

CHARTER

The Department of Defense (DoD) Domestic Advisory Panel (DAP) on Early Intervention and Education for Infants, Toddlers, Preschool Children and Children with Disabilities

SUMMARY: The DAP on Early Intervention and Education for Infants, Toddlers, Preschool Children and Children with Disabilities, advises the Director, Department of Defense Education Activity (DoDEA) and the Director, Domestic Dependent Elementary and Secondary Schools (DDESS) and Deputy Director, DoDEA on matters affecting the education of children with disabilities enrolled in the DDESS and performs other functions as requested by the Director, DDESS and Deputy Director, DoDEA. This Charter is a requirement of the regulation found at Title 32, Code of Federal Regulations, Part 80, "Provision of Early Intervention Services to Eligible Infants and Toddlers With Disabilities and Their Families, and Special Education and Related Services to Children With Disabilities Within the Section 6 School Arrangements," as published in the Federal Register on July 25, 1994.

1. Authority:

- a. Section 2164(f) of title 10, United States Code
- b. Section 1412(a)(2) of title 20, United States Code

c. Title 32, Code of Federal Regulations, Part 80, "Provision of Early Intervention Services to Eligible Infants and Toddlers With Disabilities and Their Families, and Special Education and Related Services to Children With Disabilities Within the Section 6 School Arrangements"

2. Official Designation: Domestic Advisory Panel (DAP) on Early Intervention and Education for Infants, Toddlers, Preschool Children, and Children with Disabilities.

3. Objectives and Scope: The DAP, among other duties, (a) advises the Director, DDESS and Deputy Director, DoDEA, of unmet needs within the DDESS for the education of children with disabilities; (b) comments publicly on any proposed DDESS rules or standards regarding the education of children with disabilities; and (c) assists DDESS in matters that have been identified as areas of concern by the Director, DoDEA, and/or the Director, DDESS and Deputy Director, DoDEA.

4. Time Required to Carry Out the Purpose of the Panel: In accordance with Title 32, Code of Federal Regulations, Part 80, the DAP shall continue in existence indefinitely, or until such time as subsequent legislative changes are made.

5. Official to Whom the Panel Reports: The DAP reports to the Director, DDESS and Deputy Director, DoDEA.

6. Agency Responsible for Providing Support Services: The Department of Defense shall provide support services to the DAP.

7. Structure: The DAP shall consist of members appointed by the Under Secretary of Defense for Personnel and Readiness (USD(P&R)). Membership shall include at least one representative from each of the following groups:

- (a) Individuals with disabilities
- (b) Parents or guardians of children with disabilities from various age groups
- (c) DDESS special education teachers
- (d) DDESS regular education teachers
- (e) DDESS Superintendent office personnel
- (f) The Office of the Director, DDESS and Deputy Director, DoDEA
- (g) The Surgeons General of the Military Departments
- (h) The Family Support Programs of the Military Departments
- (i) DDESS School Boards
- (j) Early Intervention service providers on installations with DDESS arrangements
- (k) Other appropriate persons

8. Functions and Procedures of the DAP: The DAP shall:

(a) Review information and provide advice to the Under Secretary of Defense (Personnel and Readiness) regarding improvements in services provided to individuals with disabilities in DDESS and early intervention programs.

(b) Receive and consider the views of various parent, student, and professional groups, and individuals with disabilities.

(c) When necessary, establish committees for short-term purposes comprised of representatives from parent, student, family and other professional groups, and individuals with disabilities.

(d) Review the findings of fact and decision of each impartial due process hearing conducted pursuant to Title 32, Code of Federal Regulations, Part 80.

(e) Assist in developing and reporting such information and evaluations as may aid DDESS and the Military Departments in the performance of duties under Title 32, Code of Federal Regulations, Part 80.

(f) Make recommendations, based on program and operational information, for changes in the budget, organization, and general management of the special education program, and in policy and procedure.

(g) Comment publicly on rules or standards regarding the education of individuals with disabilities.

(h) Assist in developing recommendations regarding the transition of toddlers with disabilities to preschool services.

(i) Submit an annual report of its activities and suggestions to the Director, DDESS and Deputy Director, DoDEA, by July 31 of each year.

(j) Perform such other tasks as may be requested by the Director, DoDEA.

9. Length of Term: The term of the office of each appointed member of the DAP shall be 3 years. Any member appointed to fill a vacancy occurring before the expiration of the term for which his or her predecessor was appointed shall be appointed for the remainder of such term. No member appointed shall serve more than two full terms on the DAP. The Director, DDESS and Deputy Director, DoDEA, or designee, convenes the DAP meetings and serves as chairperson.

10. Estimated Annual Operating Cost: The estimated annual operating cost for the panel is \$10,000, which includes travel and per diem for members, but excludes staff support and compensation to members for serving on the DAP.

11. Number and Frequency of Meetings: One meeting shall be scheduled in the spring and one meeting in the fall of each year of which at least one will occur at a DDESS installation.

12. Panel Operating Provisions: The Panel will operate in accordance with the provisions of DoD Directive 5105.4, "Department of Defense Federal Advisory Committee Management Program," dated September 5, 1989.

13. Termination Date: Indefinite.

14. Date Charter Filed: March 27, 2002