



UNITED STATES DEPARTMENT OF EDUCATION  
OFFICE OF SPECIAL EDUCATION AND REHABILITATIVE SERVICES

JUL - 1 2010

Honorable Peter H. O'Meara  
Commissioner  
Connecticut Department of Developmental Services, DMR Central  
460 Capitol Avenue  
Hartford, Connecticut 06106-1630

Dear Commissioner O'Meara:

We have approved your State's application for Federal Fiscal Year (FFY) 2010 funds, under Part C of the Individuals with Disabilities Education Act (IDEA Part C). Our approval is based on our review of the application, submitted by the Connecticut Department of Developmental Services (CDDS) to the U.S. Department of Education, Office of Special Education Programs (OSEP) on May 10, 2010, including the policies, procedures, methods, descriptions, assurances, and certifications identified in Section II, which is incorporated by reference to this letter as Enclosure A. This includes the assurance from the CDDS that the statewide system of early intervention services required by Part C under 20 U.S.C. 1431 through 1444 and applicable regulations in 34 CFR Part 303 is, and will remain, in effect throughout the FFY 2010 grant period.

OSEP is also approving the revised transition policies the State submitted under Sections II.A.3, 4, and 5 of the State's FFY 2010 IDEA Part C grant application and IDEA sections 637(a)(9)(A)(ii)(I) and 637(a)(9)(C). As stated in OSEP's June 24, 2010 memo, the State has resolved the issues regarding those policies set out in OSEP's June 15, 2010 memo. As stated in its January 22, 2010 memo, OSEP approved the State's revised cost participation policy, submitted under Section II.A.7 of the State's FFY 2010 IDEA Part C grant application and IDEA sections 632(4)(B) and 637(a)(3)(A).

Please note that as part of your State's application for FFY 2010, your State has made an assurance, pursuant to 34 CFR §80.11(c), that it will comply with all applicable Federal statutes and regulations in effect during the FFY 2010 grant period. Before adopting a new or revised Part C policy or procedure that is required under Section II.A of the State's FFY 2010 application, the State must subject those policies and procedures to the public participation requirements in 34 CFR §§303.110 through 303.113 and receive OSEP approval for them prior to their implementation.

Enclosed is the State's FFY 2010 grant award for funds available under the Consolidated Appropriations Act, 2010 – P.L. 111-117 for the Part C program. These funds are available for obligation by States from July 1, 2010, through September 30, 2012, in accordance with 34 CFR §76.709.

Section IV.B of the FFY 2010 application for Part C funds requested updated information about each State's restricted indirect cost rate. Your State indicated that CDDS has a final restricted indirect cost rate agreement that has been approved by CDDS's cognizant Federal agency and is

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effective until June 30, 2011. In Section IV.B, your agency (as the lead agency designated under Part C) indicated that it will continue to apply the currently approved restricted indirect cost rate to its IDEA Part C FFY 2010 grant funds until a new restricted indirect cost rate agreement is negotiated and approved by CDDS's cognizant Federal agency. Please forward a copy to our Indirect Cost Unit and to your OSEP State Contact of the new or revised restricted indirect cost rate agreement once it is approved by CDDS's cognizant Federal agency.

Section 604 of the IDEA provides that "[a] State shall not be immune under the 11<sup>th</sup> amendment to the Constitution of the United States from suit in Federal court for a violation of this [Act]." Section 606 provides that each recipient of assistance under IDEA make positive efforts to employ and advance in employment qualified individuals with disabilities in programs assisted under the IDEA. Therefore, by accepting this grant, your State is expressly agreeing as a condition of IDEA funding to a waiver of Eleventh Amendment immunity and to ensuring that positive efforts are made to employ and advance employment of qualified individuals with disabilities in programs assisted under the IDEA.

The enclosed grant award of FFY 2010 funds is made with the continued understanding that this Office may, from time to time, require clarification of information within your application, if necessary. These inquiries may be necessary to allow us to appropriately carry out our administrative responsibilities related to Part C.

We appreciate your ongoing commitment to the provision of quality early intervention services to infants and toddlers with disabilities and their families.

Sincerely,



Alexa Posny, Ph.D.  
Acting Director  
Office of Special Education Programs

Enclosure

Enclosure A

cc: Part C Coordinator