



STATE OF MICHIGAN
DEPARTMENT OF EDUCATION
LANSING


GRETCHEN WHITMER
GOVERNOR

MICHAEL F. RICE, Ph.D.
STATE SUPERINTENDENT

MEMORANDUM

DATE: September 22, 2021

TO: Intermediate School District Directors of Special Education

FROM: John Andrejack, Financial Manager, Program Finance Office of Special Education 

SUBJECT: Validation of Section 53a Pupils for the October 2021 Pupil Count Date, 2021-22 school year.

Section 53a of the State School Aid Act provides 100 percent reimbursement of the added cost for eligible pupils who have an Individualized Education Program (IEP). Intermediate School Districts (ISDs) are to coordinate the process of determining which pupils within their ISD and constituent local education agencies or districts are eligible.

Eligible pupils are defined as follows in §388.1653a of the State Aid Act:

1. Pupils assigned to a district or an intermediate district through the courts or a state agency, if the pupil was a resident of another intermediate district at the time the pupil came under the jurisdiction of the court or a state agency.
2. Pupils who are residents of institutions operated by the Department of Health and Human Services (DHHS) [see attached list].
3. Pupils who are former residents of DHHS institutions for the developmentally disabled who are placed in community settings other than the pupil's home.
4. Pupils enrolled in a department-approved on-grounds educational program longer than 180 days, but not longer than 233 days, at a residential childcare institution, if the childcare institution offered in 1991-92 an on-grounds educational program longer than 180 days but not longer than 233 days.
5. Pupils placed in a district by a parent for the purpose of seeking a suitable home, if the parent does not reside in the same intermediate district as the district in which the pupil is placed.

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Attached is a list of Section 53a pupils validated by the Michigan Department of Education (MDE) for the February 2021 Count from your intermediate and constituent local districts.

The process for validating Section 53a pupils for the October 2021 Pupil Count is as follows:

1. Compare the attached February 2021 list of validated Section 53a pupils with your 2021-22 October Section 53a pupil enrollment as reported on the DS-4061, State Aid FTE Count – Worksheet A.
2. Make any deletions or corrections in red on the February 2021 list of pupils. If no deletions or corrections are necessary, please indicate so on the list and return the list to the Department.
3. For any new pupils **not** on the February 2021 list, complete the enclosed form, entitled “New Section 53a Pupils”, and attach the following documentation:
 - a. **NOTE:** Pupils must be eligible for membership to be claimed as Section 53a on the October 2021 Pupil Count Date **and not in a program with a federally funded teacher under the Individuals with Disabilities Education Act (IDEA).**
 - b. The name, age, and special education FTE for each pupil.
 - c. For court or state agency placed pupils, attach either court or state agency documents verifying the pupil was placed by the agency and the pupil lived in another ISD when coming under the jurisdiction of the court or state agency.
 - d. For pupils who were former residents of DHHS Institutions for the Developmentally Disabled placed in community settings, attach written verification from DHHS that the pupil was a resident of a DHHS institution and the dates, both beginning and ending, that the pupil was institutionalized.
 - e. For parent placed pupils, attach the parents’ address and school district of residence at the time of placement and a statement signed by the parent indicating the placement was made for the purpose of providing a suitable home.
 - f. For pupils residing in DHHS institutions, attach copies of Worksheet A from the DS-4061 form.
 - g. Reminder: pupils submitted for Section 53a eligibility must also have an IEP on file. The IEP does not have to be submitted to the Office of Special Education.

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Return the October 2021 list with or without changes, the necessary required documentation, and **COPIES OF YOUR DS-4061 A WORKSHEETS for all pupils** to the following address by November 26, 2021:

Christopher Kelley
Office of Special Education
Michigan Department of Education
P.O. Box 30008
Lansing, Michigan 48909

Also attached for your reference are the criteria for validating Section 53a pupils. If you have questions regarding this notification, please contact Christopher Kelley, Financial Analyst, by email at kelleyc9@michigan.gov, or by calling the Office of Special Education, Program Finance at 517-241-0108.

JA:ck

Attachments