

Federated States of Micronesia (FSM) Part B FFY 2009 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
<p>1. Percent of youth with IEPs graduating from high school with a regular diploma. [Results Indicator]</p>	<p>FSM provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. FSM indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2011 and FFY 2012.</p> <p>FSM's FFY 2009 reported data for this indicator are 95%. These data represent progress from the FFY 2008 data of 81%. FSM met its FFY 2009 target of 77%.</p>	<p>OSEP appreciates FSM's efforts to improve performance.</p>
<p>2. Percent of youth with IEPs dropping out of high school. [Results Indicator]</p>	<p>FSM provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. FSM indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2011 and FFY 2012. FSM indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2011 and FFY 2012.</p> <p>FSM's FFY 2009 reported data for this indicator are 7.7%. These data represent slippage from the FFY 2008 data of 3%. FSM did not meet its FFY 2009 target of 2%.</p>	<p>OSEP looks forward to FSM's data demonstrating improvement in performance in the FFY 2010 APR, due February 1, 2012.</p>
<p>3. Participation and performance of children with IEPs on statewide assessments: A. Percent of the districts with a disability subgroup that meets FSM's minimum "n" size that meet FSM's AYP targets for the disability subgroup. [Results Indicator]</p>	<p>Indicator 3A is not applicable to FSM.</p>	<p>Not applicable.</p>
<p>3. Participation and performance of children with IEPs on statewide assessments: B. Participation rate for children with IEPs. [Results Indicator]</p>	<p>FSM provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012. FSM indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2011 and FFY 2012.</p> <p>FSM's FFY 2009 reported data for this indicator are 56.5% for reading. These data represent progress from the FFY 2008 data of 41.3% for reading. FSM did not meet its FFY 2009 target of 90% for reading.</p> <p>FSM did not administer a math assessment in FFY 2009 to students with or without disabilities.</p>	<p>OSEP looks forward to FSM's data demonstrating improvement in performance in the FFY 2010 APR, due February 1, 2012.</p>

Federated States of Micronesia (FSM) Part B FFY 2009 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
	FSM provided a Web link to 2009 publicly-reported assessment results.	
<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>FSM provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. FSM indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2011 and FFY 2012.</p> <p>FSM’s FFY 2009 reported data for this indicator are 4.6% for reading. These data represent progress from the FFY 2008 data of 1.2% for reading. FSM met its FFY 2009 target of 4% for reading.</p> <p>FSM did not administer a math assessment in FFY 2009 to students with or without disabilities.</p> <p>FSM provided a Web link to 2009 publicly-reported assessment results.</p>	OSEP appreciates FSM’s efforts to improve performance.
<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>FSM provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. FSM indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2011 and FFY 2012.</p> <p>FSM’s FFY 2009 reported data for this indicator are 0%. These data remain unchanged from the FFY 2008 data of 0%. FSM met its FFY 2009 target of 0%.</p> <p>FSM reported its definition of “significant discrepancy.”</p>	OSEP appreciates FSM’s efforts to improve performance.
<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</p>	Indicator 4B is not applicable to FSM.	Not applicable.

Federated States of Micronesia (FSM) Part B FFY 2009 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps																				
<p>IEPs, the use of positive behavioral interventions and supports, and procedural safeguards.</p> <p>[Compliance Indicator]</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 facilities, or homebound/hospital placements.</p> <p>[Results Indicator]</p>	<p>FSM provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. FSM indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2011 and FFY 2012.</p> <p>FSM's FFY 2009 reported data for this indicator are:</p> <table border="1" data-bbox="552 613 1583 1089"> <thead> <tr> <th></th> <th><u>FFY 2008</u> <u>Data</u></th> <th><u>FFY 2009</u> <u>Data</u></th> <th><u>FFY 2009</u> <u>Target</u></th> <th><u>Progress</u></th> </tr> </thead> <tbody> <tr> <td>A. % Inside the regular class 80% or more of the day</td> <td align="center">84</td> <td align="center">91</td> <td align="center">97.7</td> <td align="center">7.00%</td> </tr> <tr> <td>B. % Inside the regular class less than 40% of the day</td> <td align="center">6</td> <td align="center">2.8</td> <td align="center">.25</td> <td align="center">3.20%</td> </tr> <tr> <td>C. % In separate schools, residential facilities, or homebound/hospital placements</td> <td align="center">8</td> <td align="center">6</td> <td align="center">1.7</td> <td align="center">-2.00%</td> </tr> </tbody> </table> <p>These data represent progress for 5A, 5B, and 5C from the FFY 2008 data. FSM did not meet any of its FFY 2009 targets for this indicator.</p>		<u>FFY 2008</u> <u>Data</u>	<u>FFY 2009</u> <u>Data</u>	<u>FFY 2009</u> <u>Target</u>	<u>Progress</u>	A. % Inside the regular class 80% or more of the day	84	91	97.7	7.00%	B. % Inside the regular class less than 40% of the day	6	2.8	.25	3.20%	C. % In separate schools, residential facilities, or homebound/hospital placements	8	6	1.7	-2.00%	<p>OSEP looks forward to FSM's data demonstrating improvement in performance in the FFY 2010 APR, due February 1, 2012.</p>
	<u>FFY 2008</u> <u>Data</u>	<u>FFY 2009</u> <u>Data</u>	<u>FFY 2009</u> <u>Target</u>	<u>Progress</u>																		
A. % Inside the regular class 80% or more of the day	84	91	97.7	7.00%																		
B. % Inside the regular class less than 40% of the day	6	2.8	.25	3.20%																		
C. % In separate schools, residential facilities, or homebound/hospital placements	8	6	1.7	-2.00%																		
<p>6. Percent of children aged 3 through 5 with IEPs attending a:</p> <p>A. Regular early childhood program and receiving the majority of special education and related services in the regular early childhood program; and</p>	<p>FSM is not required to report on this indicator in the FFY 2009 APR.</p>	<p>FSM is not required to report on this indicator in the FFY 2010 APR, due February 1, 2012.</p>																				

Federated States of Micronesia (FSM) Part B FFY 2009 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps																												
<p>B. Separate special education class, separate school or residential facility.</p> <p>[Results Indicator; New]</p>																														
<p>7. Percent of preschool children age 3 through 5 with IEPs who demonstrate improved:</p> <p>A. Positive social-emotional skills (including social relationships);</p> <p>B. Acquisition and use of knowledge and skills (including early language/communication and early literacy); and</p> <p>C. Use of appropriate behaviors to meet their needs.</p> <p>[Results Indicator]</p>	<p>FSM provided targets for FFY 2011 and FFY 2012, revised targets for FFY 2010, and improvement activities through FFY 2012, and OSEP accepts those revisions. FSM indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2011 and FFY 2012 and the revised targets for FFY 2010.</p> <p>FSM's FFY 2009 reported data for this indicator are:</p> <table border="1" data-bbox="548 646 1583 1489"> <thead> <tr> <th data-bbox="548 646 957 743"><u>Summary Statement 1</u></th> <th data-bbox="957 646 1163 743"><u>FFY 2008 Data</u></th> <th data-bbox="1163 646 1373 743"><u>FFY 2009 Data</u></th> <th data-bbox="1373 646 1583 743"><u>FFY 2009 Target</u></th> </tr> </thead> <tbody> <tr> <td data-bbox="548 743 957 883">Outcome A: Positive social-emotional skills (including social relationships) (%)</td> <td data-bbox="957 743 1163 883">79.5</td> <td data-bbox="1163 743 1373 883">80.3</td> <td data-bbox="1373 743 1583 883">79.5</td> </tr> <tr> <td data-bbox="548 883 957 1052">Outcome B: Acquisition and use of knowledge and skills (including early language/ communication) (%)</td> <td data-bbox="957 883 1163 1052">80</td> <td data-bbox="1163 883 1373 1052">81.4</td> <td data-bbox="1373 883 1583 1052">80</td> </tr> <tr> <td data-bbox="548 1052 957 1156">Outcome C: Use of appropriate behaviors to meet their needs (%)</td> <td data-bbox="957 1052 1163 1156">87</td> <td data-bbox="1163 1052 1373 1156">81.4</td> <td data-bbox="1373 1052 1583 1156">87</td> </tr> <tr> <th data-bbox="548 1156 957 1253"><u>Summary Statement 2</u></th> <th data-bbox="957 1156 1163 1253"><u>FFY 2008 Data</u></th> <th data-bbox="1163 1156 1373 1253"><u>FFY 2009 Data</u></th> <th data-bbox="1373 1156 1583 1253"><u>FFY 2009 Target</u></th> </tr> <tr> <td data-bbox="548 1253 957 1390">Outcome A: Positive social-emotional skills (including social relationships) (%)</td> <td data-bbox="957 1253 1163 1390">65</td> <td data-bbox="1163 1253 1373 1390">48.2</td> <td data-bbox="1373 1253 1583 1390">65</td> </tr> <tr> <td data-bbox="548 1390 957 1489">Outcome B: Acquisition and use of knowledge and skills (including</td> <td data-bbox="957 1390 1163 1489">65</td> <td data-bbox="1163 1390 1373 1489">45.8</td> <td data-bbox="1373 1390 1583 1489">65</td> </tr> </tbody> </table>	<u>Summary Statement 1</u>	<u>FFY 2008 Data</u>	<u>FFY 2009 Data</u>	<u>FFY 2009 Target</u>	Outcome A: Positive social-emotional skills (including social relationships) (%)	79.5	80.3	79.5	Outcome B: Acquisition and use of knowledge and skills (including early language/ communication) (%)	80	81.4	80	Outcome C: Use of appropriate behaviors to meet their needs (%)	87	81.4	87	<u>Summary Statement 2</u>	<u>FFY 2008 Data</u>	<u>FFY 2009 Data</u>	<u>FFY 2009 Target</u>	Outcome A: Positive social-emotional skills (including social relationships) (%)	65	48.2	65	Outcome B: Acquisition and use of knowledge and skills (including	65	45.8	65	<p>OSEP appreciates FSM's efforts to improve performance and looks forward to FSM's data demonstrating improvement in performance in the FFY 2010 APR, due February 1, 2012.</p> <p>FSM must report progress data and actual target data for FFY 2010 with the FFY 2010 APR.</p>
<u>Summary Statement 1</u>	<u>FFY 2008 Data</u>	<u>FFY 2009 Data</u>	<u>FFY 2009 Target</u>																											
Outcome A: Positive social-emotional skills (including social relationships) (%)	79.5	80.3	79.5																											
Outcome B: Acquisition and use of knowledge and skills (including early language/ communication) (%)	80	81.4	80																											
Outcome C: Use of appropriate behaviors to meet their needs (%)	87	81.4	87																											
<u>Summary Statement 2</u>	<u>FFY 2008 Data</u>	<u>FFY 2009 Data</u>	<u>FFY 2009 Target</u>																											
Outcome A: Positive social-emotional skills (including social relationships) (%)	65	48.2	65																											
Outcome B: Acquisition and use of knowledge and skills (including	65	45.8	65																											

Federated States of Micronesia (FSM) Part B FFY 2009 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues				OSEP Analysis/Next Steps
	early language/ communication) (%)				
	Outcome C: Use of appropriate behaviors to meet their needs (%)	68.3	53	68.3	
	These data represent progress and slippage from the FFY 2008 data. FSM met part of its FFY 2009 targets for this indicator.				
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>FSM provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. FSM indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2011 and FFY 2012.</p> <p>FSM's FFY 2009 reported data for this indicator are 88%. These data represent progress from the FFY 2008 data of 85%. FSM did not meet its FFY 2009 target of 90%.</p> <p>In its description of its FFY 2009 data, FSM addressed whether the response group was representative of the population.</p>				OSEP looks forward to FSM's data demonstrating improvement in performance in the FFY 2010 APR, due February 1, 2012.
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. [Compliance Indicator]	Indicator 9 is not applicable to FSM.				Not applicable.
10. Percent of districts with disproportionate representation of racial and ethnic groups in specific disability categories that is the result of inappropriate identification. [Compliance Indicator]	Indicator 10 is not applicable to FSM.				Not applicable.
11. Percent of children who were evaluated within 60 days of	FSM provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. FSM's FFY 2009 reported data for this				OSEP appreciates FSM's efforts and looks forward to reviewing in

Federated States of Micronesia (FSM) Part B FFY 2009 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
<p>receiving parental consent for initial evaluation or, if FSM establishes a timeframe within which the evaluation must be conducted, within that timeframe.</p> <p>[Compliance Indicator]</p>	<p>indicator are 99%. These data represent progress from the FFY 2008 data of 89%. FSM did not meet its FFY 2009 target of 100%.</p> <p>FSM reported that all three findings of noncompliance identified in FFY 2008 for this indicator were corrected in a timely manner.</p> <p>FSM reported that both findings of noncompliance identified in FFY 2007 for this indicator were corrected.</p> <p>FSM was identified as being in need of assistance for two consecutive years based on FSM’s FFY 2007 and FFY 2008 APRs, was advised of available technical assistance, and was required to report, with the FFY 2009 APR, on: (1) the technical assistance sources from which FSM received assistance; and (2) the actions FSM took as a result of that technical assistance. FSM reported on the technical assistance sources from which FSM received assistance for this indicator and reported on the actions FSM took as a result of that technical assistance.</p> <p>FSM was also identified as being in need of assistance based on its FFY 2006 APR. In addition to reporting with the FFY 2009 APR on its use of technical assistance, FSM was also required to report to OSEP by October 1, 2010 how the technical assistance selected by FSM is addressing the factors contributing to the ongoing noncompliance. FSM submitted the required information on September 30, 2010.</p>	<p>the FFY 2010 APR, due February 1, 2012, FSM’s data demonstrating that it is in compliance with the timely initial evaluation requirements in 34 CFR §300.301(c)(1). Because FSM reported less than 100% compliance for FFY 2009, FSM must report on the status of correction of noncompliance reflected in the data FSM reported for this indicator. If FSM does not report 100% compliance in the FFY 2010 APR, FSM must review its improvement activities and revise them, if necessary.</p> <p>When reporting on the correction of noncompliance, FSM must report, in its FFY 2010 APR, that it has verified that it: (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 a State 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, consistent with OSEP Memorandum 09-02, dated October 17, 2008 (OSEP Memo 09-02). In the FFY 2010 APR, FSM must describe the</p>

Federated States of Micronesia (FSM) Part B FFY 2009 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
		specific actions that were taken to verify the correction.
<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>Indicator 12 is not applicable to FSM.</p>	<p>Not applicable.</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>FSM provided FFY 2009 baseline data, targets for FFY 2010, FFY 2011, and FFY 2012, and improvement activities through FFY 2012 for this indicator, and OSEP accepts FSM's submission for this indicator. FSM's FFY 2009 reported baseline data for this indicator are 88%.</p> <p>OSEP's 2010 Verification/Special Conditions Letter, dated December 8, 2010 (referred to as OSEP's December 8, 2010 letter) provided OSEP's analysis of FSM's: (1) Verification Visit Progress Report submitted August 15, 2010 to address certain verification visit findings; and (2) October 1, 2010 Progress Report in response to the FFY 2010 Grant Award Special Conditions. OSEP required FSM to submit either, with the FFY 2009 APR or within 60 days from December 8, 2010, information to address specific areas that were not addressed in the progress reports submitted by FSM or additional information that OSEP determined was required to ensure that FSM sufficiently corrects the noncompliance.</p> <p>OSEP's December 8, 2010 letter required FSM to submit with its FFY 2009 APR due February 1, 2011, information demonstrating that all FSM states are reporting data consistent with requirements in 34 CFR §300.320(b) in quarterly progress reports. The letter specified that if FSM was unable to report this information in the FFY 2009 APR, FSM was to submit information on the manner in which it collected data for Indicator 13 for the FFY 2009 APR. FSM submitted the required information demonstrating that all FSM states are reporting data consistent with requirements in 34 CFR §300.320(b) in quarterly progress reports, and provided information in its SPP on FSM's data collection process for this indicator. No further action is required.</p> <p>FSM was identified as being in need of assistance for two consecutive years based on FSM's FFY 2007 and FFY 2008 APRs, was advised of available technical assistance,</p>	<p>FSM must demonstrate, in the FFY 2010 APR, due February 1, 2012, that FSM is in compliance with the secondary transition requirements in 34 CFR §§300.320(b) and 300.321(b). Because FSM reported less than 100% compliance for FFY 2009, FSM must report on the status of correction of noncompliance reflected in the data FSM reported for this indicator. If FSM does not report 100% compliance in the FFY 2010 APR, FSM must review its improvement activities and revise them, if necessary.</p> <p>When reporting on the correction of noncompliance, FSM must report, in its FFY 2010 APR, that it has verified that it: (1) is correctly implementing 34 CFR §§300.320(b) and 300.321(b) (i.e., achieved 100% compliance) based on a review of updated data such as data subsequently</p>

Federated States of Micronesia (FSM) Part B FFY 2009 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
	<p>and was required to report, with the FFY 2009 APR, on: (1) the technical assistance sources from which FSM received assistance; and (2) the actions FSM took as a result of that technical assistance. FSM reported on the technical assistance sources from which FSM received assistance for this indicator and reported on the actions FSM took as a result of that technical assistance.</p> <p>FSM was also identified as being in need of assistance based on its FFY 2006 APR. In addition to reporting with the FFY 2009 APR on its use of technical assistance, FSM was also required to report to OSEP by October 1, 2010 how the technical assistance selected by FSM is addressing the factors contributing to the ongoing noncompliance. FSM submitted the required information on September 30, 2010.</p>	<p>collected through on-site monitoring or a State data system; and (2) has corrected each individual case of noncompliance, unless the child is no longer within the jurisdiction, consistent with OSEP Memo 09-02. In the FFY 2010 APR, FSM must describe the specific actions that were taken to verify the correction.</p>
<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>FSM provided FFY 2009 baseline data, targets for FFY 2010, FFY 2011, and FFY 2012, and improvement activities through FFY 2012 for this indicator, and OSEP accepts FSM’s submission for this indicator. FSM indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2010, FFY 2011 and FFY 2012.</p> <p>FSM’s reported FFY 2009 baseline data for this indicator are:</p> <p>A. 13% enrolled in higher education within one year of leaving high school;</p> <p>B. 26% enrolled in higher education or competitively employed within one year of leaving high school; and</p> <p>C. 34 % 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>FSM must report actual target data for FFY 2010 with the FFY 2010 APR, due February 1, 2012.</p>
<p>15. General supervision system (including monitoring, complaints, hearings, etc.) identifies and corrects noncompliance as soon as</p>	<p>FSM provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions.</p> <p>FSM’s FFY 2009 reported data for this indicator are 96%. These data represent slippage from the FFY 2008 data of 100%. FSM did not meet its FFY 2009 target of</p>	<p>OSEP appreciates FSM’s efforts and looks forward to reviewing in the FFY 2010 APR, due February 1, 2012, FSM’s data</p>

Federated States of Micronesia (FSM) Part B FFY 2009 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
<p>possible but in no case later than one year from identification.</p> <p>[Compliance Indicator]</p>	<p>100%.</p> <p>FSM reported that 93 of 97 findings of noncompliance identified in FFY 2008 were corrected in a timely manner and that the four remaining findings subsequently were corrected by February 1, 2011.</p> <p>OSEP’s December 8, 2010 letter required FSM to submit, within 60 days a revised Continuous Improvement Monitoring System monitoring manual to reflect that it is verifying correction of noncompliance within one year from the date of the written notification of a finding of noncompliance, and that FSM verifies that each state with noncompliance: (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 a state data system; and (2) has corrected each individual case of noncompliance, unless the child is no longer within the jurisdiction of FSM, consistent with OSEP Memo 09-02. FSM submitted the required information on February 7, 2011. No further action is required.</p>	<p>demonstrating that FSM timely corrected noncompliance identified in FFY 2009 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 findings of noncompliance in the FFY 2010 APR, FSM must report that it: (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 a State data system; and (2) has corrected each individual case of noncompliance, unless the child is no longer within the jurisdiction consistent with OSEP Memo 09-02. In the FFY 2010 APR, FSM must describe the specific actions that were taken to verify the correction.</p> <p>In addition, in reporting on Indicator 15 in the FFY 2010 APR, FSM must use the Indicator 15 Worksheet.</p> <p>In responding to Indicators 11 and 13 in the FFY 2010 APR, FSM must report on correction of the noncompliance described in</p>

Federated States of Micronesia (FSM) Part B FFY 2009 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
		this table under those indicators.
<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 FSM.</p> <p>[Compliance Indicator]</p>	<p>FSM provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions.</p> <p>FSM reported that it did not receive any signed written complaints during the FFY 2009 reporting period.</p>	<p>OSEP looks forward to reviewing FSM’s data in the FFY 2010 APR, due February 1, 2012.</p>
<p>17. Percent of adjudicated due process hearing requests that were adjudicated within the 45-day timeline or a timeline that is 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>FSM provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions.</p> <p>FSM reported that it did not receive any due process hearing requests during the FFY 2009 reporting period.</p>	<p>OSEP looks forward to reviewing FSM’s data in the FFY 2010 APR, due February 1, 2012.</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>FSM reported that no resolution sessions were held during the FFY 2008 reporting period.</p> <p>FSM reported fewer than ten resolution sessions held in FFY 2009. FSM 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 FSM’s data in the FFY 2010 APR, due February 1, 2012</p>
<p>19. Percent of mediations held that</p>	<p>FSM reported that no mediations were held during the FFY 2009 reporting period.</p>	<p>OSEP looks forward to reviewing FSM’s data in the FFY 2010</p>

Federated States of Micronesia (FSM) Part B FFY 2009 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
<p>resulted in mediation agreements. [Results Indicator]</p>	<p>FSM reported fewer than ten mediations held in FFY 2009. FSM is not required to provide targets or improvement activities until any fiscal year in which ten or more mediations were held.</p>	<p>APR, due February 1, 2012</p>
<p>20. State reported data (618 and State Performance Plan and Annual Performance Report) are timely and accurate. [Compliance Indicator]</p>	<p>FSM provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. FSM's FFY 2009 reported data for this indicator are 100%. These data remain unchanged from the FFY 2008 data of 100%. The State met its FFY 2009 target of 100%.</p>	<p>OSEP appreciates FSM'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). In reporting on Indicator 20 in the FFY 2010 APR, due February 1, 2012, FSM must use the Indicator 20 Data Rubric.</p>

Verification Issues and Special Conditions

Critical Element	Issue/Response/Analysis	Action Required
<p>GS-3 Dispute Resolution</p>	<p>OSEP's verification letter, dated April 30, 2010, required FSM to: Adopt procedural safeguards that meet the requirements in 34 CFR §§300.151-153, and §§300.500-300.536, and submit them to OSEP with its FFY 2009 APR, due February 1, 2011. OSEP encouraged FSM-NDOE to work with the Center for Appropriate Dispute Resolution in Special Education (CADRE) for guidance in developing policies, procedures and forms that meet the applicable regulatory requirements. FSM submitted the required information on February 1, 2011.</p>	<p><u>No further action is required.</u></p>
<p>FS-2 Timely Obligation and Liquidation of IDEA Part B Funds.</p>	<p>OSEP's December 8, 2010 letter identified two issues with FSM's fiscal procedures submitted with its Verification Visit progress report on August 15, 2010 covering the timely obligation and liquidation of IDEA funds: (1) on page 1 of FSM's procedures, FSM states "that it may redistribute funds (among its four states) if it does not believe that the funds will be timely obligated." During OSEP's visit to FSM September 22-24, 2010, OSEP staff met with the FSM Director of Special Education, FSM-NDOE staff</p>	<p><u>No further action is required.</u></p>

Federated States of Micronesia (FSM) Part B FFY 2009 SPP/APR Response Table

Verification Issues and Special Conditions		
Critical Element	Issue/Response/Analysis	Action Required
	<p>and the FSM National Ministry of Finance (FSM-NMOF) and reviewed FSM-NDOE’s fiscal procedures for Timely Obligation and Liquidation of IDEA funds. During the meeting, the FSM-NMOF reported that once the funds are distributed to the four FSM states, that neither FSM-NDOE nor FSM-NMOF has the authority under the FSM Constitution to redistribute those funds; and (2) FSM’s National Government is the recipient of IDEA funds and therefore, has the responsibility under 34 CFR §§76.709 and 80.23(b) of EDGAR to ensure that IDEA funds are timely obligated and liquidated. FSM-NDOE cannot reasonably implement fiscal procedures without the endorsement from the NMOF.</p> <p>FSM was required to submit, within 60 days from the December 8, 2010 letter, revised procedures ensuring the timely obligation and liquidation of IDEA funds and provide a written assurance, signed by an official with the authority to act on behalf of the FSM-NMOF, stating that these procedures are being implemented consistent with FSM law.</p> <p>On February 2, 2011, FSM submitted new Fiscal Management procedures, entitled, “FSM’s Fiscal Procedures for the Use of IDEA, Part B Funds” that covers both timely obligation and liquidation of funds and the use of IDEA funds and satisfied its obligation to submit revised procedures. FSM revised its timely obligation and liquidation section to include a reduction of Part B funds for any state that has more than 25% of funds that remain unobligated. FSM-NDOE stated that it will require FSM to submit a revised budget and justification. At the end of the third quarter, FSM-NDOE will determine whether FSM will be able to expend the funds prior to the end of the fiscal year. FSM-NODE stated that it will reallocate the Part B funds to other priority areas. The revised procedures include a review of the drawdown of U.S. Department of Education funds by the National Department of Finance Administration to ensure the timely obligation of funds.</p> <p>FSM’s revised fiscal procedures also include the monitoring of the timely liquidation of funds that will include notification to states of any remaining expenditures 60 and 30 days prior to the December 30th deadline for liquidation of funds. FSM procedures require that any states with remaining funds that have not been liquidated by December 30 will be required to submit a status report to NDOE. NDOE will grant an extension or reduce the sub grant amount consistent with the funds that have not been liquidated.</p> <p>FSM’s procedures were endorsed in writing by the National Department of Finance Administration and FSM provided an assurance by an official with the authority to act</p>	

Federated States of Micronesia (FSM) Part B FFY 2009 SPP/APR Response Table

Verification Issues and Special Conditions		
Critical Element	Issue/Response/Analysis	Action Required
	on behalf of the FSM-NMOF, stating that these procedures <u>are being implemented</u> consistent with FSM law.	
FS-3 Use of IDEA Part B Funds	OSEP's December 8, 2010 Letter identified the same issues under FS-3 Use of IDEA Part B Funds as were identified in FS-2 Timely Obligation and Liquidation of Funds. See that section above.	<u>No further action is required.</u>