the other agency for their records. Both agencies agree to coordinate the implementation of the IFSP for infants and toddlers and their families who are dually served.

As early start services are year round, the LEA and Tri-Counties Regional Center will ensure the provision of services during periods of school vacations when services are required on the IFSP. The LEA will provide services for infants or toddlers who are dually served or solely low incidence and TCRC will provide services for families of infants or toddlers who are eligible for regional center services and beyond SBCSELPA's funded program capacity. It should be noted that periods of time without services can be written into the IFSP, if the family agrees to a short break in services.

The agency's representative attending the IFSP meeting will have the authority to sign the IFSP document for their respective agency. TCRC and SBCSELPA shall be responsible for the provision of appropriate early intervention services in accordance with Part C of the Individuals with Disabilities Education Act and Section V of this Agreement.

All services must be provided and monitored by appropriate qualified personnel. Services to the families are to provide the "...supports and services necessary to enhance the capacity of the family to meet the developmental needs of the child." It is understood that the level, type, frequency, and provider of services may change upon transfer of a case between agencies.

The IFSP meeting should be conducted in the family's native language. SBCSELPA will provide interpreters or translators at IFSP meetings for families of infants or toddlers with a solely low incidence visual, hearing, or severe orthopedic impairment, or any combination thereof, and for dually served infants or toddlers to SBCSELPA's funded program capacity. TCRC will provide interpreters or translators at IFSP meetings for families of infants or toddlers who are eligible for regional center services and beyond SBCSELPA's funded program capacity. When a toddler reaches the age to exit the Part C program, interpreters or translators will be provided by either SBCSELPA or TCRC as specified above.

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<tr>
<th>Age By January 31st</th>
<th>SBCSELPA</th>
<th>TCRC</th>
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<tr>
<td>1. The LEA requests a list that includes the number of students, their birthdays, and general area (zip code)</td>
<td>1. TCRC will send a list that includes the number of students, their birthdays, and general area (zip code)</td>
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<td>2-3 to 2-9</td>
<td>1. The LEA designee shall confirm receipt of invitation and attend the TPC/IFSP between 2-3 and 2-9.</td>
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<td>Transition planning procedures begin at least six months prior to a toddler’s third birthday (17 CCR § 52140)</td>
<td>1. The service coordinator shall identify mutually agreeable dates, times, and locations at least 2 weeks in advance and send the invitation to the LEA and parent for the TPC/IFSP between 2-3 and 2-9.</td>
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<p>| 1. During the TPC/IFSP, the LEA designee shall participate in the discussion of the transition steps as part of the IFSP including: |
| --- | --- |
| • Assessment process |
| • Timelines |
| • Eligibility criteria |
| • IEP meeting process |
| • Review possible preschool program and service options |</p>
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<tr>
<th>• Suggest a notification/referral date at least 90 days prior to the child’s third birthday</th>
<th>1. During the TPC/IFSP, the service coordinator shall facilitate discussion of the transition process as part of the IFSP. Service coordinator will update and document:</th>
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<tr>
<td>• Present levels of development</td>
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<td>• Resources, priorities, and concerns</td>
<td></td>
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<tr>
<td>• Review of progress on outcomes and continuing services</td>
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<tr>
<td>• Transition services and activities the IFSP team identifies as needed</td>
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<tr>
<td>• Identify a notification/referral date of at least 90 days prior to the child’s third birthday</td>
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<tr>
<td>• Obtain written parental consent for additional information to be sent to the LEA at the time of referral beyond name, birth date, and parental contact information</td>
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<tr>
<th>2-6 to 2-9</th>
<th>1. The LEA will notify TCRC of the date the notification/referral is received</th>
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<p>| 1. TCRC will send the notification/referral as discussed at the TPC/IFSP and no later than 90 days prior to the child’s third birthday, which will include: |</p>
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<tr>
<th>2. Upon receipt of the notification/referral the LEA will send the assessment plan within 15 days to the parents for signature.</th>
<th>2. TCRC will notify current program(s) service providers of referral to the LEA.</th>
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<tr>
<td>- The LEA will, with parent/guardian consent, assess the child as needed and make program recommendations as appropriate.</td>
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<tr>
<th>2-9 to 2-11</th>
<th>1. The LEA will schedule an initial IEP team meeting to include parent/guardian, TCRC service coordinator (with parent permission), and all other appropriate personnel. The IEP will be developed and implemented by the child's third birthday.</th>
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<tbody>
<tr>
<td>1. TCRC service coordinator may attend the IEP meeting, with parent/guardian consent.</td>
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<tr>
<td>- The final IFSP may be held concurrently with the initial IEP team meeting.</td>
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**H. Transition Procedures (IFSP)**

All children receiving Early Start services are potentially eligible for special education and related services at age three and will be referred to the LEA. The purpose of transition is to begin planning for service options as the child with exceptional needs approaches age 3. The child who is served by either an LEA or Regional Center shall have the benefit of transition planning from the infant services program to the preschool services operated by an LEA under Part B of the Individuals with Disabilities Education Act. The service coordinator shall notify the LEA where the toddler resides that there will be a transition planning conference/IFSP (TPC/IFSP), requiring attendance of an LEA representative to establish a transition
plan in the IFSP not fewer than 90 days and not more than 9 months before the toddler’s third birthday in accordance with 34 CFR 303.209 and 303.344.

The child’s transition from current Early Start Programs and services into a new program(s) requires adjustments by the child and family and cooperation among the agencies that provide these programs. The steps for transition will be included in the IFSP.

SBCSELPA will develop and implement transition steps for infants or toddlers with a solely low incidence visual, hearing, or severe orthopedic impairment, or any combination thereof, and for dually served infants or toddlers to SBCSELPA's funded program capacity. TCRC will develop and implement transition steps for other infants or toddlers who are eligible for regional center early intervention services. The Service Coordinator also will be responsible for contacting the local receiving school district when appropriate to participate in transition planning with the family.

I. Transfer Procedures

TCRC and SBCSELPA agree to follow the transfer procedures as outlined in Section 52111 of the regulations implementing California’s Early Intervention Services Act, SB 1085. TCRC and SBCSELPA shall accept out-of-state transfer children with an effective IFSP as long as they meet California Early Start eligibility.

VII. PROCEDURAL SAFEGUARDS

The Santa Barbara County IFSP process assures a timely, comprehensive, multi-disciplinary evaluation for each infant/toddler from birth to 3 years of age and their family. If eligible, the infant/toddler and family have the right to appropriate Early Intervention Services.

Both parties will abide by the Procedural Safeguards as outlined in the Federal Law and accompanying regulations. Appeals may involve issues of eligibility, evaluation, assessment, placement, provision of appropriate services, or content of the records of an infant or toddler. TCRC and SBCSELPA agree to advise the other party when an appeal is initiated on behalf of an infant or toddler who is dually served. This is to ensure that the appeal is filed with the appropriate party. Also, TCRC and SBCSELPA recognize the importance and value to infants and toddlers of using informal means to promptly resolve eligibility and service appeals. This, however, does not abridge the right of appeal. Below is a summary of the procedural safeguards:

A. Written parental consent must be obtained prior to conducting evaluations, assessments, and beginning Early Intervention Services.

1. The LEA or Regional Center shall make reasonable efforts to ensure that the family is aware of the nature of the evaluation, assessment, and/or services available.
2. Parents will be informed that they have a right to decline any or all of these services.

B. Parents are to be notified, in their native language, of meetings when issues of eligibility and services are discussed. This includes identification, beginning or modifying services, and denial of evaluation, services, or placement.

1. Meetings shall be held at mutually agreeable times that are convenient to families.

2. Written notice shall be given to the family.

3. Parents have the right to confidentiality of personally identifiable information.

4. Parents have the right to invite anyone of their choosing to assist them at meetings.

5. Parents have the right to utilize administrative process to resolve complaints. Procedures for complaints and due process hearings shall be available to parents.

6. Parents have the right to be informed of the location of records, and the policies and procedures regarding the maintenance of records. Parents have the right to access the child’s Early Intervention records.

VIII. SURROGATE PARENTS

A surrogate parent will be appointed by TCRC and/or SBCSELPA when no parent can be identified; or after reasonable effort, the whereabouts of a parent cannot be discovered; or, the infant or toddler is a dependent of the juvenile court and parental rights have been limited by the court or relinquished. A surrogate parent may represent a child in all matters related to the evaluation and assessment of a child, the development and implementation of the child’s IFSP including annual evaluations, assessments, and periodic reviews, the ongoing provision of early intervention services, requesting mediation or due process hearings and any other intervention service established under Part C of the Individuals with Disabilities Education Act.

TCRC and SBCSELPA agree to collaborate in the recruiting, training and appointing of surrogate parents (volunteers). With volunteers’ consent, SBCSELPA will share with TCRC names of surrogate parents from existing lists.

For infants and toddlers with a solely low incidence disability or any combination thereof and for dually served infants and toddlers, SBCSELPA will be responsible for determining whether an infant or toddler needs a surrogate parent and for assigning a surrogate to represent the child. TCRC will be responsible for determining whether an infant or toddler
needs a surrogate parent and for assigning a surrogate for infants and toddlers who are served solely by regional center.

The agency that has responsibility for assigning a surrogate parent to an individual child shall also be responsible for ensuring that the surrogate has no interest that conflicts with the interests of the infant or toddler he or she represents, ensuring that the surrogate has knowledge and skills that ensure adequate representation of the infant or toddler, and ensuring that the surrogate parent is not an employee of any regional center, LEA or service provider involved in the provision of early intervention services to the infant or toddler.

IX. INTERAGENCY DISPUTE RESOLUTION

TCRC and SBCSELPA agree to work cooperatively to minimize interagency disputes and, when such disputes occur, both agencies will seek a speedy resolution. Local disputes that may occur between TCRC and SBCSELPA are defined below:

A. Which agency is responsible for the infant and family evaluation and assessment, service coordination, and the development and implementation of the IFSP; and,

B. Which agency is responsible for the provision/purchase of appropriate early intervention services.

Nothing in these dispute resolution procedures precludes a parent or agency from initiating a due process hearing request (which may involve a disagreement regarding the eligibility of the infant) or filing a compliance complaint.

TCRC and SBCSELPA agree to the principles and steps listed below to resolve disputes:

A. Every attempt will be made to resolve the dispute as soon as possible between the individuals involved.

B. Every attempt will be made to resolve the dispute at the lowest possible administrative level.

C. When TCRC and SBCSELPA have a dispute that cannot be resolved between them, they may do any of the following:
   1. Request mediation/facilitation in writing by a mutually agreeable agency.
   2. Request technical assistance from DDS and/or CDE.

D. If resolution cannot be reached within 60 calendar days, the issue will be referred to DDS and CDE for a state-level review and resolution.
X. STATUS OF SERVICE DURING AN INTERAGENCY DISPUTE

During the pendency of a dispute between TCRC and SBCSELPA, a child must continue to receive the early intervention services currently being provided as identified and agreed to in the IFSP.

XI. ASSIGNMENT OF FINANCIAL RESPONSIBILITY

During the pendency of an interagency dispute, DDS will assign financial responsibility in accordance with the Budget Act (Section 12, Article 4 of the Constitution of the State of California) and consistent with the California Early Intervention Services Act, SB 1085, Bergeson statutes of 1993.

XII. TRAINING

TCRC and SBCSELPA agree to participate in joint training of staff regarding the implementation of Part C. Future joint training may be held when new procedures are developed or this agreement is substantially modified. Both agencies agree to share information about conferences or workshops pertinent to the implementation of Part C. Staff will be informed of the contents of this Agreement.

XIII. ANNUAL REVIEW

The Supplement for Children Birth to Three Years of Age under Part C of the Individuals with Disabilities Education Act (IDEA), Section II of the Interagency Agreement between Santa Barbara County SELPA and Tri-Counties Regional Center will be reviewed annually for renewal of the terms and conditions or to make recommendations for changes.

If by mutual agreement, both parties agree to the same terms and conditions for one (1) additional year, then a Letter of Review will be signed and submitted as an attachment to the existing Interagency Agreement.

If by mutual agreement, both parties recommend changes to the current Interagency Agreement, TCRC and SBCSELPA will meet to make necessary changes.
INTERAGENCY AGREEMENT

This agreement shall commence on the effective date of approval by the signature. It shall remain in effect until any revisions are mutually agreed upon or either party provides 20 days written notice to terminate.

CARY MATSUOKA, Chairperson
Santa Barbara County SELPA
Joint Powers Agency Board

Date: 6/10/19

Ray Avila, Executive Director
Santa Barbara County SELPA

Date: 4/23/19

OMAR NOORZAD, Executive Director
Tri-Counties Regional Center

Date: 6/17/2019