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ABSIRACT

Provided is a packet of the software currently being used by the Sarasota County Vocational-Technical School's Work Evaluation Program for clients which include students from all exceptionalities except gifted. Included are a work evaluation referral form; sample parent permission letters; work sample record; work sample aptitude summary sheet; coding for abbreviations of aptitudes; final evaluation laboratory report; memo on completion of work evaluation; outline of the computer program; Sarasota County Vocational-Technical School work sample norms as of January 7, 1976: aptitude norms, duties and responsibilities of the work evaluator, technical aides, student aide I, student aide II, and secretary: and an outline of the student evaluation and management system. (SBH)

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WORK EVALUATION MATERIALS OF THE SARASOTA COUNTY VOCATIONAL-TECHNICAL SCHOOL EVALUATION PROGRAM

January 1, 1976

By:

Robert Y. Jones, Work Evaluator
Sarasota County Vocational-Technical School



CONTENTS

Introduction by Robert Jones1
Work Evaluation Referral3
Parent Permission Letters4
Work Sample Record7
Work Sample Aptitude Summary Sheet21
Aptitudes (Coding for Abbreviations)23
Final Evaluation Laboratory Report25
Memo on Completion of Work Evaluation41
Computer Program42
Sarasota County Vocational-Technical School Work Sample Norms as of January 7, 197645
Aptitude Norms
Duties and Responsibilities of Work Evaluator48
Duties and Responsibilities of Technical Aides50
Duties and Responsibilities of Student Aide I52.
Duties and Responsibilities of Student Aide II54
Duties and Responsibilities of Secretary56
Student Evaluation and Management Sys em57



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INTRODUCTION

The enclosed information is being requested from various work evaluation laboratories around the country and is being submitted as a packet to Florida Learning Resources System (FLRS) for their consideration as an inclusion in the Florida Developed Products Listing. It may also be of some interest to the Educational Resources Information Center (ERIC) and the Florida Educational Resources Information Center (FERIC). The packet is the softwar The packet is the software currently being used by the Sarasota County Vocational-Technical School's Work Evaluation Program. The included norms are computed by inputs to our county computer and updated generally every nine The work evaluation systems used are a very highly modified Jewish Employment and Vocational Service (JEVS), parts of Valpar, and one console of Singer, as well as a number of locally developed samples. The program is designed so that we can determine one of the six tracks shown on the performance profile and start our evaluation at that point. If the client is successful, and if this track coincides with the client's expressed vocational goals, we terminate the evaluation at that point. If the client is not successful, we interview him/her a second time and try to find a secon area in which the client will be willing to function.

We have worked with clients of all ages, from all sectors of the community and from all the exceptionalities in the exceptional student program except gifted.

For convenience of reproduction pages 7 through 14 were typed lengt wise on the page but should be typed across the page. Pages 16 and 17 may be reduced in size and printed on one page. Page 19 should be added at the bottom of pages 21 and 22. Pages 21 and 22 should be printed crosswise on one sheet of legal sized paper with page 19 added at the bottom. The information on page 19 will be exposed on the clipboard at all times below the work sample record.

It you have any further questions regarding this material, please contact Robert Y. Jones, Work Evaluator, at the Sarasota County Youtional-Technical School, 4748 Beneva Road, Sarasota, FL 33581.



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AGENCIES WHO HAVE REFERRED STUDENTS FOR EVALUATION

Adjustive Center Adult Adult Basic Education, Vo-Tech. Adult Migrant, Vo-Tech. Booker High Brookside Junior High CETA Crossroads Division of Mental Retardation Happiness House McIntosh Junior High Meadowood Academy New Directions, Vo-Tech. Prew School Riverview High Sarasota County Student Center Venice High Venice Junior High Wilkinson Elementary

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WORK EVALUATION REFERRAL (Must precede student to evaluation.) Student No. Soc. Sec. No. (last) (first) (initial) Birth Date _____Sex ____Grade ____ Parent or Guardian Address _____Phone No. _____ Referred by ______Date _____ Physical Exam (Please enclose copy.) Visual Test _____(Date) Hearing Test Psychological (Date) (Please enclose copy.) Reading Level ___ ___Math Level ___(Grade Level) (Grade Level) Gatby ____ ___Results ____ (Date) Environmental Study _____ (Please enclose copy.) Any Additional Testing Parent Notification: YES _____ NO ____ (Please enclose copy.) Student Schedule: PERIOD SUBJECT TEACHER Any Additional Information Bearing on the Reason for this Referral:



MEMO TO: Referrers to Work Evaluation Program

FROM: Robert Y. Jones, Work Evaluator

SUBJECT: Parent Permission Letters

DATE: February 3, 1975

In view of the recent changes in educational law it is mandatory that a parent be allowed to see a student's records and be notified of changes in his/her curriculum. Written permission must be secured from the parent when a major change in the student's curriculum is anticipated even when this change is temporary in nature.

The accompanying letter can be reproduced by you and sent home for the parent's signature and returned to the work evaluation lab for inclusion in his/her folder. You may want a copy for the student's cumulative folder.





PHONE (813) 924-1365 4748 BENEVA ROAD SARASOTA, FLORIDA 33581

Dear

I am recommending your daughter for participation in a vocational evaluation program to determine her vocational and academic needs for the future.

The evaluation will be conducted on the Vocational-Technical campus, 4748 Beneva Road, in Portable "J". The work evaluator is Mr. Robert Y. Jones (telephone 924-1365, ext. 62).

This vocational evaluation is comparatively new in the county school system and will hopefully give us much needed information in regard to your daughter's aptitudes and abilities.

In as much as this is a temporary change in your daughter's schedule, we would like to have your signed permission to enroll her for approximately two weeks in this program. In addition we need your signed permission to receive a copy of the documents checked below:

Psychological	
Environmental/Biographical Intermation	(Signature)
General Medical Examination	
	(Signature)
Hearing Test Visual Test	
	(Signature)
Math Level Reading Level	
	(Signature)
Additional Testing as	
Specified	(Signature)
Please Conduct the Evaluation for:	
(Student's Name)	
(Parent's Signature)	
Sincerely,	

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PHONE (813) 924-1365 4748 BENEVA ROAD SARASOTA, FLORIDA 33581

Dear

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General Medical Examination	
Alternative state	(Signature)
Mearing Test Visual Test	
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Math Level Reading Level	
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Please Conduct the Evaluation for:	*
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Sincerely,	



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STUDENT NUMBER____

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SP = STUDENT PREFERENCE

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G = INTELLIGENCE

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SR = SELF RELIANCE

UT = USE OF TIME

PP = POSSIBLE POINTS

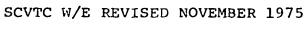
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APTITUDES

- FT FRUSTRATION TOLERANCE: The total number of times the work evaluator notices overt signs of emotional stress on the part of the evaluee. Generally exhibited by verbal exclamations; i.e. "I quit "I can't do this", etc., or by physical indications such as facial grimaces, slamming of work sample parts on table or other acts indicating disappointment, defeat or the state of being upset.
- INTELLIGENCE: General learning ability. The ability to "catch on" or understand instructions and underlying principles. The ability to organize work material efficiently.
- INITIATIVE: The total number of times the work evaluator is calle because the evaluee does not care whether or not he completes the sample and/or must be stopped by the evaluator because he/she is not doing the sample correctly or in a manner that he can be evaluated. Generally accompanied by such statements as "this is boy work" or visa versa, "I don't want to be in this place" or "I don't care, I'm not going to do it".
- SR SELF-RELIANCE: The total number of times the work evaluator is called because the evaluee needs reassurance that he/she is doing the sample correctly.
- UT USE OF TIME: The total number of times the work evaluator has to reprimand the evaluee because he/she is not attending to the sample.
- COLOR: The ability to perceive or recognize similarities or differences in colors, or in shades or other values of the same color to identify a particular color, or to recognize harmonious or contrasting color combinations, or to match colors accurately. In addition, the ability to use color clues in problem solving.
- CA COUNTING: The ability to correctly recognize and/or name numbers in sequence.
- EYE- DOE FOOT: The ability to coordinate simultaneous movements of the eye; hands, and feet rapidly and accurately.
- FINGER: The ability to move the fingers and manipulate small objects with the fingers rapidly and accurately.
- EYE-HAND-FINGERS: (MOTOR COORDINATION): The ability to coordinately and hands or fingers rapidly and accurately in making precise movements with speed.
- MANUAL: The ability to move the hands easily and skillfully. To work with the hands in placing and turning motions.
- MA MEASURING ABILITY: The ability to utilize a ruler to accurately determine the length of specific distances and/or objects. The ability to read ounces and fractions of ounces on a scale. Also, the ability to use "go-no go" gauges and micrometers.
- N = NUMERICAL: The ability to perform arithmetic operations rapidly and accurately.
- ${\rm NE} \over {\rm orderly}$ and clean.

APTITUDES - Continued

- P FORM PERCEPTION: The ability to perceive pertinent detail in objects or in pictorial or graphic material. To make visual comparisons and discriminations and see slight differences in shapes and shadings of figures, widths and lengths of lines and the magnitude of objects.
- CLERICAL PERCEPTION: The ability to perceive pertinent detail in verbal or tabular material. To observe differences in copy, to proofread words and numbers, and to avoid perceptual errors in arithmetic computation.
- SPATIAL: The ability to comprehend forms in space and understand relationships of plane and solid objects. May be used in such tasks as blueprint reading and in solving geometry problems. Frequently described as the ability to "visualize" objects of two or three dimensions.
- T USE OF HAND TOOLS: The ability to effectively manipulate hand tools.
- VERBAL: The ability to understand and effectively utilize simple and complex oral instructions.
- VS VISUAL STIMULI: The ability to comprehend and effectively utilize a drawing, sketch, model, sample, photograph, color slides or diagrams.
- WRITTEN: The ability to comprehend and effectively utilize written materials at a minimal reading level.





PHONE (813) 924-1365

4748 BENEVA ROAD

SARASOTA, FLORIDA 33581

DATE:	FROM.	TO:
FINAL	EVALUATION LABORATOR	RY REPORT
	FOR	
AGE: GRADE:		PENT NO.



SUMMARY OF STRENGTHS AND WEAKNESSES	GOOD	FAIR	POOR
PHYSICAL CONDITION			
GROOMING			
WORK ATTIRE			
PUNCTUALITY			
ATTENDANCE		-	
ARTICULATION			
TONE OF VOICE			
GRAMMATICAL USAGE			
LISTENING ABILITY			
			
INTERACTION WITH MALE PEERS INTERACTION WITH FEMALE PEERS			
ATTITUDE TOWARD AUTHORITY			
REACTION TO CRITICISM			
REACTION TO PRAISE			
ATTITUDE TOWARD EARNING A LIVING			
SAFETY RULES			
ATTENTION SPAN			
SELF-IMAGE			
MATURITY			
FRUSTRATION TOLERANCE (FT)			
TNOTILIGENCE (G)			
INTELLIGENCE (G)			
SELF-RELIANCE			
			
USE OF TIME (UT) COLOR DISCRIMINATION (C)			
COUNTING ABILITY			
COUNTING ABILITY EYE-HAND-FOOT (E)			
FINGER DENTERITY (F)			
EYE-HAND- INGER COORDITATION(K)			
MEASURIN ABILITY (MA) NUMERICAL ABILITY (N)			
· · · · · · · · · · · · · · · · · · ·			
NEATNESS (NE)			
FORM PERCEPTION			
CLERICAL PERCEPTION (Q)			
SPATIAL DESCRIMINATION(S)			
USC OF HAND TOOLS (T)			
FOLLOWING VERBAL INSTRUCTIONS (V)			
VISUAL STIMULI (VS)			
FOLLOWING WRITTEN INSTRUCTIONS (W)			
NOTE: AN EVDIANATION OF THESE CHARACT	reriemice	AND APTT	TIDES

NOTE: AN EXPLANATION OF THESE CHARACTERISTICS AND APTITUDES CAN BE FOUND ON PAGES 5 THROUGH 8.

STUDENT	NAME



mend	following vocational/job goals by worker trait group are recom- led. For related classifications and specific job placement ase refer to the employers listed in JOB LISTINGS BY DOT WORKER T ARRANGEMENTS FOR SARASOTA COUNTY pages
1.	Immediate vocational/job objective
2.	Intermediate vocational/job objective
3.	Long range vocational/job objective
SUPF	PORTIVE SERVICES:
1.	Basic Education
2.	Vocational Course
3.	Other ancillary services (i.e. medical, psychometric evaluation, sheltered work environment, etc.)
4	COLOR BLINDNESS TEST. color vision is normal/defective as tested by the Pseudo-Ishchromatic plates for testing red-green color vision. We do/do not recommend further visual testing.
·	VARIABLES ARE RATED ON A 3 POINT SCALE
1.	Variables receiving a rating of "l" are those which would require intensive supportive services. If these behaviors are not modified, extreme caution should be taken before placing the client in an area where they are essential.
	Variables receiving a rating of "2" are those which would require normal or special basic education, vocational training, on the job training or employability skill training before the client could be expected to perform satisfactorily in a job placement. Some consideration should be taken before placing the client in a job where this variable is essential. And, whenever possible, simultaneous formal training in these variables should be considered.
3.	Variables receiving a rating of "3" are those which indicate that the client could be expected to perform satisfactorily, at the entry level, in a training program and/or job placement.
	If variable is not rated it is because it was not observed.
RATI	ONALE FOR SUGGESTIONS:
,	S CONCRETE DIRECTIONS TEST. is right/left handed. was able to follow -step oral directions knew/did not know left from right and did/
aid	not understand the concept of near and far.





I.	GEN	ERAL OBSERVATIONS	S
	A.	PHYSICAL/MEDICAL	L

A.	PHYSICAL/MEDICAL INFORMATION:	
	is a, left/right ha grade.	nded,
	1. Grooming	
	2. Work attire	
	3. Punctuality Out ofdays was tar	dyti
	4. Attendance Out ofdays was abs	entda
В.	COMMUNICATION:	
	1. Articulation	
	2. Tone of voice	
	3. Grammatical usage	
	4. Listening ability	
BEI	CHAVIOR INTERPERSONAL SITUATIONS (SOCIAL):	
Α.	Interaction with male peers	
B.	Interaction with female peers	
C.	Attribude toward authority	
b",	Attitude toward criticism	
Е.	Attitude toward praise	
WOR	RKER CHARACTERISTICS:	
Α.	Attitude toward earning a living	
В.	Observes safety rules	
c.	Attention span	
D.	Self-Image	
Ε.	Maturity	

SCVTĆ W/E REVISED DECEMBER 1975



II.

III.

F.	FRUSTRATION TOLERANCE (FT): The total number of times the work evaluator notices overt signs of emotional stress on the part of the evaluee. Generally exhibited by verbal exclamations, i.e. "I quit", "I can't do this", etc., or by physical indications such as facial grimaces, slamming of work sample parts on table or other acts indicating disappointment, defeat, or the state of being upset.		RATING
G.	INTELLIGENCE (G): General learning ability. The ability to "catch on" or understand instructions and underlying principles. The ability to organize work material efficiently.		RATING
н.	INITIATIVE (I): The total number of times the work evaluator is called because the evaluee does not care whether or not he completes the sample. Generally accompanied by such statements as "this is boy's work" or visa versa, "I don't want to be in this place" or "I don't care, I'm not going to do it."	TOTAL	RATING
I.	SELF-RELIANCE (SR): The total number of times the work evaluator is called because the evaluee needs reassurance that he/she is doing the sample correctly.	TOTAL	RATING
J.	USE OF TIME (UT): The total number of times the work evaluator has to reprimand the evaluee because he/she is not attending to the sample.	TOTAL	RATING
WOR	C APTITUDES		· .
Λ.	COLOR DISCRIMINATION (C): The ability to perconic recognize similarities or differences in coor in shades or other values of the same color identify a particular color, or to recognize homonious or contrasting color combinations, or match colors accurately. In addition, the abito use color clues in problem solving.	lors,; to ar- to	RATING
В.	COUNTING ABILITY (CA): The ability to correct recognize and/or name numbers in sequence.	ly	RATING
c.	EYE-HAND-FOOT COORDINATION (E): The ability to coordinate simultaneous movements of the eyes, hands, and feet rapidly and accurately.	o	RATING
D.	FINGER DEXTERITY (F): The ability to move the fingers and manipulate small objects with the fingers rapidly and accurately.		RATING

IV.

	P.31	
Ε.	EYE-HAND-FINGER COORDINATION (K): The ability to coordinate eyes and hands or fingers rapidly and accurately in making precise movements with speed.	RATING
F.	MANUAL DEXTERITY (M): The ability to move the hands easily and skillfully. To work with the hands in placing and turning motions.	RATING
G.	MEASURING ABILITY (MA): The ability to utilize a ruler to accurately determine the length of specific distances and/or objects. The ability to read ounces and fractions of ounces on a scale. Also, the ability to use "go-no go" gauges and micrometers.	RATING
н.	NUMERICAL ABILITY (N): The ability to perform arithmetic operations rapidly and accurately.	RATING
Complex	SUBTRACTION MULTIPLICATION DIVISION 1 2 3 Simple 1 2 3 Simple 1 2 3 Simple 1 2 3 1 2 3 Complex 1 2 3 Complex 1 2 3 (Even multiple 1 2 3 Borrow 1 2 3 Complex 1 2 3 Complex 1 2	tes up t

I. NEATNESS (NE): The degree to which the work RATING and work area are kept orderly and clean.

J. FORM PERCEPTION (P): The ability to perceive pertinent detail in objects or in pictorial or graphic material. To make visual comparisons and discriminations and see slight differences in shaped and shadings of figures, widths and lengths of lines and the magnitude of objects.

- K. CLERICAL PERCEPTION (Q): The ability to perceive RATING partinent detail in verbal or tabular material. To observe differences in copy, to proofread words and numbers, and to avoid perceptual errors in arithmetic computation.
- L. SPATIAL DISCRIMINATION (S): The ability to comprehend forms in space and understand relationships of plane and solid objects. May be used in such tasks as blueprint reading and in solving geometry problems. Frequently described as the ability to "visualize" objects of two or three dimensions.
- M. USE OF HAND TOOLS (T): The ability to effectively manipulate hand tools.



FOLLOWING VERBAL INSTRUCTIONS (V): The RATING Ν. ability to understand and effectively utilize simple and complex oral instructions. VISUAL STIMULI (VS): The ability to com-RATING 0. prehend and effectively utilize a drawing, sketch, model, sample, photograph, color slides or diagrams. FOLLOWING WRITTEN INSTRUCTIONS (W): The RATING Р. ability to comprehend and effectively utilize written materials at a minimal reading level. Vocational laboratory's written instructions are on an average of third grade level with the highest being 6½ grade level.



PHYSICAL DEMANDS

WOULD	YOU	BE	WILLING	TO	WORK	IN	Α	JOB	THAT	REQUIRED:
-------	-----	----	---------	----	------	----	---	-----	------	-----------

- Lifting, carrying, pushing/pulling (Strength) 1. YES NO
- 2. Climbing ladders, poles, ramps, ropes, etc? YES NO
- Stooping, kneeling, crouching and/or crawling? 3. NO
- You to reach, handle, fingering and/or feeling? 4. NO
- 5. Talking and/or hearing? YES NO
- Seeing? YES 6.

	WORKING CONDITIONS
1.	Would you like to work inside outside a combination of both?
2.	Would you be willing to work in extremes of cold (protective clothing being provided) Extremely warm temperatures crapid changes in temperature?
3.	Would you be willing to work in humid wet and/or humid areas, i.e. in contact with water or other liquids? YES NO
4.	Would you be willing to work in areas of loud noise or vibrations, i.e. steel mill, body shop, grinding operations, truck driving, jack hammer operator, etc.? YES NO
5.	Would you be willing to work at a job that could cause you bodily injury if proper safety precautions were not taken? YES NO
6.	Would you be willing to work in a plant or area with ill smelling fumes or toxic dust or fumes, i.e. textile dust, coal dust, flour dust, etc., providing, of course, protective equipment were available for use? YES NO
7.	Preferred shift Weekend work YES NO
PREV	/IOUS JOBS HELD: JOB PREFERENCE:
1.	1.
2.	2.
3.	3.
BEST	' JOB EVER HAD
BEST	LIKED COURSE
COMM	IENTS:



EXIT INTERVIEW

INTERESTS

- Would you rather work with vs.
 Working with people, written material and ideas?
- 2. Would you rather work with vs. 7 people in business, i.e. sales clerk, bank teller, delivery person, etc.?
 - 7. Working in a job involving experiments and technical data, i.e. recording information or writing material for others to use?
- 3. Working in activities that vs. are routine, concrete and organized, i.e. loading/unloading trucks, typing written material, counting manufactured items, packaging manufactured materials, etc.?
- 8. Working with symbols and materials of an artistic nature, i.e. comparing or computing mathematical material, painting pictures, etc.?
- 4. Working in a job that required helping little children, older people, sick people?
- 9. Working with machines generally by yourself?
- 5. Working in a job that made others look up to you, i.e. politician, actor/actress, athlete, etc.?
- 10. Working at a job where you produced some object, i.e. assembling toaster, making jewelry, putting together ball point pens, etc.?

TEMPERAMENTS

VS.

vs.

- 1. Working in a job requiring a number of different duties, i.e. secretary, clerk, mechanic? YES NO
- 2. Working in a jcb requiring set rules that you had to follow and could not change. YES NO
- 3. Working in a job with others that required you to work together to complete the work? YES NO
- 4. Working at a job where time and speed is most important? YES NO
- 5. Working at a job that involved the evaluation of written material, i.e. columns of figures, facts on paper, information from books?
 YES NO
- 6. Working at a job that required you to do a series of tasks repeatedly, i.e. assembling a lamp, watch bands, jewelry, various small products? YES NO
- 7. Working at a job to direct, control and plan activities for others?
 YES NO
- 8. Working at a job alone and completing the whole task without help from others? YES NO



Temperaments - Continued

- 9. Working at a job where speed and time is not important? YES NO
- 10. Working at a job that involved judgment about color, texture, size, length, width, etc.? YES NO

SCVTC W/E NEW, OCTOBER 1975.



SOPHISTICATION PROFILE - MALE
This profile indicates the knowledge the client has regarding the job clusters listed across the bottom of the chart. The scores are related to the normal curve. When the sophistication score lies in the mid range or above one may consider the client to have fairly adequate knowledge of the job cluster.

	A	В	С	D	E	F	G
Maximum	12	14	12	14	12	12	14 12 10 ***********************************
+½SD	9	10	8	11	8	8	8
Mean	8	9	7	10	6	7	7
-½SD	6	8	6	9	5	6	6
• .	2	2	2	4	2	2	2
Minimena	GARAGE	LAUNDRY	FOOD SERVICE	MAINTENANCE C	FARM/GROUNDS	NDLING	INDUSTRY
THREE MOST LIKED JOBS: 1.	ZD	LA!	FOOD 8	MAIN	FARM/0	MATERIALS HANDLING	INI
3.				_AGE	DA	TE	

EXAMINER

INTEREST PROFILE - MALE

This profile indicates the amount of interest the client has in working in that particular job cluster. It must be noted that a high interest score combined with a low sophistication score may be caused by insufficient knowledge of the type of work a person has to do in that job cluster. Low flat profiles indicate disinterest in working generally and point to the need for counseling in the work ethic.

	Α	В		С	D	E	F	G
Maximum	27	30 - 28 - 26 -		42	24	48	30 28	24
	24	24		38	20	40	26	20
+ኳSD	22	20	••••	34	18	36 34	24	18
	20	18		28	16	3.2	22	16
Mean	18	16 14		26	14	28	18	14
				22	.12	24	16	12
+⅓SD] 2	12		18	10	20		10
Minimum	10	10		14	8	::: 10		
· .	GARAGE		LAUNDKY	FOOD SERVICE	MAINTENANCE		FARM/GROUNDS	MATERIALS HANDLING INDUSTRY



P.38 SOPHISTICATION PROFILE - FEMALE

This profile indicates the knowledge the client has regarding the job clusters listed across the bottom of the chart. The scores are related to the normal curve. When the sophistication score lies in the mid range or above one may consider the client to have fairly adequate knowledge of the job cluster.

	A	В	С	D	
Maximum	14	14	14	14	
	12	12	12	12	
				10	
	10	10	10	8	
+½SD	9	9	9		
			8	7	
Mean	8	8			•
		_			
-4SD	7	7	6	6	
	5	6		4	
	4	4	4		
	2	$\overline{2}$	2	2	
Minimum	0	0	0	0	
				1	
THREE MOST LIKED JOBS:	ICAI	ING	ICE	SEWING	
1.	CLERI	HOUSEKEEPING	SERVICE	/SEW	
2.	_	JSEK		DRY,	
3.	INES	10#	FOOD	LAUNDRY,	
	BUSINESS,			H	·
NAME			AGE	DATE	
			EXAMINE	к	



INTEREST PROFILE - FEMALE

This profile indicates the amount of interest the client has in working in that particular job cluster. It must be noted that a high interest score combined with a low sophistication score may be caused by insufficient knowledge of the type of work a person has to do in that job cluster. Low flat profiles indicate disinterest in working the metally and point to the need for counseling in the work ethic.

!	A		B 33	<u> </u>	<u>C</u>	·	D	
Maximum	36		33 32		36		54 52	
	34		30		34		50	
	32		28		32		48	
	30		26		. 20		44	
+⅓SD	28		26		30 28		40 38	•
	26		24	-			36	
			22		26		34	
Mean	24		20				32	
	22				24		30	
	20		18		22		28	
					20		26	
-ኔsd	18	• • • • • • • • •	16		18		24	
	16	• • • • • • • •			10		22	
		• • • • • • • • •	14		16			
	14		12		14		20	
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Minimum 1	12		11_		12		18	_
	BUSINESS/CLERICAL		HOUSEKEEPING		FOOD SERVICE		LAUNDRY/SEWING	
	BUS					· · · · ·	Н	

EXAMINER	

P.40

SEMS STAFFING RESULTS

STUDENT NAME	STAFFING DATE
STUDENT NUMBER	PRESENT SCHOOL
D.O.BSTAFF	ING AGENCY
STAFFING COMMITTEE MEMBERS I	NVITED: (Indicate with an "X" those present
NAME	TITLE
1.	
	4
PRESENT SCHOOL D.O.BSTAFFING AGENCY STAFFING COMMITTEE MEMBERS INVITED: (Indicate with an "X" those prese NAME TITLE 1	
VOCATIONAL:	
ACADEMIC:	
	
-	· · · · · · · · · · · · · · · · · · ·
	COMMITTEE MEMBERS INVITED: (Indicate with an "X" those presen NAME TITLE RECOMMENDATIONS (Please asterisk if recommendation follows work evaluation recommendation) AL: EMENT: Gi.e. Medical, Psychometric evaluation, sheltered work environment, etc. 53
200 May 1075	



SARASOTA COUNTY VOCATIONAL-TECHNICAL CENTER

MEMO TO:

FROM:

Robert Y. Jones, Work Evaluator

SUBJECT:

DATE:

The above student completed work evaluation this date. Written report will be submitted as soon as possible.

SCVTC W/E JAN., 1975



- I. Method of norming work samples for time and quality.
 - A. Sample is corrected and the number of errors and elapsed time recorded for each client.
 - B. These data are converted to ordinal data ranging from the shortest time to the longest time and from the least errors to the most errors for all clients.
 - C. The second column is the frequency each elapsed time or number of errors occurred for all clients.
 - D. The third column is the cumulative frequency of the elapsed time or number of errors and is computed by adding column two from the bottom up. The top figure of column three is the total number of clients that have taken the sample or the "N" for the sample.
 - E. The fourth column is the percentile rank and is computed by dividing each cumulative frequency by the total number of clients that have taken the sample and multiplying by 100, i.e. $P_{x} = \frac{CF}{N} \times 100$ where $P_{x} = \frac{CF}{N} \times 100$

CF = Cumulative frequency for a given time
 or error count

N = Total number of clients

- F. The next step is to find the 40th and 60th percentile and extract the length of time in minutes and the number of errors that occur at these points. The statistical average is those times and those errors that fall between those two points. These limits are assigned a rating of two. Above average is from the lowest time and lowest number of errors to the time and errors that occur at the 61st percentile. These ranges are assigned a three rating. Below average is the most time and greatest number of errors to the 39th percentile. These ranges are assigned a one rating. If the 40th and 60th percentile appear directly in the ordinal data the cut off points are readily available and can easily be computed.
- G. If the 40th and 60th percentile are not directly defined then a program must be designed to interpolate from the percentile above and below the 40th and 60th percentile.
 - Consider the interpolation of the 60th percentile for errors when the distribution contains the 62nd percentile and 56th percentile i.e.

Error Count Percentile
$$\begin{array}{r}
32 \\
-26 \\
\hline
6
\end{array}$$
Percentile

56 is 4 points away from the 60th percentile while 62 is 2 points away from 60. Working with 56 we find that 4 of the 6 total percentile difference is 2/3 therefore 2/3 of the total error difference is 4 (2/3 of 6 = 4). 4 added to 56 = 60th percentile and 4 errors added to 26 errors equals thirty errors. The error count for the 60th percentile is 30 errors and a client who receives 30 errors receives a 2 rating. A client receiving less than 30 would receive a three. The 40th percentile can be interpolated in the same manner and the number of errors established for the lower limit of the 2 rating and upper limit of the one rating.

2. The above procedure also can be applied to time in minutes and



the 1, 2, 3 ratings established in minutes. In some cases, the distribution may be such that the sample can be performed successfully or unseccessfully with number 2 rating not computable.

II. Method of norming aptitudes

- A. There are 20 aptitudes the evaluation is concerned with; ll are identified in the Dictionary of Occupational Titles (DOT), four were developed locally and five are defined by the JEVS evaluation system. These aptitudes appear in various combinations in each sample. Five of these aptitudes occur in all samples.
- В. In the case of 16 of the aptitudes the observers assign a client a number of points, ranging from one to three, by observation. The total possible number of points a client could earn depends on the number of samples in which any particular aptitude is observed; i.e. 18 samples times 3 = 54 possible points. The total points a client earns is used to compute a percentage. Points earned divided by total possible points equals the percentage for that client for that aptitude. percentage is computed by vocational lab personnel. nominal data is changed by the computer to ordinal data beginning with the highest percentage and ending with the lowest. In the second column the frequency of each percentage is listed and the third column is the sum of the frequencies. This third column, the cumulative frequency, is found by adding the numbers in the second column from the bottom up. The top figure in the third column is the number of clients (N) that have been included in the data.
- C. At this point each cumulative frequency entry is divided by the total "N" in the sample to obtain a percentile rank; i.e. $P = \frac{CF}{x} \times 100$
- D. The procedure from hereon is the same as described in I, F, and G, 1 and 2. To interpolate the 40th and 60th percentile 1, 2, and 3 are assigned to these points as explained previously.
- III. Method used to norm the four aptitudes that apply to the affective domain. These aptitudes are: G-Intelligence, I-Initiative, FT-Frustration Tolerance and UT-Use of Time.
 - A. These aptitudes are evaluated by a different process. Each time a client calls an observer, the observer tries to categorize the reason for the call and places a check mark under that particular choice. There is no maximum number for any given behavior.
 - B. These total scores are placed in a hierarchy from highest to lowest, a frequency column and sum of frequencies is established and percentiles calculated. The process is the same as I, F, and G, 1 and 2 from this point on with the assignment of 1, 2, and 3 by using the 40th and 60th percentile as before.
- IV. Method of norming work samples by areas of work.
 - A. There are six areas of work that are evaluated by the sampling system. They are:
 - 1. Business & Clerical
 - 2. Crafts
 - 3. Elemental Work
 - 4. Investigating, Inspecting & Testing
 - 5. Machine Work
 - 6. Medicine, Health & Personal Services



Each of these areas have a number of samples and therefore a total number of possible points; i.e. each sample in a group is assigned three possible points for time, quality and student preference. Three times the number of samples in the group yields the total possible points for that group. Points earned for a group, by a student divided by total possible points for that group yields a percentage. This percentage is computed by vocational lab personnel. The computer must change this nominal data to ordinal data ranking from highest to lowest. In the second column the frequency of occurrance is recorded. The third column is the sum of the 2nd column starting at the bottom and working up. The top number of this column reflects the total number of students that have taken that group of samples at any given time. Percentile is computed from these data in the normal way.



P.45

SARASOTA COUNTY VOCATIONAL-TECHNICAL CENTER WORK SAMPLE NORMS AS OF 1/7/76

WORK SAMPLE	n = 23 NUMBER	7	TIME		QU	ALITY	•
WORK CALL IL	MOTION N	3	2	1	3	2	1
NUTS & BOLTS	1	65	76	77+	4	9	10+
STAMPING	2	28	33	34+	31	39	40+
WASHER THREADING	3	53	64	65+	2	6	7+
BUDGETTE	4	69	83	84+	2	6	7+
SIGN MAKING	5	28	35	36+	3	5	6+
NAIL & SCREW SORTING	10	17	21	22+	6	8	9+
NUT PACKING	11	40	49	50+	2	9	10+
SORTING	12	14	17	18+	0	-	1+
GROMMET	20	27	32	33+	0	-	1+
MACHINE OPERATION	21	43	51	52+	31	49	50+
SIMULATED ASSEMBLY	22				221+	220	183
UNION ASSEMBLY	30	13	19	26+	c	-	1+
SMALL TOOLS	31 ·						
ASSEMBLY		120	134	135+	8	36	37+
DISASSEMBLY				· · · · · · · · · · · · · · · · · · ·			
LADDER	32	142	185	186+	. 0	-	1+
METAL SQUARE	33	52	62	63+	3	4	5+
NEW HARDWARE	34	28	33	34+	1	6	7+
TELEPHONE	35	74	93	94+	./ . <u>.</u> . 5	13	14+
LOCK	36	65	84	£. 5+	0	2	3+
CRAFT TOOLS	37	110	132	133+	1	2	3+
NUMBER FILE	40	120	152	153+	0	1	2+
PROOF READING	41	44	60	61+	75	96	97+
LOCATING & RECORDING	42	15	19	20+	5	8	9+
PROBLEM SOLVING	43	20	26	27+	1	3	4+
BUSINESS SKILLS	44	95	125	126+	47	58	59+
						•	

WORK SAMPLE	NUMBER		TIME			QUALITY	<u> </u>
		3	2	1	3	2	1
LETTER FILING	50	115	144	145+	7	9	10+
CLERICAL FILING	51	43	55	56+	8	12	13+
ADDING MACHINE	52	121	157	158+	11	16	17+
BOOKKEEPING	53	67	90	91+	15	23	24+
NEW POSTAGE	54	120	150	151+	25	33	34+
MAIL SORTING	55	30	41	42+	17	26	27+
TYPING I	56	58	77	78+	20	28	29+
TYPING II	57	31	42	43+	9	20	21+
TELEPHONE I	58				. 5	7	8+
TELEPHONE II	59			•	4	6	7+
	70	50	75	76+	0		1+
PIPE ASSEMBLY	80	274	342	343+	7	9	10+
NEEDLE CRAFT	100	24	32	33+	0	-	1+
LOCK WITH DIAGRAM	100						
	·						
WORK AREAS NUMBE	TIME 3 2	1	<u>Q</u> U 3	JALITY 2 1	_	PREI	FERENCE 2 1
BUSINESS & 1	66+ 65	59	61+	60 54		75+	74 66
CRAFTS 2	64+ 63	55	73+	72 64		73+	72 65
ELEMENTAL 3	56+ 55	46	64+	63 53		69+	68 62
INVESTIGATING 4 INSPECTING & TESTING	63+ 62	57	68+	67 57			69 63
MACHINE WORK 5	52+ 51	48	74+	73 61			71 65
MEDICINE, 6 HEALTH & PERSONAL SERVICES	58+ 57	54	70+	69 59	•	72+	71 6



\mathtt{APT}	Ί	TU.	DE	NORMS
	n	=	23	37

	11 - 257			
	3	2	1	
FT	0	1	2+	
G	- 33	48	49+	
I	1	3	4+	
SR	5	9	10+	
UT	0	3	4+	
c	84+	83	75	
CA	74+	73	64	
E	92+	91	79	
F	93+	92	87	,
ĸ	88+	87	79	
M	92+	91	85	
MA	64+	63	54	
N	64+	63	48	
NE	79+	78	73	
P	79+	78	69	
Q	60+	59	48	
s .	73+	72	61	
T	83+	82	74	
v	69+	68	62	
٧s	70+	69	60	
W	53+	52	42	

SCVTC W/E UPDATED JANUARY 1976



SARASOTA COUNTY VOCATIONAL-TECHNICAL CENTER EVALUATION LABORATORY

DUTIES AND RESPONSIBILITIES OF WORK EVALUATOR

The Work Evaluator (W.E.) is responsible to the director for the orderly, efficient and productive operation of the evaluation In addition the W.E. will develop new methods of evaluation and coordinate and instruct appropriate personnel in the use of the final report. He will also collect feedback information to determine if the evaluation is a predictor of job success.

- Record specific observable actions of the evaluee on each work 1. 2.
- Read instructions to evaluees.
- Give orientation to evaluees. 3.
- 4. Give exit interviews.
- Write the final evaluation report. The W.E. induces generalizations, and deduces best area for work experience as well as the skills required from the observed facts on the daily recordings. 6.
- Develop new work samples.
- Monitor supplies and budget accounts. 7.
- Assist director with laboratory's annual budget. 8. 9.
- He abort for and stay abreast of new developments in the evalua-
- Suggest now material or methods to be used in evaluation. 10, 11.
- Consider the with other agencies regarding evaluees and referral 12.
- Ascept or reject, on an individual basis, referrals to the pro-13.
- Recommends, to the director, evaluation laboratory personnel for appointment, reappointment or dismissal. 14.
- Develop improved formats for reporting evaluee behavior and for 15.
- Train new evaluation aides in objective report writing. 16.
- Interpret Wells Concrete Directions Test for each evaluee. 17
- Interpret interest inventories for each evaluee.
- At ends professional meetings to collect and integrate ideas 18. from other evaluation programs and, when requested, conducts workshops to explain the role of an evaluation laboratory.



5.32

- 19. Serves as a member of the tri-agency committee set up by the: cooperative agreement between the Sarasota County School Board and the Division of Vocational Rehabilitation.
- 20. Is the liaison between Vocational-Technical Center and Exceptional Student Education in matters concerning evaluation of exceptional students.
- 21. Is the liaison between Vocational-Technical Center and Division of Vocational Rehabilitation in matters pertaining to the evaluation of students.
- 22. Participate, when required, in staffings of students who have been evaluated.



SARASOTA COUNTY VOCATIONAL-TECHNICAL CENTER EVALUATION LABORATORY

DUTIES AND RESPONSIBILITIES OF TECHNICAL AIDES

The technical aides are responsible to the work evaluator for writing specific, factual observations on the evaluees in the program. The description of each evaluee's behavior is recorded any time there is an overt change demonstrated by a change in any or all of the five senses commonly associated with task completion (oral, visual, tactile, muscular and kinesthetic). This information provides the material for the generalizations, deductions and prescription contained in the final report.

SPECIFIC DUTIES:

- Record specific observable actions of the evaluee on each work sample.
- 2. Read instructions to evaluees.
- 3. Grade, and record on evaluee's work sample record, his scores for quality and time using locally computed norms.
- 4. Disassemble/assemble work samples.
- 5. Give orientation interview, when necessary.
- 6. Work on the development of new work samples.
- 7. Record time, quality and aptitude scores for computer program and continuous norming process.
- 8. Maintain filing system for blank forms and written instructions used by the student or, in the process of administering work samples.
- 9. Inventory work sample materials periodically.
- 10. Submit to the work evaluator a list of consumable material needed, after each inventory.
- 11. Monitor evaluee's use of time clock and time stamp.
- 12. Report absentees each day to appropriate office.
- 13. Assist secretary in reproduction of materials used in evaluation.
- 14. Aid the work evaluator in scheduling evaluees into program.
- 15. Administer interest inventory, when necessary.
- 16. Administer exit interviews, when necessary.
- 17. Administer Wells Concrete Directions Test.



SPECIFIC REQUIRED ABILITIES:

- 1. Must be able to type at least 45 words per minute.
- Have an ability to make specific observations and record these observations in definitive terms.
- 3. Must be able to file.
- 4. Math abilities up through long division.
- 5. Reading level minimum 12th grade.
- 6. Minimum of two years work experience.
- Ability to interview clients, administer paper and pencil inventories and interpret answers.
- 8. Previous experience with computer programs, if possible.



SARASOTA COUNTY VOCATIONAL-TECHNICAL CENTER EVALUATION LABORATORY

DUTIES AND RESPONSIBILITIES OF EVALUATION LABORATORY STUDENT AIDE I

The student aide for the Evaluation Laboratory is responsible to the work evaluator for disassembly/assembly and inventory of work samples after they have been rated. The aide also files and organizes various work slips. In addition, the aide performs clerical duties with regard to the operation of the labs reproduction equipment.

SPECIFIC DUTIES:

- 1. Disassemble work samples and store in designated area.
- 2. Correct assembled samples for future use.
- 3. Grade, for quality, certain samples as directed and instructed by work evaluator.
- 4. Organize work sample slips alphabetically by last name and numerically by sample number.
- 5. Calculate elapsed time from work sample slips and convert to rating using current norms.
- 6. Inventory work samples as requested.
- 7. Inventory spare parts and record.
- 8. Aid secretary with form inventory and collation of new forms when required.
- 9. Operate reproduction equipment when required.

MACHINES AND DARFFMENT USED:

- 1. A.B. Disk Duplicating Machine
- 2. A.B. Dick Mimeograph Machine
- 3. Adding Machine
- 4. Calculator

Aides will be taught all duties required by this position including observation and report writing depending on their ability.

SPECIFIC ABILITIES REQUIRED:

- 1. Minimum 3rd grade reading level (Some material written at 6.5 level).
- 2. Filing numerically.
- 3. Filing alphabetically.
- 4. Time computation.



SPECIFIC ABILITIES REQUIRED - Continued

- 5. Linear measurement up to one yard.
- 6. Legible writing.
- Express sample errors in writing.



SARASOTA COUNTY VOCATIONAL-TECHNICAL CENTER EVALUATION LABORATORY

DUTIES AND RESPONSIBILITIES OF EVALUATION LABORATORY STUDENT AIDE II

The student aide for the Evaluation Laboratory is responsible to the work evaluator for disassembly/assembly and inventory of work samples after they have been rated. The aide also files and organizes various work slips. In addition, the aide performs clerical duties with regard to the operation of the labs reproduction equipment.

Aides will be instructed in all duties required by this position.

SPECIFIC DUTIES:

- 1. Disassemble work samples and store in designated area.
- 2. Correct assembled samples for future use.
- 3. Grade, for quality, certain samples as directed and instructed by work evaluator.
- 4. Organize work sample slips alphabetically by last name and numberically by sample number.
- 5. Calculate elapsed time from work sample slips and convert to rating using current norms.
- 6. Inventory work samples as requested.
- 7. Inventory spare parts and record.
- 8. Aid secretary with forms inventory and collation of new forms when required.
- 9. Operate reproduction equipment when required.
- 10. Record work nample results on computer input forms.
- 11. Make objective overt behavioral observations and record on daily work record. This duty contingent on individual communication skills and learning rate.

MACHINES AND EQUIPMENT USED:

- 1. A.B. Dick Duplicating Machine
- 2. A.B. Dick Mimeograph Machine
- 3. Adding Machine
- 4. Calculator

SPECIFIC ABILITIES REQUIRED:

- 1. Filing numerically.
- 2. Filing alphabetically.
- 3. Time computation.



67

SPECIFIC ABILITIES REQUIRED:

- 4. Linear measurement up to one yard.
- 5. Legible writing.
- 6. Express sample errors in writing.



P.56 SARASOTA COUNTY VOCATIONAL-TECHNICAL CENTER EVALUATION LABORATORY

DUTIES AND RESPONSIBLILITES OF SECRETARY

The evaluation laboratory secretary is responsible to the Work Evaluator (W.E.) for the correct processing of all the written communications of the evaluation laboratory.

SPECIFIC DUTIES:

- 1. Correctly type, reproduce, collate and route all correspondence, reports, operational formats and any other material deemed necessary and appropriate by the W.E.
- 2. Complete student evaluation profile.
- 3. Serve as evaluation laboratory receptionist, placing and answering phone calls and scheduling appointments.
- 4. Maintains complete filing system.
- 5. Maintains books on all budget accounts.
- 6. Orders all student and office supplies and makes periodic followup to determine status of orders.
- 7. Aids W.E. in evaluee scheduling.
- 8. Completes attendance reports.
- 9. Delivers confidential reports to appropriate agencies.
- 10. Operates mimeograph, duplicating, Xerox and adding machines.
- 11. Correct work samples, when necessary.
- 12. Post mathematical data to the work sample record and final report.
- 13. Assist aides during inventories of work samples.
- 14. Administer Wells Concrete Directions Test.
- 15. Administer interest inventories, when required.
- 16. Administer Pseudo-Isochromatic color perception test.



STUDENT EVALUATION & MANAGEMENT SYSTEM

- I. GUIDANCE AND VOCATIONAL REHABILITATION
 - A. GUIDANCE OFFICE will:
 - Provide vocational rebabilitation, work evaluator and involved teachers with:
 - a. List of students who will be attending work evaluation lab during the next month. (To be provided by the 15th of preceeding month.)

NOTE: In the event the students are working, their attendance date and time must be coordinated with work experience.

- Provide parent and work evaluation with a letter explaining purpose of program and why this student is being evaluated.
- Provide work evaluation lab with completed referral form, copy of psychologicals, reading level, math level, hearing screening, and scores of any other testing instruments. (Referral packet)
- B. VOCATIONAL REHABILITATION applies to vo-rehab clients only.
 - .1. Using list provided by guidance office.
 - a. Provide work evaluation lab with a report on the latest GME. If GME was normal, a statement to the effect is sufficient. If there is an abnormality, provide a copy of the GME.
 - Provide an environmental report following the format provided by work evaluation.
 - c. Provide visual acuity testing.

NOTE: If any of the material required in C, D and E is not available, it will not preclude starting the student in the evaluation program. However, whenever possible, this material must be submitted before the evaluation is completed.

II. WORK EVALUATION

- A. WORK EVALUATOR will:
 - 1. Coordinate with guidance
 - a. On student assignment to program and return to regular schedule.
 - b. Student attendance.



- Administer work sample program to student.
- 3 Obtain job preference information from each student (exit interview)
- 4. If student is working or has worked prior to evaluation, incorporate report from work experience teacher on type of job, number of jobs, reasons for leaving jobs, employers opinion of student as a worker, etc. This information to become part of work evaluation records.
- 5. Categorize jobs received from work experience.
- 6. Write work evaluation report and distribute to:
 - a. Vocational Rehabilitation
 - b. Guidance.
 - c. Work Experience
 - d. Vocational Department Head
 - e. Academic Department Head
- 7. Review student work experience progress reports (B, 1, c) to determine if evaluation program is a valid prognosticator.
- 8. Coordinate with student's teachers through the committee for prescriptive program design, on student's weaknesses/ strengths.

B. WORK EXPERIENCE COORDINATOR will:

- 1. Complete agreement between student, parent, employer and school (work experience coordinator).
 - Agreement will involve attitudinal and functional yoals...short and long range.
 - h. Agreement will "spell out" steps to be taught by the employer and goals to be learned by the student.
 - c. Agreement to be reviewed every nine weeks and a written progress report forwarded to guidance to be included in student's work experience record for future use by the student and to serve as basis of grade.
 - d. Agreement to contain requirement for a student and program evaluation report filled in by employer each nine weeks and upon termination of student.
- Complete report taken from student on his opinion of job, what he is doing and learning.



3. Forward report to work evaluation lab on students who have worked or are working regarding type and number of jobs, reason for leaving, employers opinion of student as a worker, etc.

III. COMMITTEE FOR PRESCRIPTIVE PROGRAM DESIGN

A. PRINCIPAL will:

- 1. Supervise and administer program.
- 2. Coordinate with FLRS to obtain new resources and services available.
- 3. Combine and coordinate various inputs to the prescription for each student.
- 4. Produce and distribute prescription.
- 5. Monitor program implementation for effectiveness.

B. VOCATIONAL REHABILITATION COUNSELOR will:

- 1. Provide services of a corrective nature with regard to physical problems and attend staffings to contribute information regarding services that can be made available on an individualized basis.
- Provide information on student's home life (environmental study).
- 3. Suggest counseling methods.

C. WORE EVALUATION will:

- 1. Explain report if required.
- Suggest types of learning student must have to strengthen work areas.
- 3. Suggest specific changes/additions to all courses to improve student's employability and to make the student socially adequate if necessary.

D. STUDENT'S TEACHERS will:

- Write a specific program in the area of their responsibility. Programs to be combined and become the prescription for a given student's future training.
- 2. Relay specific information about student from classroom observation to counselors, work experience teacher and work evaluator.



E. HIGH SCHOOL COUNSELOR will:

- 1. Provide counseling support as needed.
- 2. Write student schedule as indicated by prescriptive program.
- 3. Provide input obtained in counseling sessions with student.

F. VOCATIONAL TECHNICAL COUNSELOR will:

- 1. Coordinate with the applicable high school counselor to:
 - a. Establish course availability.
 - b. Establish student schedule.
 - c. Inform high school counselor of remedial action required by student's academic teachers.
 - d. Attend committee meeting for Prescriptive Program Design along with vocational technical teacher involved when that committee is considering a student for placement in a vocational technical program.

G. WORK EXPERIENCE COORDINATOR will:

- 1. Recommend via consensual agreement of committee members regarding job placement.
- 2. Provide input regarding student's work experience if student is working or has worked. Information should already be available in job profile packet.
- 3. Describe skills necessary for projected job.
- 4. Suggest vocational instructional areas to prepare student for the job.

IV. PRESCRIPTION REVIEW

- A. Can be initiated by any person involved with the prescription.
- B. May not require full revision or full committee review but must be recorded and coordinated if prescription content is changed.

V. FOLLOW-UP AND EVALUATION OF PROGRAM

- A. Periodically the program and student prescriptions must be reviewed for continuity, content and updating.
- B. Copies of the periodic report distributed to all members of prescription committee and to directors of Exceptional Student Education, Vocational Technical Center and to the supervisor of Vocational Rehabilitation.



C. Directors will schedule a joint meeting to correct and improve program upon receipt of report from evaluation committee.



STUDENT EMPLOYMENT HISTORY

,							
EMPLOYER'S NAME							
PHONE	JO	B TITLE					
,		•••	Long Range Go				
DATES OF EMPLOYMENT:	FROM	TO	HOURS	то			
REASON FOR LEAVING							
EMPLOYER'S COMMENT							
EMPOIDI D COMMENT							
	· · · · · · · · · · · · · · · · · · ·		•				
STUDENT'S REMARKS							
			·				
EMPLOYER'S NAME							
PHONE				i.			
			Long Range Go	al			
DATES OF EMPLOYMENT:	FROM	TO	HOURS	то			
REASON FOR LEAVING							
EMPLOTUR'S COMMENT			<u></u>				
THE REPORT OF THE PARTY							
STUDENT'S REMARKS							
STUDENT'S REMARKS							



iΕ	EDATE	
	LOYER	
	EF JOB DESCRIPTION	
	•	
	WHAT IS YOUR SUPERVISOR'S NAME?	
	WHAT TYPES OF TASKS ARE YOU DOING?	
	STUDENT RESPONSE	
	WHICH OF THESE TASKS ARE NEW?	
	STUDENT RESPONSE	-
	WHAT TOOLS/MACHINES ARE YOU USING?	
	STUDENT RESPONSE	
		•
	WHICH OF THESE TOOLS/MACHINES ARE NEW TO YOU?	_
	STUDENT RESPONSE	
	STOPH, VI RESTOROS	
	HOW LONG HAVE YOU BEEN DOING THESE TASKS?	
	STUDENT RESPONSE	
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EMPLOYER'S 9 WEEK EVALUATION OF STUDENT AND PROGRAM

STUD	ENT'S NAME						
JOB	TITLE Long Range	<u> </u>	Goal				
					•		•
PERI	OD OF THIS REPORT: FROM		~ TO	. —		•	
	STUDENT EVALUAT	ri	ON	-	:		• .
3 =	ABOVE AVERAGE 2 ≈ AVERAGE 1	=	BEL	WO	AVERAGE	X = NOT	OBSERVE
•	<u>-</u>	J	RATI	NG		REMARKS	··
1.	PROMPTNESS	1	2	· <u>3</u>	Х		
2.	ATTENDANCE	1	2	3	X		
3.	APPEARANCE	1	2	3	<u> </u>		
4.	GROOMING	1	2	3	Х		•
5.	HONES'TY	1	.2	3	х		
6.	FULLOWING DIRECTIONS	1	2	3	х		
7.	COMPLETING THE JOB	1	2	3	x		
8.	CARE OF EQUIPMENT & MATERIALS	1	2	3	х		
9.	REGARD FOR SAFETY & HEALTH	1	2	3	х		
10.	ABILITY TO LEARN NEW TASKS	1	2	3	<u>x</u>		
11.	FOLLOWING COMPANY RULES	1	2	3	X		
12.	DEPUNDABILITY	1.	2	3	λ.		
13.	ACCUPAG CORRECTION	1	2	3	x		
14.	INITIATIVE	1	2	3	<u>x</u>		
15.	WORKING UNSUPERVISED	1	2	3	Х		~ ,
16.	SHOWS AN INTEREST IN HIS WORK	i	2	3	X		



PROGRAM EVALUATION

			
	·		
EMPLOYER	AND WORK EX	PERIENCE	COORDINATOR'S (WEC) CONFERENCE
	DATE		RESULTS
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IS THE ST		ESSING SA	ATISFACTORILY CONSIDERING THE
IS THE ST RANGE GOA	UDENT PROGRI	ESSING SAIN THE A	ATISFACTORILY CONSIDERING THE AGREEMENT? YES NO TIONAL AND ACADEMIC TRAINING I
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IS THE ST RANGE GOA IS THE SC SUPPORT O	TUDENT PROGRA	ESSING SA IN THE A ING VOCA: RANGE GOA OVEMENT O	ATISFACTORILY CONSIDERING THE AGREEMENT? YES NO TIONAL AND ACADEMIC TRAINING I AL? YES NO OF STUDENT'S PRESCRIPTION
IS THE ST RANGE GOA IS THE SC SUPPORT O	TUDENT PROGRI	ESSING SA IN THE A ING VOCA: RANGE GOA OVEMENT O	ATISFACTORILY CONSIDERING THE AGREEMENT? YES NO TIONAL AND ACADEMIC TRAINING I AL? YES NO OF STUDENT'S PRESCRIPTION
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COORDINATOR'S 9 WEEK EVALUATION OF STUDENT PROGRESS (Copy to Guidance)

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	LOYER					*	
	ERVISOR/INSTRUCTOR						
	TITLE Long Range Goal					 	_
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	YES NO IF NO, WHY						 ·
•	HAS STUDENT BEEN CALLING SUPERVISO						
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* LIST TASKS AND TOOLS AS SHOWN IN WORK EXPERIENCE AGREEMENT. RATING TAKEN FROM EMPLOYER AND WORK EXPERIENCE COORDINATOR'S 2 WEEK CONFERENCE PLUS STUDENT'S EVALUATION OF HIS JOB.

PART V

GENERAL CONDITIONS

- A. THIS AGREEMENT MAY BE TERMINATED BY THE EMPLOYER AT ANY TIME BY CALLING THE WEC.
- B. THE WEC MAY TERMINATE THIS AGREEMENT AT ANY TIME BY NOTIFYING THE EMPLOYER TWO WEEKS IN ADVANCE.
- C. THE STUDENT MAY TERMINATE THIS AGREEMENT ONLY AFTER PERMISSION
 IS GRANTED BY THE WEC AND THE EMPLOYER IS GIVEN TWO WEEKS NOTICE.



PART IV - PARENT

- A. THE PARENT AGREES TO MAKE EVERY EFFORT TO SEE THAT THE STUDENT ATTENDS SCHOOL REGULARLY.
- B. THE PAPENT AGREES TO COUNSEL WITH THE WEC REGARDING PERSONAL BEHAVIOR OF THE STUDENT AND TO AID THE WEC IN CORRECTING UNACCEPTABLE BEHAVIOR.

SIGNED		
	Parent	
DATE		

PART III - STUDENT

- A. THE STUDENT AGREES TO REPORT TO WORK EVERY DAY ON TIME.

 (EMERGENCIES EXCEPTED)
- B. THE STUDENT AGREES TO NOTIFY THE EMPLOYER AND WORK EXPERIENCE
 COORDINATOR AT ANY TIME HE CANNOT GO TO WORK.
- C. THE STUDENT AGREES TO FOLLOW ALL COMPANY RULES AND REGULATIONS.
- D. THE STUDENT AGREES TO ANSWER A QUESTIONNAIRE REGARDING HIS OPINION OF HIS PROGRESS ON THE JOB.

SIGNED		
	Student	
DATE		



PART II - SARASOTA COUNTY SCHOOL SYSTEM

- A. THE WORK EXPERIENCE COORDINATOR AGREES TO FURNISH THE EMPLOYER WITH COMPLETED WORK PERMIT, WHEN REQUIRED, AND INFORMATION REGARDING CHILD LABOR LAWS AND WORKMAN'S COMPENSATION.
- B. THE WEC AGREES TO INSURE THAT THE STUDENT IS RECEIVING SUPPORTIVE

 TRAINING IN SCHOOL AS DEEMED NECESSARY BY THE EMPLOYER IF SUCH

 TRAINING CAN BE MADE AVAILABLE USING THE FACILITIES OF THE SCHOOL.
- C. THE WEC AGREES TO CONSULT WITH THE EMPLOYER AT LEAST EVERY TWO WEEKS TO OBTAIN INFORMATION FOR STUDENT'S "IN SCHOOL" ACTIVITIES.
- D. THE WEC WILL INSURE THE STUDENT IS EMPLOYED IN ACCORDANCE WITH ALI FEDERAL, STATE AND LOCAL LAWS.
- E. THE WEC WILL BE THE ARBITER OF ALL C: MPLAINTS.

SIGNED	
,	Work Experience Coordinator
DATE	



SARASCTA COUNTY SCHOOL SYSTEM WORK EXPERIENCE AGREEMENT NO.

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Α.	THE EMPLOYER Name, Address & Phone Number
	AGREES TO EMPLOY
	AGREES TO EMPLOY Name, Address & Phone Number
	BETWEEN THE HOURS OF AND FOR THE PURPOSE
	OF TRAINING HIM/HER TO BECOME Title of 5., (long range goal)
В.	THE EMPLOYER WILL PROVIDE TRAINING IN THE FOLLOWING TASKS (SHORT RANGE GOALS) TASK NAME EQUIPMENT OR TOOLS USED
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С.	WILL BE THE STUDENT'S
	IMMEDIATE SUPERVISOR AND INSTRUCTOR.
D.	THE EMPLOYER AGREES TO SUBMIT A WRITTEN PROGRESS REPORT TO THE
	WORK EXPERIENCE COORDINATOR (WEC) AT LEAST EVERY NINE WEEKS AND
	AT ANY TIME THE STUDENT IS NOT MAKING SATISFACTORY PROGRESS.
	FIRST REPORT DUE PAD OF REPORTS FURNISHED
	HEREWITH.
Ε.	THE EMPLOYER WILL COMPLY WITH THE FEDERAL MINIMUM WAGE ACT AND
	THE WORKMAN'S COMPENSATION ACT. FOREES TO PAY THE STUDENT A
	STARTING WAGE OF \$ PER HOUR. HE FURTHER AGREES TO
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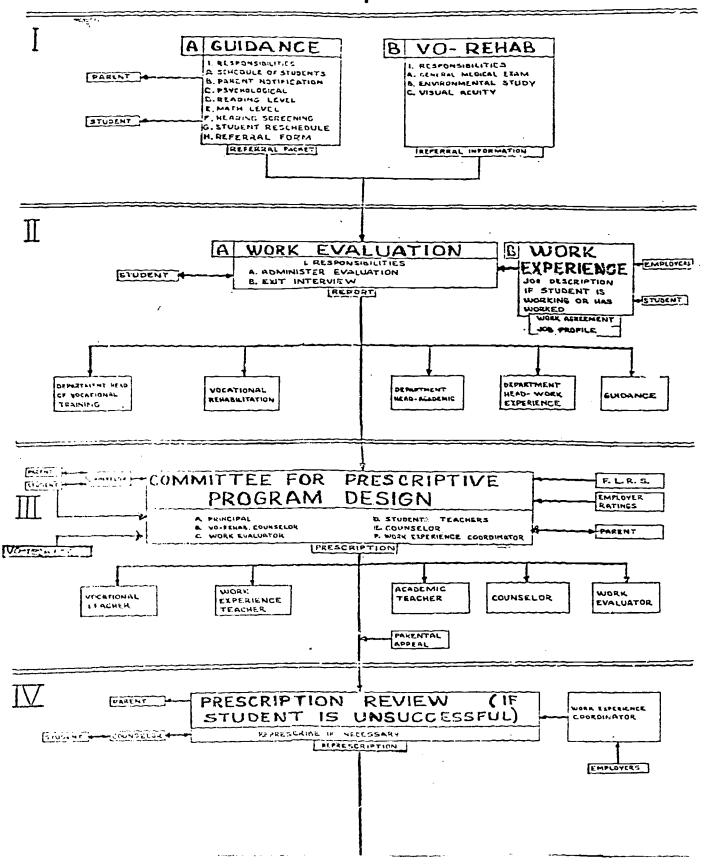
INCREASE THE WAGE COMMENSURATE WITH THE STUDENT'S INCREASED SKILLS AND VALUE TO THE EMPLOYER.

F. THE EMPLOYER AGREES TO ALLOW THE WEC TO OBSERVE THE STUDENT ON THE JOB FOR PURPOSES OF EVALUATING THE STUDENT'S PROGRESS.

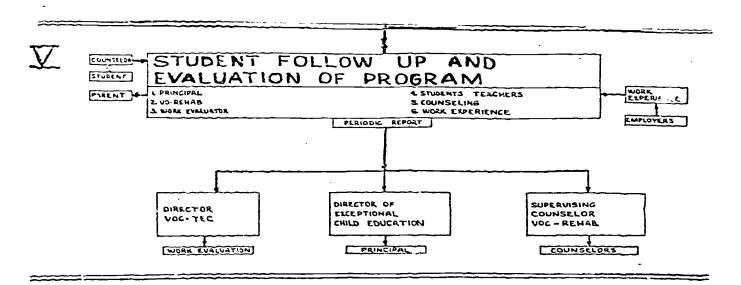
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	Employer		
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STUDENT EVALUATION * MANAGEMENT SYSTEM







LEGEND:

COMMUNICATION ACTION

COMMUNICATION INFORMATION

MIGHTEN REPORT OR INFORMATION

FARCAS OF PERMISSIPATY



DOCUMENT RESUME

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AUTHOR

Fri∈dman, Paul, Ed.; Beck, Ronna Lee, Ed.

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ABSTRACT

Included in the booklet on mental retardation and the law are reports on 11 new court cases and updated information on 35 court cases reported in previous issues. Court cases cover the following issues: architectural barriers, commitment, criminal law, education, employment, guardianship, protection from harm, sterilization, treatment, and zoning. Information on each current case includes the state involved, the cases title, and a brief summary of the action. (SBH)

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MIENTAL RETARDATION and the LAW

A Report on Status of Current Court Cases

U.S. DEPARTMENT OF MEALTH, EDUCATION & WELFARE NATIONAL INSTITUTE OF EDUCATION

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JANUARY 1977

This issue of "Mental Retardation and the Law" contains reports on 11 new cases (indicated as new in the text by an asterisk) and updated information on 35 cases reported in previous issues.

U.S. DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE Office of the Assistant Secretary for Human Development President's Committee on Mental Retardation Washington, D.C. 20201 U.S.A.

DHEW Publication No. (OHD) 77-21012

Prepared by Mr. Paul Friedman and Ms. Ronna Lee Beck for the President's Committee on Mental Retardation, with support from the Office of Child Development.





TABLE OF CONTENTS

CUR	RENT CASES	1
A.	ARCHITECTURAL BARRIERS	1
5	District of Columbia: Washington Urban League, Inc., et al. v. Washington Metropolitan Area Transit Authority, Inc	1
В.	COMMITMENT	1
	Pennsylvania: Bartley, et al v. Kremens, et al.	1
c.	CRIMINAL LAW	1
	District of Columbia: United States v. Masthers	1
D.	EDUCATION	1
	Arizona: Eaton, et al. v. State of Arizona	1
	Georgia: <u>David v. Wynne</u> *	2
	Illinois: C.S., et al. v. Deerfield Public School District #109	2
	Illinois: W.E., et al v. Board of Education of the City of Chicago, et al	2
	Indiana: Dembowski v. Knox Community School Corporation, et al	2
	Mississippi: Mattie T. v. Holladay	2
	New York: In the Matter of Tracy Ann Cox*	3
	New York: In the Matter of Richard G*	3
	North Carolina: North Carolina Association for Retarded Children, et al. v. State of North Carolina,	
	<u>et al.</u>	4
	Pennsylvania: <u>Fialkowski v. Shapp</u>	4



^{*} Cases reported for the first time in this issue are marked with an asterisk.

		Page
	Virginia: Kruse, et al v. Campbell, et al.*	4
E.	EMPLOYMENT	5
	Indiana: Sonnenburg v. Bowen	5
	Massachusetts: Smith and Doe v. United States Postal Service*	5
	Montana: Littlefield v. State of Montana*	5
	New Jersey: Schindenwolf, et al v. Klein, et al	6
F.	GUARDIANSHIP	6
	Connecticut: Albrecht v. Tepper	6
	Michigan: Schultz v. Borradaile	• 6
G.	PROTECTION FROM HARM	6
	Pennsylvania: Romeo v. Youngberg*	6
	New York: New York State Association for Retarded Children v. Carey	7
н.	STERILIZATION	7
	District of Columbia: Relf v. Weinberger; National Welfare Rights Organization, et al. v.	_
	Weinberger, et al	7
	North Carolina: Cox v. Stanton, et al	7
*.	North Carolina: North Carolina Association for Retarded Children, et al. v. State of North Carolina.	7
	North Carolina: Trent v. Wright	8
	Tennessee: <u>In re Lambert*</u>	8

			Page
ı.	TREATMENT	<u> </u>	8
	District	of Columbia: Dixon v. Weinberger	8
	District	of Columbia: Evans v. Washington	8
	Florida:	Donaldson v. O'Connor	8
	Louisiana	Gary W. v. State of Louisiana	9
	Maine:	Wouri v. Rosser	9
	Maryland:	Bauer v. Mandel	9
	Maryland:	United States v. Solomon, et al	9
	Massachus	setts: Gauthier v. Benson*	10
	Michigan:	of Mental Health	10
	Minnesota	: Welsch v. Likins	10
	Mississip	ppi: Doe v. Hudspeth	11
	Missouri:	Barnes, et al. v. Robb, et al	11
	Montana:	United States v. Mattson	11
	Nebraska:	Horacek, et al. v. Exon, et al	11
	Ohio:	Ohio Association for Retarded Citizens v. Moritz*	12
	Pennsy1va	School and Hospital	12
	Washingto	on: Preston v. Morris	12
	Washingto	on: White v. Morris	13
J.	ZONING	· · · · · · · · · · · · · · · · · · ·	13
	Massachus	Services. Inc	13
	Michigan:	Michigan Association for Retarded Citizens v. the Village of Romeo*	13
		REPORTED IN EARLIER ISSUES OF "MENTAL ID THE LAW"	14

II.

I. CURRENT CASES.

A. ARCHITECTURAL BARRIERS.

Washington Urban League, Inc., et al. v.

Washington Metropolitan Area Transit Authority,
Inc., Civil No. 776-72 (D.D.C.).

The district court has refused to modify an injunction entered on October 23, 1973, prohibiting the Metropolitan Transit Authority from operating its subway system until all facilities are accessible to physically handicapped persons. In an order dated August 31, 1976, the court refused to permit the opening of the Gallery Place station which fails to comply with the Architectural Barriers Act of 1968 because of its inaccessibility to handicapped persons. The court rejected an argument by local businessmen that "the injunction helps no one, and harms everyone." In so ruling the court noted that the danger that the transit authorities would in the future fail to comply with the Architectural Barriers Act continues to be substantial.

B. COMMITMENT.

PENNSYLVANIA: Bartley, et al. v. Kremens, et al., 402 F. Supp. 1039 (E.D. Pa. 1975).

The <u>Bartley</u> case was argued before the U.S. Supreme Court on December 1, 1976. A decision is expected by the spring.

C. CRIMINAL LAW.

DISTRICT OF COLUMBIA: United States v. Masthers, 539 F.2d 721 (D.C. Cir. 1976).

On remand from the U.S. Court of Appeals, the federal district court conducted an evidentiary hearing on September 17, 1976. Expert witnesses confirmed that the defendant was mildly retarded and testified that at the time of his guilty plea, he did not understand what the Constitution was, let alone knowingly waive his constitutional rights. On the basis of this testimony, the court vacated the earlier guilty plea and sentence and then allowed the defendant to enter a new guilty plea, based upon careful explanation in simple language of his rights. The court then sentenced him to the time he had already served, thus restoring his liberty.

D. EDUCATION.

ARIZONA: Eaton, et al. v. State of Arizona, Civil No. 329028 (Superior Ct., Ariz.), filed December 10, 1974.

No known new developments.

GEORGIA: David v. Wynne,* Civil No. LU-176-44 (S.D. Ga.), filed March 23, 1976.

Plaintiff in this suit was a 17-year-old learning disabled student who had beer expelled from public school as a result of his handicap. Plaintiff, relying on the equal protection clause of the Fourteenth Amendment to the United States Constitution and \$504 of the Rehabilitation Act of 1973, had sued to obtain an appropriate education.

In the settlement agreement, defendants agree to refer plaintiff to a technical school, to pay for the fees and transportation and to facilitate the provision of psychological counseling.

ILLINOIS: C.S., et al. v. Deerfield Public School District #109, Civil No. 73 1 284 (Circuit Ct., 19th Judicial Circuit, Lake County, III.).

No new developments.

ILLINOIS: W.E., et al. v. Board of Education of the City of Chicago, et al., Civil No. 73 CH 6104 (Circuit Ct., Cook County, Ill.).

No new developments.

INDIANA: Dembowski v. Knox Community School Corporation, et al., Civil No. 74-210 (Starke County Ct., Ind.), filed May 15, 1974.

No new developments.

MISSISSIPPI: Mattie T. v. Holladay, Civil No. DC-75-31-S (N.D. Miss.), filed April 25, 1975.

On December 13, 1976, plaintiffs filed a comprehensive motion for summary judgment challenging the state defendants' failure to enforce provisions of the Education of the Handicapped Act - Part B that require:

- prior notice and an impartial due process hearing to challenge educational evaluations and placements of children who are handicapped or labeled as handicapped by their schools, 20 U.S.C. §1413(a)(13)(A);
- the location and identification of all handicapped children in the state in need of special education services, 20 U.S.C. §1413(b)(1)(A);
- the use of racially and culturally non-discriminatory tests and procedures to classify and place handicapped children, 20 U.S.C. §1413(a)(13)(C); and
- the education of handicapped children in normal school settings with non-handicapped children to the maximum extent appropriate, 20 U.S.C. \$1413(a)(13)(B).



This motion was supported by expert affidavits by Jane R. Mercer on non-discriminatory testing and Milton Budoff on education in the most normal setting possible, by affidavits by parents from a number of counties in Mississippi describing the difficulties they have encountered in trying to get necessary educational services for their children, and by extensive documentation of the state's deficiencies drawn from a year's formal discovery.

Plaintiffs' motion to certify the class, as well as defendants' motion to dismiss, are also pending before the court.

NEW YORK: In the Matter of Tracy Ann Cox,* Civil No. H4721-75 (N.Y. Family Ct., Queens County, April 8, 1976).

In this case, the court ordered that the family of a mentally retarded child be reimbursed from state education funds for the costs of the child's maintenance in a facility serving mentally disabled children. The court ordered reimbursement even though the facility had not been approved as an educational institution by the state education department.

In support of its ruling the court recognized that education means different things to different children. The court stated that a mentally retarded child:

"...requires another kind of 'education' — how to hold a spoon, feed herself, dress herself, toilet training, et cetera, in addition to speech therapy, psychiatric and psychological treatment, et cetera — all these and more add up to the education of this and other mentally retarded children, and they are entitled to be so educated. And if [the facility in question] can achieve its goals, and in some measure, improve the child's skills, it surely is worth the efforts of the [facility] staff, and the funds of the city and state."

NEW YORK: In the Matter of Richard G,* (N.Y. Sup. Ct., App. Div., 2nd Dept., May 17, 1976).

A lower court in this case ordered the city of New York, pursuant to state education law, to reimburse the parents of a ten-year-old handicapped child for the cost of summer camp tuition.

On appeal the Appellate Divison held that:

"Where the needs of the child dictate the Family Court has the authority to order that educational services be provided during the months of July and August, as well as during the traditional school year."

The court, however, remanded the case to the lower court, holding that the family must first establish:



3

"...whether the child in question required educational services during the summer, whether the summer camp provides educational services, whether the goals set for the child in the individual treatment plan were per se educational or necessary to his education, or whether his education would have regressed had he not participated in the summer program."

NORTH CAROLINA:

North Carolina Association for Retarded Children, et al. v. State of North Carolina. et al., Civil No. 3050 (E.D.N.C.), filed May 16, 1972.

Educational issues in this case are still pending. But see case description under "Sterilization" for discussion of the sterilization issues.

PENNSYLVANIA: Fialkowski v. Shapp, 405 F. Supp. 946 (E.D. Pa. 1975).

On the eve of trial, this case was transferred to the three-judge district court which has jurisdiction in the case of Pennsylvania Association for Retarded Children, et al. v. Commonwealth of Pennsylvania, et al., 344 F. Supp. 1275 (E.D. Pa. 1971) (reported in previous issues of "MR and the Law").

VIRGINIA: Kruse, et al. v. Camptell, et al., * Civil No. 75-0622-R (E.D. Va.), filed December 1, 1975.

A three-judge district court in Virginia has held Virginia's system for providing special education tuition grants for handicapped children unconstitutional.

Plaintiffs in this class action are all disabled Virginia children and their parents who have been or will be eligible for tuition assistance grants, but who are unable to pay those costs of an appropriate private education which are not covered by the grants due to lack of financial resources.

Defendants include the superintendent of the Virginia Department of Education, the division superintendent of the Fairfax County School Board, the commissioner of the Virginia Department of Welfare and the director of the Fairfax County Department of Social Services.

The Virginia system attacked by plaintiffs provides state tuition grants to parents of certified handicapped children for 75 percent of the tuition charged for an approved private educational program. The grants, however, are limited by statute to \$1,250 for non-residential facilities and \$5,000 for residential schools. Parents who are unable to afford their proportional cost of the tuition can obtain the full cost of tuition from the local Department of Public Welfare, but only by giving up custody of their child.

In an order dated September 9, 1976, the court directed plaintiffs to file a new plan for tuition reimbursement. In a memorandum filed in





response to the court order, plaintiffs call for fully funded private education, without surrender of custody, whenever appropriate public education is unavailable.

E. EMPLOYMENT.

IND TANA: Sonnenburg v. Bowen, Civil No. P.S.C. 1949 (Porter Cty. Cir. Ct., Ind.), filed October 9, 1974.

The case is still pending in the Porter County Circuit Court with no new developments.

MASSACHUSETTS: Smith and Doe v. United States Postal Service,* Civil No. 76-2452-S (D. Mass.), filed June 21, 1976.

This class action was filed in the United States District Court in Massachusetts by two mentally retarded postal workers on behalf of all physically and mentally handicapped persons employed by the defendant, the United States Postal Service.

Plaintiffs claim that the defendant discriminates against handicapped persons with respect to seniority rights in violation of the Rehabilitation Act of 1973, the Postal Reorganization Act of 1970 and the federal regulations governing persons in federal service, the Fifth Amendment to the United States Constitution and labor-management contracts entered into by the defendant.

Specifically, named plaintiffs allege that because of their handicaps, they will not be permitted to accrue seniority rights until having worked with the Postal Service for six years. As a result of the discrimination, plaintiffs allege that they were grouped with the 56 most junior employees who were recently demoted to part-time jobs.

Plaintiffs seek declaratory and injunctive relief as well as damages.

A n tion to dismiss by defendant is pending before the court.

MONTANA: Littlefield v. State of Montana,* Civil No. 38794 (1st Jud. Dist., Montana, October 1, 1976).

Plaintiff in this case was a mentally retarded former resident of the Boulder River School and Hospital in Montana. While a resident at the school he performed general maintenance work from 1957 until 1974, and was compensated at approximately \$2 per month. Upon his release from the institution he was hired to perform the same work which he had done previously as a resident. At this point, however, he joined the local union and received a legal wage. On December 10, 1974, he brought suit against the Director of the Department of Institutions and the State of Montana for back wages and damages under the state and federal minimum wage laws. After plaintiff brought his suit for wages and damages, the



5

defendants counterclaimed for approximately \$25,000 in allegedly unpaid reimbursement owed by the plaintiff for the cost of his care and treatment while at the Boulder River School and Hospital. As a defense in response to the defendants' counterclaim, the plaintiff also counterclaimed for \$10,000 punitive damages for the allegedly wrongful charging of reimbursement costs. On September 22, 1976, the plaintiff and defendants entered into a consent judgment under which the defendants agreed to pay the plaintiff the sum of \$15,000 in exchange for plaintiff's agreement to dismiss the suit. The state court ratified this consent judgment on October 1, 1976.

NEW JERSEY: Schindenwolf, et al. v. Klein, et al., Civil No. L-41293-75 PW (Superior Ct., N.J.), filed June 25, 1976.

No new developments.

F. GUARDIANSHIP.

CONNECTICUT: Albrecht v. Tepper (Carlson), Civil No. H-263 (D. Conn.), filed December 13, 1973.

On October 6, 1976, plaintiffs filed a supplemental memorandum in support of their motion for final judgment and supplemental relief. In the memorandum plaintiffs acknowledge that there is no longer a need for the contested Connecticut statute to be declared unconstitutional, since it has been repealed. Plaintiffs also discuss recent developments in the judicial constitution of the Eleventh Amendment, the constitutional provision on which the defendant relies to deny the plaintiffs the relief the request.

MICHIGAN: Schultz v. Borradaile, Civil No. 74-4C123 (E.D. Mich.), filed October 25, 1974.

The motions under submission to the court remain undecided.

G. PROTECTION FROM HARM.

PENNSYLVANIA: Romeo v. Youngberg,* Civil No. 76-3429 (E.D. Pa.), filed November 1976.

Plaintiff, a profoundly retarded resident of Pennhurst State School and Hospital, claims in this case that his constitutional rights under the Eighth and Fourteenth Amendments have been violated by defendants' breach of their duty to provide reasonable care.

Plaintiff alleges that during his two-year stay at the hospital he has suffered injuries from third parties on at least 63 occasions. Plaintiff further alleges that although defendants had knowledge of these incidents they have failed to take action to protect him.



Plaintiff seeks a declaration that the officials have failed to provide for his safety in violation of his civil rights. Plaintiff further seeks an injunction requiring defendants to place him in a mental retardation facility which is equipped to provide for his physical safety. Plaintiff also seeks damages.

NEW YORK: New York State Association for Return Carey, 393 F. Supp. 714 (E.L. N.Y. 1975), (E.D.N.Y. 1973).

Plaintiffs have filed a motion for contempt against the defendents for failure to meet the standards set forth in the earlier consent judgment in this case. The evidentiary hearing on plaintiffs' motion for contempt is scheduled to begin on February 7, 1977.

H. STERILIZATION.

DISTRICT OF COLUMBIA: Relf v. Weinberger; National Welfare Rights

Organization, et al. v. Weinberger, et al., 372 F. Supp. 1196 (D.D.C. 1974), 403 F. Supp.

1235 (D.D.C. 1975).

The case was argued in the Court of Appeals on November 18, 1976.

NORTH CAROLINA: Cox v. Stanton, et al., Civil No. 800 (E.D.N.C.),

filed January 8, 1974.

No known new developments.

NORTH CAROLINA:

North Carolina Association for Retarded Children, et al. v. State of North Carolina, et al., Civil No. 3050 (E.D.N.C.), decided October 1, 1976.

The constitutionality of substantially all of North Carolina's involuntary sterilization statute, which relates to mentally retarded persons, has been upheld by a three-judge federal court.

The court construed the statute to mean that:

- only the director of the institution in which a mentally retarded person resides or the county director of social services may initiate a sterilization procedure; and
- 2. sterilization may only be ordered based on clear, strong and convincing evidence that the mentally retarded person is likely to engage in sexual activity without using contraceptive devices, and that either a defective child is likely to be born or that the person would be unable to care for the child.

The court struck down a provision of the statute which would have empowered a next of kin or guardian to require the initiation of sterilization procedures.



NORTH CAROLINA: Trent v. Wright (E.D.N.C.), filed January 18, 1974.

No known new developments.

TENNESSEE: In re Lambert,* Civil No. 61156 (Tenn. Prob. Ct., Davidson County, March 1, 1976).

A Tennessee probate court has refused to appoint the mother of a mentally retarded minor as the minor's conservator for the purpose of consenting to a hysterectomy.

The court held that there is "no legislation in Tennessee which gives a court jurisdiction to authorize the performance of the operation here suggested upon persons not competent to make a decision for themselves."

The court rejected arguments by the mother that it had inherent power to permit such a procedure, and refused to do so absent specific statutory authority.

I. TREATMENT.

DISTRICT OF COLUMBIA: Dixon v. Weinberger, 405 F. Supp. 974 (D.D.C. 1975).

The court has still not ruled on defendants' outline. Thus, this case remains in limbo.

DISTRICT OF COLUMBIA: Evans v. Washington, Civil No. 76-0693 (D.D.C.), filed February 23, 1976.

On July 30, 1976, the court granted the motion of the United States to proceed as amicus curiae.

FLORIDA: Donaldson v. O'Connor, 422 U.S. 563, 95 S. Ct. 2486 (1975).

On January 3, 1977 the parties agreed to a consent judgment under which Defendant Gumanis and the estate of Defendant O'Connor each agreed to pay Donaldson \$10,000, which will "constitute a full and complete settlement of all claims for damages, court costs or other costs or claims between plaintiff and defendants," except for plaintiff's claims for attorneys' fees. Ratification of this consent decree by the court is expected shortly. Thus, the only issue which remains in this case is plaintiff's claim for attorneys' fees under the recent Civil Rights Attorneys' Fees Act of 1976, P.L. 94-599, which went into effect on October 19, 1976. This act gives judges discretion to award reasonable attorneys' fees to the prevailing party in cases brought under \$1983 of the Civil Rights Act, which provides a cause of action for violation of an individual's constitutional rights by state officials acting under color of state law. The decision in this case on attorneys' fees will be : with precedent indicating whether attorneys litigating constitutic nai rights cases on behalf of mentally handicapped persons can have

a reasonable expectation of recovering attorneys' fees under the new act. If such fees can be recovered, the availability of legal counsel for mentally handicapped persons will certainly increase.

LOUISIANA: Gary W. v. State of Louisiana, Civil No. 74-2412 (E.D. La.), decided July 26, 1976.

On July 26, 1976, the court ruled that every Louisiana child placed in a Texas facility "has the right to care, education, medical and personal treatment suited to his characteristics and meeds regardless of his age, degree of retardation or handicapping con-"." The state was directed to spend at least as much per capita for ... ve care as it currently spends on Louisiana children i lities. Further, the exas court ordered that the children must be to Louisiana for thorough evaluations by the LSU Medical School, and that detailed individual treatment plans must be prepared and fully implemented for each child. Among the factors to be considered by LSU in making the placement recommendation for each child is the geographic location of the proposed placement. Placements may only be made if they are in conformance with the individual treatment plans. The court then issued a detailed order on December 2, 1976, setting forth standards to govern placements, periodic reviews and treatment.

The court further ruled that all Louisiana children must be permanently removed from certain of the Texas institutions which were proved at trial to be inadequate, and, in an order entered on September 22, 1976, it required that each child presently at those institutions be placed in accordance with his or her LSU placement recommendation, regardless of the cost of obtaining such a placemen The first 85 placement recommendations have now been made by LSU, and they require foster homes or small group homes near the child's natural family in Louisiana.

On December 28, 1976, a hearing was held to consider plaintiffs' claim for attorneys' fees under the Civil Rights Attorneys' Fees Act, P.L. 94-559, and to review state defendants' efforts to locate placements in accordance with the recommendations of the LSU evaluation team.

MAINE: W v. Rosser, Civil No. 75-80-SD (S. D. Maine), filed August 22, 1975.

At a conference on September 10, 1976, the parties reported to the court that efforts to negotiate a consent decree had been unsuccessful. Trial has been scheduled for February 1977.

MARYLAND: Bauer v. Mandel, Civil No. 22-871 (Anne Arundel County Circuit Ct.), filed September 1975.

No known new developments.

MARYLAND: United States v. Solomon, et al., Civil No. N-74-181 (D. Md.), filed February 21, 1974.

The United States has appealed to the Fourth Circuit Court of Appeals. A brief urging reversal of the district court's order was filed on December 1, 1976.

The resolution of this case may affect ten other cases in Maryland, Montana, Alabama, New York, North Carolina, Nebraska, Pennsylvania, Louisiana, and the District of Columbia, in which the Office of Special Litigation in the Civil Rights Division of the Department of Justice is participating as litigating <u>Lnicus</u> curiae, plaintiff, or plaintiff—intervenor seeking to remedy violations of federal constitutional rights of mentally retarded persons.

MASSACHUSETTS: Gauthier v. Benson, * Civil No. 75-3910-T (D. Mass.).

This class action right to treatment suit involving the Manson State Hospital in Massachusetts has been settled by a consent decree. The decree sets out in great detail capital improvements which must be made the institution.

Greener also calls for addition of ar unspecited number of professional and prect care staff.

MICHIGAN: Jobes, et al. v. Michigan Department of Mental Health, Civil No. 74-004-130 DC (Cir. Ct., Wayne County, Mich.), filed February 19, 1974.

In an opinion in October 1974, two trials were scheduled to consider separately (1) whether children can consent to two medical research projects at Lafayette Hospital in Detroit, Michigan, and (2) whether it is against public policy to use children, especially those who are mentally disabled, in medical research. Subsequently, the Administrative Rules Committee of the Michigan Department of Mental Health enacted, on an emergency basis, rules which prohibited persons under 18 years of age from participating in medical research and experimentation not directly for their benefit if they were recipients of mental health services. Those rules have since expired, and the legislature is seeking the assistance of the National Commission for the Protection of Human Subjects in Biomedical and Behavioral Research before promulgating new administrative rules. Counsel for plaintiffs will decide whether to proceed to the trials when the new rules are published.

MINNESOTA: Welsch v. Likins, 373 F. Supp. 487 (D. Minn. 1974).

The case is expected to be argued in the Eighth Circuit Court of Appeals in early 1977.

Amicus curiae briefs were submitted in support of the Commissioner of Public Welfare by Philip Kurland and Daniel Polsky of Chicago; the Attorney General of South Dakota, on behalf of the Minnesota State House and Senate of South Dakota; by the Attorney General of Texas, on behalf of the states of Texas, Hawaii, Tennessee, Florida, and Nebraska; and by the Attorney General of Pennsylvania on behalf of the Commonwealth of Pennsylvania.

The Mental Health Law Project, representing the National Association for Retarded Citizens, the Minnesota Association for Retarded Citizens and the Council for Exceptional Children, filed an <u>amicus</u> brief in support of the plaintiffs.



MISSISSIPPI: Doe v. Hudspeth, Civil No. J 75-36(N) (S.D. Miss.), filed February 11, 1975.

No known new developments.

MISSOURI: Barnes, et al. v. Robb, et al., Civil No. 75 CV87-C (W.D. Mo., Central Division), filed April 11, 1975.

This is a Wyatt-type class action, seeking injunctive relief, filed on behalf of patients involuntarily confined in the Forensic Unit at Fulton State Hospital, a state facility located in Fulton, Missouri. The Forensic Unit is the one maximum-security facility serving the Missouri Department of Mental Health. It contains both mentally ill and mentally retarded persons. While the majority of Forensic Unit patients are not mentally retarded, plaintiffs allege aplete lack of qualified staff and special programming to meet the special habilitative and reatment needs of the 10-20% of the population who are mentally retarded. Although the lack of proper programs for the mentally retarded "patients" is only one of a broad range of institutional inadequacies which plaintiffs seek to correct through the lawouit, it is the one on which they have placed the greatest emphasis.

Plaintiffs have completed a great deal of discovery, and are now preparing for trial.

MONTANA: United States v. Mattson (Kellner), Civil No. 74-1-138 BU (D. Mont.), filed November 8, 1974.

This right to treatment and freedom from harm action brought by the United States, through the Attorney General, was dismissed by the district court on September 28, 1976. The court ruled that "the United States has no standing to sue," citing Judge Northrup's opinion in United States v. Solomon (above).

A notice of appeal was filed October 19, 1976.

NEBRASKA: Horacek, et al. v. Exon, et al., Civil No. 72-L-299 (D. Neb.).

This class action right to treatment case involving the Beatrice State Development in Nebraska was settled by a consent decree on October 31, 1975. The decree was amended on November 10, 1975.

On September 9, 1976, the United States of America, plaintiff-intervenor in the case, filed a motion which alleged that defendants have failed to comply with the consent decree and which called for a new hearing date.

In its motion, the United States pointed to several specific violations of the consent decree, including the following:

 The consent decree provided for placement of residents in less restrictive community-based facilities. Under the decree, the defendants were under an obligation to increase such programs and were bound to at least sustain the level of services and programming as they existed at the time of the decree. The United States alleges that:

"...instead of the anticipated expansion of community-based programs...the direct opposite has occurred; namely, mentally retarded persons formerly resident in community-based programs have been returned to the Beatrice State Home and other institutions serving class members during the past year";

- The consent decree recognized that institutionalized mentally retarded persons have a constitutional right to adequate care and habilitation. The United States contends that violations of those constitutional rights continue;
- 3. The consent agreement also called for creation of a mental retardation panel, which was to monitor implementation of each consent decree provision. The panel has not been established, however, since no money for its operation has been appropriated by the legislature and no alternative funding sources have been found.

On November 9, 1976 defendants filed a motion to dismiss on grounds that the United States lacks standing to intervene in this case. In support of their motion, defendants cite the Solomon and Mattson cases (reported above) in which the United States was dismissed as plaintiff.

OHIO: Ohio Association for Retarded Citizens v. Moritz,* Civil No. C-2-76-398 (S.D. Ohio), filed May 25, 1976.

This right to treatment class action has been filed on behalf of Ohio citizens who are both mentally ill and mentally retarded. Plaintiffs allege that members of the class are shuttled between mental retardation and mental health facilities, with both disclaiming responsibility for delivering treatment.

Plaintiffs seek declaratory and injunctive relief which would require defendants to evaluate the needs of each class member and to develop detailed treatment and habilitation standards for the class.

PENNSYLVANIA: Halderman v. Pennhurst State School and Hospital, Civil No. 74-1345 (E.D. Pa.), filed May 30, 1974.

On November 29, 1976, the court denied 11 motions by defendants, including a motion to dismiss. On January 4, 1977, the court granted a motion by plaintiffs for an injunction against destruction or alteration of records.

WASHINGTON: Preston v. Morris, Civil No. 77-9700 (Superior Ct., King County, Wash.), filed April 23, 1974.

No new developments.

18



-WASHINGTON: White v. Morris, Civil Nos. 4350-I and 4493-I (Ct. of Appeals, Wash.

Arguments were heard in the Court of Appeals in November, 1976.

J. ZONING.

MASSACHUSETTS: Zarek v. Attleboro Area Human Services, Inc., Civil No. 2450 (Superior Ct., Mass.), filed November 1975.

On June 11, 1976 the court granted declaratory relief to defendants, Attleboro Area Human Services, Inc.

Ourt found that the normalization program in the community residence encompasses a complete educational process rather than a custodial residential program. As a result, the court held that under state law the residence is exempt from local zoning prohibition since the facility is not a medical care or similar facility, but instead serves an educational purpose which is public.

MIC GAN: Michigan Association for Retarded Citizens v. The Village of Romeo,* Civil No. 670769 (E.D. Mich.).

Plaintiffs in this suit are children with mental and physical disabilities and sponsoring organizations. They seek declaratory and injunctive relief against the defendant village and its officials to ensure that the plaintiff children have access to residential community settings. \$200,000 in damages is also sought for each minor plaintiff.

Plaintiffs allege that the village's interpretation of the local zoning laws in a way that precludes establishment of a foster care home in "single family" areas deprives them of various constitutional and statutory rights.

CLOSED CASES REPORTED IN EARLIER ISSUES OF "MENTAL RETARDATION AND THE LAW"

ARCHITECTURAL BARRIERS

Snowdon v. Birmingham-Jefferson County Transit Authority, Alabama:

No. 75-G-330-S (N.D. Ala.), decided June 24, 1975.

Disabled in Action of Baltimore, et al. v. Hughes, et Maryland:

al., Civil Action No. 74-1069-HM (D. Md.).

Friedman v. County of Cuyahoga, Case No. 895961 (Court of Ohio:

Common Pleas, Cuynhoga County, Ohio), consent decree entered

November 15, 1972.

CLASSIFICATION В.

Larry P. v. Riles, No. C-71-2270 (N.D. Calif.), pre-California:

liminary injunction order, 343 F. Supp. 1306 (1972), affirmed, 502 F.2d 963 (9th Cir. 1974); supplementary

order, December 13, 1974.

Lebanks, et al. v. Spears, et al., consent decree, Louisiana:

60 F.R.D. 135 (E.D. La. 1973).

Massachusetts: Stewart, et al. v. Philips, et al., Civil Action No.

70-1199-F (D. Mass.), filed September 14, 1970.

COMMITMENT C.

Poe v. Weinberger, No. 74-1800 (D.D.C.), filed District of Columbia:

December 10, 1974.

United States v. Shorter (Superior Ct., D.C.), District of Columbia:

decided November 13, 1974. No. 9076, (D.C.

Ct. of Appeals), decided August 26, 1975.

Georgia: J.L. and J.R. v. Parham, No. 75-163-Mac (M.D. Ga.,

February 26, 1976).

Indiana: Jackson v. Indiana, 406 U.S. 715 (1972).

Michigan: White v. Director of Michigan Department of Mental Health,

No. 75-10022 (E.D. Mich.), filed August 6, 1975.

Mersel v. Kremens, No. 74-159 (E.D. Pa.), decided Pennsylvania:

August 20, 1975.

West Virginia:

State ex rel. Miller v. Jenkins, No. 13340 (Supreme Ct. of Appeals, W.Va. at Charleston), decided March 19, 1974.

Wisconsin:

State ex rel. Matalik v. Schubert, 4 Wis.2d 315, 204 N.W.2d 13 (Supreme Ct. Wis. 1973).

Wisconsin:

State corel. Haskins v. County Court of Dodge County, 62 Wis.2d 250, 214 N.W.2d 575 (Supreme Ct., Wis. 1974).

D. CRIMINAL LAW

Georgia: Pate, et al. v. Parham, et al., Civil No. 75-46 Mac. (M.D. Ga.), decided September 19, 1975.

E. CUSTODY

Georgia:

Lewis v. Davis, et al., Civil Action No. D-26437 (Superior Ct., Chatham County, Ga.), decided July 19, 1974.

Iowa:

In the Interest of Joyce McDonald, Melissa McDonald, Children, and the State of Iowa v. David McDonald and Diane McDonald, Civil Action No. 128/55162 (Iowa Supreme Court, October 18,

Iowa:

In the Interest of George Franklin Alsager, et al. and the State of Iowa v. Mr. and Mrs. Alsager, Civil Action No. 169/55148 (Iowa Supreme Court, October 18, 1972).

F. **EDUCATION**

California:

California Association for Retarded Children v. State Board of Education, No. 237277 (Superior Ct., Sacramento County), filed July 27, 1973.

California:

Case, et al. v. State of California, Civil Action No. 101679 (Superior Ct., Riverside County).

Colorado: Colorado Association for Retarded Children v. The State of Colorado, Civil Action No. C-4620 (D. Colo.).

Connecticut: Kivell v. Nemoitan, et al., No. 143913 (Superior Ct., Fairfield County, Conn.), decided July 18, 1972.

Delaware: Beauchamp v. Jones, No. 75-350 (D. Del.), filed October 23,

District of Columbia: Mills Board of Education of the District

of Co 348 Supp. 866 (. D. Ct.,

of Co Supplemental Order on Contempt

and he ter and July, 1975.

Florida: Florida Association for Retarded Children, et al. v. State

Board of Education, Civil Action No. 730250-CIV-NCR (S.D. Fla.).

Florida: Florida ex rel. Stein v. Keller, No. 73-28747 (Circuit Ct., Dade County, Fla.).

Florida: Florida ex rel. Grace v. Dade County Board of Public Instruction, No. 73-2874 (Cir. Ct., Dade County, Fla.).

Kentucky: Kentucky Association for Retarded Children v. Kentucky, No. 435 (E.D., Ky.), consent decree, November, 1974.

Maryland: Maryland Association for Retarded Children, Leonard Bramble v. State of Maryland, Civil Action No. 720733-K (D. Md.).

In the Maryland State Court, Equity No. 77676 (Circuit Ct. for Baltimore County), decided April 9, 1974.

Michigan: Harrison, et al. v. State of Michigan, et al., Civil Action No. 38557 (E.D., Michigan).

New Hampshire: Swain v. Barrington School Board, No. Eq. 5750 (Superior Ct., New Hampshire), decided March 12, 1976.

New York: Reid v. Board of Education of the City of New York,

No. 8742 (Commission of Education for the State of New
York), decided November 26, 1973. Federal Court Abstention
Order, 453 F.2d 238 (2d Cir. 1971).

North Carolina: Hamilton v. Riddle, Civil Action No. 72-86 (Charlotte Division, W.D., N.C.).

North Dakota: In re G.H., Civil Action No. 8930 (Supreme Ct., N.D.), decided April 30, 1974.

North Dakota: North Dakota Association for Retarded Children v. Peterson (D.N.D.), filed November 1972.

Ohio: Cuyahoga County Association for Retarded Children and Adults, et al. v. Essex, No. C 74-587 (N.D. Ohio), decided April 5, 1976

Pennsylvania: Pennsylvania Association for Retarded Children, et al. v. Commonwealth of Pennsylvania, et al., 344 F. Supp. 1275 (3-judge Court, E.D., Pa. 1971).

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Rhode Island: Rhode Island Society for Autistic Children, Inc., et

al. v. Board of Regents for Education of the State of Riode Island, et al., Civil Action File No. 5081 (D.R.I.), sipulations signed September 19, 1975.

Washington: Rockafellow, et al. v. Brouillet, et al., No. 787938

(Superior Ct., King County, Wash.).

West Virginia: Doe v. Jones (Hearing before the State Superin-

tendent of Schools), decided January 4, 1974.

Wisconsin: Marlega v. Board of School Direc rs of City of

Milwaukee, Civil Action No. 70C8 (E.D., Wis.), consent

decree, September, 1970.

Wisconsin: Panitch, et al. v. State of Wisconsin, Civil Action

No. 72-L-461 (D. Wis.).

Wisconsin: State of Wisconsin ex rel. Warren v. Nusbaum,

Wisc.2d ____, 219 N.W.2d 577 (Supreme Ct., Wis.

1974).

Wisconsin: Unified School District No. 1 v. Barbara Thompson,

Case No. 146-488 (Cir. Ct., Dane Cty.). Memorandum

Decision, May 21, 1976.

G. EMPLOYMENT

District of Columbia: National League of Cities v. Usery, U.S.

, 44 U.S.L.W. 4974 (June 24, 1976).

District of Columbia: Souder, et al. v. Brennan, et al., 367 F. Supp.

808 (D.D.C. 1973).

Florida: Roebuck, et al. v. Florida Department of Health and

Rehabilitation Services, et al., 502 F.2d 1105 (5th Cir.

1974).

Iowa: Brennan v. State of Iowa, 494 F.2d 100 (8th Cir. 1973).

Maine: Jortberg v. Maine Department of Mental Health, Civil Action

No. 13-113 (D. Maine), consent decree, June 18, 1974.

Missouri: Employees of the Department of Public Health and Welfare,

State of Missouri v. Department of Public Health and Welfare of the State of Missouri, 411 U.S. 279 (1973).

Ohio: Souder v. Donahey, et al., No. 75222 (Supreme Ct., Ohio).



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Ohio: Walker v. Gallipolis State Institute, Case No. 75CU-09-3676 (Court of Common Pleas, Franklin County, Ohio), dismissed September 8, 1976.

Tennessee:

Townsend v. Clover Bottom Hospital and School, No.

A-2576 (Chancery Court, Nashville, Tenn. 1974). Denial of defendants' motion to dismiss affirmed, 513 S.W.2d 505 (Tenn. Supreme Court 1974), appeal dismissed and certiorari denied June 9, 1975. Application by state for stay of judgment denied by Mr. Justice Stewart, June 23, 1975.

Tennessee: Townsend v. Treadway, Civil Action No. 6500 (M.D. Tenn.), decided September 21, 1973.

Wisconsin: Weidenfeller v. Kidulis, 380 F. Supp. 445 (E.D. Wis. 1975).

H. GUARDIANSHIP

Connecticut: McAuliffe v. Carlson, 377 F. Supp. 869 (D. Conn. 1974), supplemental decision, 386 F. Supp. 1245(D. Conn. 1975).

Pennsylvania: Vecchione v. Wohlgemuth, 377 F. Supp. 3161 (F.D. Pa. 1974).

I. PROTECTION FROM HARM

New York: Rodriguez v. State, 355 N.Y.S.2d 912 (Court of Claims 1974).

Pennsylvania: Janet D. v. Carros, No. 1079-73 (Court of Common Pleas, Allegheny County, Pa.), decided March 29, 1974.

J. STERILIZATION

Alabama: Wyatt v. Aderholt, 368 F. Supp. 1382 (M.D. Ala. 1972).

California: In re Kemp, 43 Cal. App. 3d 758 (Court of Appeals, 1974).

Missouri: In re M.K.R., 515 S.W.2d 467 (Supreme Ct., Mo. 1974).

North Carolina: In re Moore, 221 S.E.2d 307 (N.C. Supreme Ct., 1976).

Wisconsin: In re Mary Louise Anderson (Dane County Court, Branch I, Wis.), decided November, 1974.



K. TREATMENT

- Alabama: Pugh v. Locke and James v. Wallace, 406 F. Supp. 318 (M.D. Ala. 1976).
- Alabama: Wyatt v. Hardin, 325 F. Supp. 781 (M.D. Ala. 1971), 344 F. Supp. 1341 (M.D. Ala. 1971), 344 F. Supp. 373, 387 (M.D. Ala. 1972), aff'd in part, modified in part sub nom. Wyatt v. Aderholt, 503 F.2d 1305 (5th Cir. 1974).
- California: Revels, et al. v. Brian, M.D., et al., No. 658-044 (Superior Ct., San Francisco).
- District of Columbia: Evans v. Washington, No. 76-0693 (D.D.C.), filed February 23, 1976.
- Georgia: Burnham v. Department of Health of the State of Georgia, 349 F. Supp. 1335 (N.D. Ga. 1972), 503 F.2d 1319 (5th Cir. 1974), cert. denied, U.S. ____, 43 U.S.L.W. 3682 (1975).
- Hawaii: Gross v. Hawaii, Civil No. 43090 (Cir. Ct., Hawaii). Consent decree, February 3, 1976.
- Illinois: Nathan v. Levitt, No. 74 CH 4080 (Circuit Ct., Cook County, Ill.), consent order, March 26, 1975.
- Illinois: Rivera, et al. v. Weaver, et al., Civil Action No. 72C135.
- Illinois: Wheeler, et al. v. Glass, et al., 473 F.2d 983 (7th Cir. 1973).
- Massachusetts: Ricci, et al. v. Greenblatt, et al., Civil Action No. 72-469F (D. Mass.), consent decree, November 12, 1973.
- Ohio: Davis v. Watkins, 384 F. Supp. 1196 (N.D. Ohio 1975).
- Pennsylvania: Roe v. Pennsylvania, No. 74-519 (W.D. Pa., filed June 9 1976).
- Pennsylvania: Waller v. Catholic Social Services, No. 74-1766 (E.D., Pa.).
- Tennessee: Saville v. Treadway, Civil Action No. Nashville 6969 (M.D. Tenn), decided March 8, 1974. Consent Decree, September 18, 1974.
- Washington: Boulton v. Morris, No. 781549 (Superior Ct., King County, Wash.), filed June 1974.

L. VOTING

Massachusetts: Boyd, et al. v. Board of Registrars of Voters of Belchertown No. 75-141 (Sup. Jd. Ct., Mass., September 30, 1975).

New Jersey: Carroll, et al. v. Cobb, et al, No. A-669-74 and A-1044-74 (Superior Ct., N.J., Appellate Division), decided February 23, 1976.

M. ZONING

California: Defoe v. San Francisco Planning Commission, Civ. No. 30789 (Superior Ct., Calif.).

California: City of Los Angeles v. California Department of Health, No. 116571 (Calif. Super. Ct., October 24, 1975).

Colorado: The City of Delta v. Thompson v. Nave and Redwood, No. 75-431 (Colorado Ct. of Appeals), decided December 11, 1975.

Florida: City of Temple Terrace v. Hillsborough Association For Retarded Citizens, Inc., 44 U.S.L.W. 2189 (Fla. Ct. App. 2d District), decided October 10, 1975.

Michigan: Doe v. Damm, Complaint No. 627 (E.D., Mich.).

Minnesota: Anderson v. City of Shoreview, No. 401575 (D. Ct., Second Judicial District, Minn.), decided June 24, 1975.

Montana: State ex rel. Thelan v. City of Missoula, No. 13192 (Supreme Ct., Montana), decided December 8, 1975.

New York: Little Neck Community Association v. Working Organization for Retarded Children (N.Y. Sup. Ct. App. Div., 2d Dept., May 3, 1976).

New York: Village of Belle Terre v. Borass, 91 S.Ct. 1536 (1974).

Ohio: Boyd v. Gateways to Better Living, Inc., Case No. 73-CI-531 (Mahoning County Court of Common Pleas).

Ohio: Driscoll v. Goldberg, Case No. 72-CI-1248 (Mahoning County Ct. of Common Pleas, Ohio), 73 C.A. 49 (Ohio Court of Appeals, 7th District), decided April 9, 1974.

Wisconsin:

Browndale International, Ltd. v. Board of Adjustment,
60 Wis.2d 182, 208 N.W.2d 121 (Wis. 1973), sert.
denied, 94 S.Ct. 1933 (1974).

