

**Commonwealth of the Northern Mariana Islands Part B FFY 2008 SPP/APR Response Table**

<b>Monitoring Priorities and Indicators</b>	<b>Status of APR Data/SPP Revision Issues</b>	<b>OSEP Analysis/Next Steps</b>
<p>1. Percent of youth with IEPs graduating from high school with a regular diploma.</p> <p>[Results Indicator]</p>	<p>The Commonwealth of the Northern Mariana Islands (CNMI) revised the indicator and measurement language (consistent with revisions in the Indicator Measurement Table) and improvement activities for this indicator and OSEP accepts those revisions.</p> <p>CNMI's FFY 2007 reported data for this indicator are 78%. Because CNMI's actual target data for this indicator are from the same year as the data reported for this indicator in CNMI's FFY 2007 APR, OSEP cannot comment on whether there is progress or slippage. CNMI met its FFY 2007 target of 75%.</p> <p>CNMI provided a narrative that describes the conditions youth must meet to graduate with a regular diploma.</p>	<p>OSEP appreciates CNMI's efforts to improve performance.</p>
<p>2. Percent of youth with IEPs dropping out of high school.</p> <p>[Results Indicator]</p>	<p>CNMI revised the indicator and measurement language (consistent with revisions in the Indicator Measurement Table) and improvement activities for this indicator and OSEP accepts those revisions.</p> <p>CNMI's FFY 2007 reported data for this indicator are 9%. Because CNMI's actual target data for this indicator are from the same year as the data reported for this indicator in CNMI's FFY 2007 APR, OSEP cannot comment on whether there is progress or slippage. CNMI did not meet its FFY 2007 target of 3%.</p> <p>CNMI provided a narrative that describes what counts as dropping out for all youth and, if different, what counts as dropping out for youth with IEPs.</p>	<p>OSEP looks forward to CNMI's data demonstrating improvement in performance in the FFY 2009 APR, due February 1, 2011.</p>
<p>3. Participation and performance of children with IEPs on statewide assessments:</p> <p>A. Percent of the districts with a disability subgroup that meets the State's minimum "n" size that meet the State's AYP targets for the disability subgroup.</p> <p>[Results Indicator]</p>	<p>Indicator 3A is not applicable to CNMI.</p>	
<p>3. Participation and performance of children with IEPs on statewide</p>	<p>CNMI revised the indicator and measurement language (consistent with revisions in the Indicator Measurement Table) and improvement activities for</p>	<p>OSEP looks forward to CNMI's data demonstrating improvement in</p>

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<p>assessments:</p> <p>B. Participation rate for children with IEPs.</p> <p>[Results Indicator]</p>	<p>this indicator and OSEP accepts those revisions.</p> <p>CNMI's FFY 2008 reported data for this indicator are 96.7% for reading and 96.9% for math. The measurement for this indicator has changed. Therefore, OSEP cannot determine progress or slippage from CNMI's reported FFY 2007 data. CNMI did not meet its FFY 2008 targets of 100%.</p> <p>CNMI provided a web link to 2008 publicly-reported assessment results. (See <a href="http://www.pss.cnmi.mp/PSSCentralOffice/index.cfm?pageID=269">http://www.pss.cnmi.mp/PSSCentralOffice/index.cfm?pageID=269</a>.)</p>	<p>performance in the FFY 2009 APR.</p>
<p>3. Participation and performance of children with disabilities on statewide assessments:</p> <p>C. Proficiency rate for children with IEPs against grade level, modified and alternate academic achievement standards.</p> <p>[Results Indicator]</p>	<p>CNMI revised the indicator and measurement language (consistent with revisions in the Indicator Measurement Table) and improvement activities for this indicator and OSEP accepts those revisions.</p> <p>CNMI's FFY 2008 reported data for this indicator are 28.3% for reading and 27.3% for math. The measurement for this indicator has changed. Therefore, OSEP cannot determine progress or slippage from CNMI's reported FFY 2007 data. CNMI did not meet its FFY 2008 targets of 30%.</p> <p>CNMI provided a web link to 2008 publicly-reported assessment results. (See <a href="http://www.pss.cnmi.mp/PSSCentralOffice/index.cfm?pageID=296">http://www.pss.cnmi.mp/PSSCentralOffice/index.cfm?pageID=296</a>.)</p>	<p>OSEP looks forward to CNMI's data demonstrating improvement in performance in the FFY 2009 APR.</p>
<p>4. Rates of suspension and expulsion:</p> <p>A. Percent of districts that have a significant discrepancy in the rate of suspensions and expulsions of greater than 10 days in a school year for children with IEPs; and</p> <p>[Results Indicator]</p>	<p>CNMI revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>Having no districts, CNMI compares the rates of long-term suspensions and expulsions for students with and without disabilities for CNMI as a whole. CNMI's FFY 2007 reported data (long-term suspensions) for this indicator are .4% for students without disabilities and 2.8% for students with disabilities. Because CNMI's actual target data for this indicator are from the same year as the data reported for this indicator in CNMI's FFY 2007 APR, OSEP cannot comment on whether there is progress or slippage. CNMI did not meet its FFY 2007 target of 0% between the rates of long-term suspensions for students with and without disabilities.</p> <p>CNMI reported its definition of "significant discrepancy."</p> <p>CNMI reported that it reviewed its policies, procedures, and practices relating to the development and implementation of IEPs, the use of positive behavioral interventions and supports, and procedural safeguards to ensure compliance</p>	<p>OSEP looks forward to CNMI's data demonstrating improvement in performance in the FFY 2009 APR.</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
	<p>with the IDEA, as required by 34 CFR §300.170(b) for significant discrepancies for FFY 2007.</p> <p>CNMI reported that it revised its practices relating to the development and implementation of IEPs, the use of positive behavioral interventions and supports, and procedural safeguards to ensure compliance with the IDEA, pursuant to 34 CFR §300.170(b) for significant discrepancies identified in FFY 2007. CNMI further explained that revisions to its policies and procedures were unnecessary.</p>	
<p>4. Rates of suspension and expulsion:</p> <p>B. Percent of districts that have: (a) a significant discrepancy, by race or ethnicity, in the rate of suspensions and expulsions of greater than 10 days in a school year for children with IEPs; and (b) policies, procedures or practices that contribute to the significant discrepancy and do not comply with requirements relating to the development and implementation of IEPs, the use of positive behavioral interventions and supports, and procedural safeguards.</p> <p>[Compliance Indicator; New for FFY 2009]</p>	<p>Indicator 4B is not applicable to CNMI.</p>	
<p>5. Percent of children with IEPs aged 6 through 21 served:</p> <p>A. Inside the regular class 80% or more of the day;</p> <p>B. Inside the regular class less than 40% of the day; or</p> <p>C. In separate schools, residential</p>	<p>CNMI revised the indicator and measurement language (consistent with revisions in the Indicator Measurement Table) and improvement activities for this indicator and OSEP accepts those revisions.</p> <p>CNMI's reported data for this indicator are:</p>	<p>OSEP appreciates CNMI's efforts to improve performance.</p>

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facilities, or homebound/hospital placements. [Results Indicator]		FFY 2007 Data	FFY 2008 Data	FFY 2008 Target	Progress	
	A. % Inside the regular class 80% or more of the day	74	75.4	70	1.4%	
	B. % Inside the regular class less than 40% of the day	8	3.4	5.3	4.6%	
	C. % In separate schools, residential facilities, or homebound/hospital placements	.14	.27	.9	-.13%	
	These data, including the FFY 2008 data under section 618, represent progress for 5A and 5B, and slippage for 5C, from the FFY 2007 data. CNMI met its all of its FFY 2008 targets.					
6. Percent of children aged 3 through 5 with IEPs attending a: A. Regular early childhood program and receiving the majority of special education and related services in the regular early childhood program; and B. Separate special education class, separate school or residential facility. [Results Indicator; New]	CNMI is not required to report on this indicator in the FFY 2008 APR.					The instruction package for the FFY 2009 APR/SPP will provide guidance regarding the information that States must report for this indicator in their FFY 2009 APRs.
7. Percent of preschool children through 5 with IEPs who demonstrate improved: A. Positive social-emotional skills (including social relationships);	CNMI revised the measurement language (consistent with revisions in the Indicator Measurement Table) for this indicator and OSEP accepts those revisions.  CNMI provided FFY 2008 baseline data, targets, and improvement activities for this indicator, and OSEP accepts CNMI's submission for this indicator.					CNMI must report progress data and actual target data for FFY 2009 with the FFY 2009 APR.

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps												
<p>B. Acquisition and use of knowledge and skills (including early language/ communication and early literacy); and C. Use of appropriate behaviors to meet their needs. [Results Indicator]</p>	<p>CNMI's FFY 2008 reported baseline data for this indicator are:</p> <table border="1" data-bbox="548 282 1444 808"> <thead> <tr> <th data-bbox="548 282 919 396">08-09 Preschool Outcome Baseline Data</th> <th data-bbox="919 282 1192 396"><u>Summary Statement 1</u><sup>1</sup></th> <th data-bbox="1192 282 1444 396"><u>Summary Statement 2</u><sup>2</sup></th> </tr> </thead> <tbody> <tr> <td data-bbox="548 396 919 534"><b>Outcome A:</b> Positive social-emotional skills (including social relationships) (%)</td> <td data-bbox="919 396 1192 534">96</td> <td data-bbox="1192 396 1444 534">37</td> </tr> <tr> <td data-bbox="548 534 919 703"><b>Outcome B:</b> Acquisition and use of knowledge and skills (including early language/ communication) (%)</td> <td data-bbox="919 534 1192 703">100</td> <td data-bbox="1192 534 1444 703">22</td> </tr> <tr> <td data-bbox="548 703 919 808"><b>Outcome C:</b> Use of appropriate behaviors to meet their needs (%)</td> <td data-bbox="919 703 1192 808">96.2</td> <td data-bbox="1192 703 1444 808">44.4</td> </tr> </tbody> </table>	08-09 Preschool Outcome Baseline Data	<u>Summary Statement 1</u> <sup>1</sup>	<u>Summary Statement 2</u> <sup>2</sup>	<b>Outcome A:</b> Positive social-emotional skills (including social relationships) (%)	96	37	<b>Outcome B:</b> Acquisition and use of knowledge and skills (including early language/ communication) (%)	100	22	<b>Outcome C:</b> Use of appropriate behaviors to meet their needs (%)	96.2	44.4	
08-09 Preschool Outcome Baseline Data	<u>Summary Statement 1</u> <sup>1</sup>	<u>Summary Statement 2</u> <sup>2</sup>												
<b>Outcome A:</b> Positive social-emotional skills (including social relationships) (%)	96	37												
<b>Outcome B:</b> Acquisition and use of knowledge and skills (including early language/ communication) (%)	100	22												
<b>Outcome C:</b> Use of appropriate behaviors to meet their needs (%)	96.2	44.4												
<p>8. Percent of parents with a child receiving special education services who report that schools facilitated parent involvement as a means of improving services and results for children with disabilities. [Results Indicator]</p>	<p>CNMI's FFY 2008 reported data for this indicator are 87%. These data represent progress from the FFY 2007 data of 86%. CNMI did not meet its FFY 2008 target of 90%.</p> <p>In its description of its FFY 2008 data, CNMI addressed whether the response group was representative of the population.</p>	<p>OSEP looks forward to CNMI's data demonstrating improvement in performance in the FFY 2009 APR.</p>												
<p>9. Percent of districts with disproportionate representation of racial and ethnic groups in special education and related services that is the result of inappropriate identification.</p>	<p>This indicator is not applicable to CNMI.</p>													

<sup>1</sup> Summary Statement 1: Of those preschool children who entered the preschool program below age expectations in each Outcome, the percent who substantially increased their rate of growth by the time they turned six years of age or exited the program.

<sup>2</sup> Summary Statement 2: The percentage of preschool children who were functioning within age expectations in each Outcome by the time they turned six years of age or exited the program.

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[Compliance Indicator]		
<p>10. Percent of districts with disproportionate representation of racial and ethnic groups in specific disability categories that is the result of inappropriate identification.</p> <p>[Compliance Indicator]</p>	<p>This indicator is not applicable to CNMI.</p>	
<p>11. Percent of children who were evaluated within 60 days of receiving parental consent for initial evaluation or, if the State establishes a timeframe within which the evaluation must be conducted, within that timeframe.</p> <p>[Compliance Indicator]</p>	<p>CNMI revised the measurement language (consistent with the Indicator Measurement Table) and improvement activities for this indicator and OSEP accepts those revisions.</p> <p>CNMI's FFY 2008 reported data for this indicator are 83%. These data represent progress from the FFY 2007 data of 48%. CNMI did not meet its FFY 2008 target of 100%.</p> <p>CNMI reported that 65 of 66 of its findings of noncompliance identified in FFY 2007 were corrected in a timely manner and that the remaining finding subsequently was corrected by December 2009.</p>	<p>CNMI must demonstrate, in the FFY 2009 APR that CNMI is in compliance with the timely initial evaluation requirement in 34 CFR §300.301(c)(1). Because CNMI reported less than 100% compliance for FFY 2008, CNMI must report on the status of correction of noncompliance reflected in the data CNMI reported for this indicator.</p> <p>When reporting on the correction of noncompliance, CNMI must report, in its FFY 2009 APR, that it has verified that CNMI: (1) is correctly implementing 34 CFR §300.301(c)(1) (i.e., achieved 100% compliance) based on a review of updated data such as data subsequently collected through on-site monitoring or the CNMI data system; and (2) has completed the evaluation, although late, for any child whose initial evaluation was not timely, unless the child is no longer within the jurisdiction of CNMI, consistent with OSEP Memorandum 09-02, dated October 17, 2008 (OSEP Memo 09-02). In the FFY 2009 APR, CNMI must describe the specific actions that were taken to verify the correction.</p> <p>If CNMI does not report 100% compliance</p>

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		in the FFY 2009 APR, CNMI must review its improvement activities and revise them, if necessary.
<p>12. Percent of children referred by Part C prior to age 3, who are found eligible for Part B, and who have an IEP developed and implemented by their third birthdays.</p> <p>[Compliance Indicator]</p>	<p>CNMI revised the measurement language (consistent with revisions in the Indicator Measurement Table) and the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>CNMI's FFY 2008 reported data for this indicator are 100%. These data remain unchanged from the FFY 2007 data of 100%. CNMI met its FFY 2008 target of 100%.</p>	<p>OSEP appreciates CNMI's efforts in achieving compliance with the early childhood transition requirements in 34 CFR §300.124(b).</p>
<p>13. Percent of youth with IEPs aged 16 and above with an IEP that includes appropriate measurable postsecondary goals that are annually updated and based upon an age appropriate transition assessment, transition services, including courses of study, that will reasonably enable the student to meet those postsecondary goals, and annual IEP goals related to the student's transition services needs. There also must be evidence that the student was invited to the IEP Team meeting where transition services are to be discussed and evidence that, if appropriate, a representative of any participating agency was invited to the IEP Team meeting with the prior consent of the parent or student who has reached the age of majority.</p> <p>[Compliance Indicator]</p>	<p>CNMI is not required to provide actual target data for FFY 2008 for this indicator.</p> <p>CNMI revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>CNMI reported that three of four findings of noncompliance identified in FFY 2007 were corrected in a timely manner and that the remaining finding subsequently was corrected by October 2009.</p>	<p>In the FFY 2009 APR, CNMI must provide a revised baseline using data from 2009-2010. Targets must remain 100%.</p>

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<p>14. Percent of youth who are no longer in secondary school, had IEPs in effect at the time they left school, and were:</p> <p>A. Enrolled in higher education within one year of leaving high school.</p> <p>B. Enrolled in higher education or competitively employed within one year of leaving high school.</p> <p>C. Enrolled in higher education or in some other postsecondary education or training program; or competitively employed or in some other employment within one year of leaving high school.</p> <p>[Results Indicator]</p>	<p>CNMI is not required to provide actual target data, targets or improvement activities for FFY 2008 for this indicator.</p>	<p>In the FFY 2009 APR, CNMI must report a new baseline, targets, and, as needed, improvement activities.</p>
<p>15. General supervision system (including monitoring, complaints, hearings, etc.) identifies and corrects noncompliance as soon as possible but in no case later than one year from identification.</p> <p>[Compliance Indicator]</p>	<p>CNMI's FFY 2008 reported data for this indicator are 97%. These data represent progress from the FFY 2007 data of 88%. CNMI did not meet its FFY 2008 target of 100%.</p> <p>CNMI reported that 70 of 72 findings of noncompliance identified in FFY 2007 were corrected in a timely manner and that the two remaining findings subsequently were corrected by December 2009.</p>	<p>OSEP appreciates CNMI's efforts and looks forward to reviewing in the FFY 2009 APR CNMI's data demonstrating that CNMI timely corrected noncompliance identified in FFY 2008 in accordance with 20 U.S.C. 1232d(b)(3)(E), 34 CFR §§300.149 and 300.600(e), and OSEP Memo 09-02.</p> <p>In reporting on correction of noncompliance, CNMI must verify that for noncompliance identified in FFY 2008, CNMI: (1) is correctly implementing the specific regulatory requirements (i.e., achieved 100% compliance) based on a review of updated data such as data subsequently collected through on-site monitoring or the CNMI data system; and</p>

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		<p>(2) has corrected each individual case of noncompliance, unless the child is no longer within the jurisdiction of CNMI, consistent with OSEP Memo 09-02. In the FFY 2009 APR, CNMI must describe the specific actions that were taken to verify the correction.</p> <p>In addition, in reporting on Indicator 15 in the FFY 2009 APR, CNMI must use the Indicator 15 Worksheet.</p> <p>Further, in responding to Indicator 11 in the FFY 2009 APR, CNMI must report on correction of the noncompliance described in this table under that indicator.</p>
<p>16. Percent of signed written complaints with reports issued that were resolved within 60-day timeline or a timeline extended for exceptional circumstances with respect to a particular complaint, or because the parent (or individual or organization) and the public agency agree to extend the time to engage in mediation or other alternative means of dispute resolution, if available in the State.</p> <p>[Compliance Indicator]</p>	<p>CNMI revised the indicator language (consistent with revisions in the Indicator Measurement Table) and improvement activities for this indicator and OSEP accepts those revisions.</p> <p>CNMI reported that it did not receive any signed written complaints during the reporting period.</p>	<p>OSEP looks forward to reviewing CNMI's data in the FFY 2009 APR.</p>
<p>17. Percent of adjudicated due process hearing requests that were adjudicated within the 45-day timeline or a timeline that is</p>	<p>CNMI revised the indicator language (consistent with revisions in the Indicator Measurement Table) and improvement activities for this indicator and OSEP accepts those revisions.</p> <p>CNMI reported that it did not receive any requests for due process hearings</p>	<p>OSEP looks forward to reviewing CNMI's data in the FFY 2009 APR.</p>

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<p>properly extended by the hearing officer at the request of either party or in the case of an expedited hearing, within the required timelines.</p> <p>[Compliance Indicator]</p>	<p>during the reporting period.</p>	
<p>18. Percent of hearing requests that went to resolution sessions that were resolved through resolution session settlement agreements.</p> <p>[Results Indicator]</p>	<p>CNMI reported that no resolution sessions were held during the reporting period.</p> <p>CNMI reported fewer than ten resolution sessions held in FFY 2008. CNMI is not required to provide targets or improvement activities until any fiscal year in which ten or more resolution sessions were held.</p>	<p>OSEP looks forward to reviewing CNMI's data in the FFY 2009 APR.</p>
<p>19. Percent of mediations held that resulted in mediation agreements.</p> <p>[Results Indicator]</p>	<p>CNMI reported that no mediations were held during the reporting period.</p> <p>CNMI reported fewer than ten mediations held in FFY 2008. CNMI is not required to provide targets and improvement activities except in any fiscal year in which ten or more mediations were held.</p>	<p>OSEP looks forward to reviewing CNMI's data in the FFY 2009 APR.</p>
<p>20. State reported data (618 and State Performance Plan and Annual Performance Report) are timely and accurate.</p> <p>[Compliance Indicator]</p>	<p>CNMI revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>CNMI's FFY 2008 reported data for this indicator are 100%. These data remain unchanged from the FFY 2007 data of 100%. CNMI met its FFY 2008 target of 100%.</p>	<p>OSEP appreciates CNMI's efforts in achieving compliance with the timely and accurate data reporting requirements in IDEA sections 616 and 618 and 34 CFR §§76.720 and 300.601(b).</p> <p>In reporting on Indicator 20 in the FFY 2009 APR, CNMI must use the Indicator 20 Data Rubric.</p>