

**Table A – Part C (Kentucky)
Issues Identified in the State Performance Plan**

SPP Indicator	Issue	Required Action
<p>Indicator 1</p> <p>Percent of infants and toddlers with IFSPs who receive the early intervention services on their IFSPs in a timely manner. (20 USC 1416(a)(3)(A) and 1442)</p>	<p>Noncompliance – The State provided information that the State Interagency Coordinating Council has established an 80% compliance policy for providing children the services on their IFSPs (SPP Indicator 1, page 6).</p>	<p>The State’s Interagency Coordinating Council must revise its policy as soon as possible regarding the provision of all services on the IFSP to conform to the Part C requirements at 34 CFR §303.342(e) that all the early intervention services to which parental consent is obtained must be provided. The compliance expectation for the requirement at 34 CFR §303.342(e) is 100%. The State must submit a copy of the revised policy with the FFY 2005 APR, due February 1, 2007.</p>
	<p>Other – The State’s timely standard begins with the IFSP development date (SPP Indicator 1, page 2). The Part C regulations at 34 CFR §§303.342(e) and 303.344(f)(1) require that the lead agency provide the early intervention services that are consented to by the parent as soon as possible after the IFSP meeting. OSEP assumes that the IFSP development date is when a parent consents to the provision of early intervention services under 34 CFR §303.404(a)(2).</p>	<p>The State must confirm in the FFY 2005 APR due February 1, 2007 that the IFSP development date is when a parent consents to the provision of early intervention services under 34 CFR §303.404(a)(2).</p>
<p>Indicator 2</p> <p>Percent of infants and toddlers with IFSPs who primarily receive early intervention services in the home or programs for typically developing children. (20 USC 1416(a)(3)(A) and 1442)</p>	<p>Other – The State indicated that it has had difficulty reporting natural environment data under the 618 data because its data system records services delivered in the home or community location; office or center-based location; and group setting (SPP Indicator 2, page 2).</p>	<p>The State must confirm in the FFY 2005 APR due February 2, 2007 that its 618 data system is accurately reporting children who receive early intervention services in the home and programs for typically developing children.</p>

**Table A – Part C (Kentucky)
Issues Identified in the State Performance Plan**

SPP Indicator	Issue	Required Action
<p>Indicator 8</p> <p>Percent of all children exiting Part C who received timely transition planning to support the child's transition to preschool and other appropriate community services by their third birthday including:</p> <p>A. IFSPs with transition steps and services;</p> <p>B. Notification to LEA, if child potentially eligible for Part B; and</p> <p>C. Transition conference, if child potentially eligible for Part B.</p> <p>(20 USC 1416(a)(3)(B) and 1442)</p>	<p>Noncompliance – See Table B for previously identified issues relating to Indicator 8A, 8B, and 8C.</p> <p>Other – As discussed in Table B, the State did not provide baseline data in the SPP in response to Indicator 8B regarding LEA notification.</p>	<p>As discussed in Table B.</p> <p>Other - The State must include, in the FFY 2005 APR, due February 1, 2007, both baseline data from FFY 2004 (July 1, 2004 through June 30, 2005) and progress data from FFY 2005 (July 1, 2005 through June 30, 2006) for Indicator 8B. Failure to include these data will affect OSEP's determination in 2007 of the State's status under section 616(d) of the IDEA.</p>
<p>Indicator 13</p> <p>Percent of mediations held that resulted in mediation agreements. (20 U.S.C. 1416(a)(3)(B) and 1442)</p>	<p>Other – The State included targets and improvement activities regarding mediation; however, baseline data indicated that the total number of mediations requested was fewer than 10 (SPP Indicator 13, page 2). OSEP guidance on developing the SPP indicated that targets and improvement activities were not needed until the number of mediations requested totaled 10 or greater.</p>	<p>Other – The State may remove the targets and improvement activities related to mediation in the APR, due February 1, 2007, if the number of mediations for 2005-2006 is less than 10. In a reporting period when the number of mediations reaches 10 or greater, the State must develop targets and improvement activities, and report them in the corresponding APR.</p>