



January 26, 2021

TO: District Superintendents
Chief Business Officials
SISC Member Districts

FROM: Robert J. Kretzmer
Director, Property & Liability

SUBJECT: Special Education Voluntary Coverage Program (SEVCP) for 2021/2022

BACKGROUND INFORMATION

Several years ago, the SISC Administration developed a Special Education Voluntary Coverage Program (SEVCP), to help with the rising cost of special education legal expenses. The following program provides participating school districts and SELPAs financial assistance with such legal expense and it has grown each year. The program is as follows:

A. COVERAGE

The "trigger point" for coverage will be when notice is given to SISC that a Request for Due Process Hearing has been made to the Office of Administrative Hearings (OAH), Special Education Division, 2349 Gateway Oaks Drive, Suite 200, Sacramento, CA 95833-4231, with a copy of the filing being sent to SISC by the district.

- SEVCP will pay up to an aggregate of \$100,000 for those districts with an ADA of 4,000 or less and up to \$200,000 for those districts with an ADA above 4,000. The program is for legal fees and costs incurred during each fiscal year for which the required premium has been paid in the defense of due process claims resulting from the filing of due process complaint(s) with OAH. These reimbursement benefits are applicable through the judgment, dismissal or settlement of the OAH matter. Regardless of when the claim occurred, if the bills were incurred during a fiscal year that your district was in the SEVCP, it is eligible for payment. However, if there is not enough premium, all bills will be paid on a pro rata basis and the districts will pay the difference.
- The legal fees will be paid up to a maximum hourly rate of \$220.00.
- Fees for expert witnesses will be paid up to a maximum hourly rate of \$150.00.

B. THE PROGRAM

The program is reimbursement in nature and operates on a July 1st to June 30th fiscal year. SEVCP is administered by SISC staff.

- The money will be collected from the participating district **with a participation enrollment deadline of June 1, 2021.**
- All bills will be paid by the participating district or SELPA. **The paying entity will then submit the bills to SISC for reimbursement by August 1, 2022.** Districts will be reimbursed by the last work day in September 2022.

(1 of 2)

If there is enough money, SISC will reimburse the district up to the first (\$100,000 or \$200,000) of defense costs incurred during each fiscal year for which the required premium has been paid. If there is not enough premium, all bills will be paid on a pro rata basis and districts will pay the difference. If there is more than enough money, each district will receive a refund based on the pro rata basis of the collected premium less any claims paid on behalf of that district.

C. PREMIUM

Your district's premium for the 2021-22 fiscal year will be based on your 2020-2021 P-1 ADA pursuant to the following calculations:

Premium Schedule			
ADA Group			2021-22 Premium
1	-	100	\$ 549
101	-	200	\$ 1,220
201	-	500	\$ 2,125
501	-	700	\$ 2,730
701	-	1,000	\$ 2,933
1,001	-	1,600	\$ 3,380
1,601	-	2,000	\$ 4,320
2,001	-	3,000	\$ 5,525
3,001	-	4,000	\$ 7,175
4,001	-	6,000	\$ 11,100
6,001	-	9,000	\$ 15,675
9,001	-	12,000	\$ 20,580
12,001	-	15,000	\$ 24,570
15,001	-	19,000	\$ 29,750
19,001	-	23,000	\$ 34,440
23,001	-	26,000	\$ 36,260
26,001	-	30,000	\$ 38,640
30,001	-	OVER	\$ 41,925

If you have any other questions and/or concerns, please do not hesitate to contact Robert Kretzmer at 661-636-4709.

RJK:lmb

Enc.



**Special Education Voluntary Coverage Program (SEVCP)
Participation Confirmation for 2021-22 Fiscal Year**

Please check one of the boxes below:

1. Our district will participate in the SEVCP.
 - *Add the 2021-22 SEVCP premium to the district's 2021-22 Property & Liability premium invoice.*

2. Our district will participate in the SEVCP.
 - *Submit a separate invoice for SEVCP premium.*

3. Our district has elected not to participate in the SISC SEVCP Program.

Name, Title

District

Telephone No.

E-mail address

Authorized Signature

Date

Select your district's ADA Group:			
	1	-	100
	101	-	200
	201	-	500
	501	-	700
	701	-	1,000
	1,001	-	1,600
	1,601	-	2,000
	2,001	-	3,000
	3,001	-	4,000
	4,001	-	6,000
	6,001	-	9,000
	9,001	-	12,000
	12,001	-	15,000
	15,001	-	19,000
	19,001	-	23,000
	23,001	-	26,000
	26,001	-	30,000
	30,001	-	OVER

**Please return this form
No later than June 1, 2021:**

Property & Liability
Attention: Lilia Beck
PO Box 1847
Bakersfield CA 93303
Fax 661-636-4868
via email: libeck@kern.org
(no need to send the original)