

Maine Part C

Table B – Previously Identified Issues

Issue	State Submission	OSEP Analysis	Required Action
<p>Indicator 1: OSEP’s March 4, 2005 letter accepted the State’s plan to ensure compliance with the requirement that infants and toddlers and their families receive all Part C services identified on their individualized family service plans (IFSPs) consistent with 34 CFR §§303.340(c), 303.342(e) and 303.344(f)(1). OSEP’s March 4, 2005 letter required a final progress report with data demonstrating compliance with these requirements by April 4, 2006. OSEP’s October 27, 2005 letter indicated that, upon review of the State’s SPP data, OSEP would determine whether the State needed to submit a Final Report by April 4, 2006 demonstrating full compliance.</p>	<p>Under Indicator 1 of the SPP (page 8), the State provided baseline data showing that, from February through October 2005, 95% of children received the services on their IFSPs. In the discussion of baseline data, the State discussed the reasons for untimely beginnings or breaks in services.</p>	<p>The State reported a 95% level of compliance for Indicator 1 in the SPP, specifically the early intervention service provision requirements in 34 CFR §§303.340(c), 303.342(e) and 303.344(f)(1). While this level of compliance is below 100% and requires improvement activities to achieve full compliance, OSEP recognizes the effort made by the State in working toward compliance with these requirements.</p>	<p>OSEP looks forward to reviewing data in response to Indicator 1 in the APR, due February 1, 2007, that demonstrates full compliance with these requirements. The State is not required to submit a separate Report regarding this area of noncompliance on April 4, 2006.</p>
<p>Indicator 2: OSEP’s October 27, 2005 response to the State’s FFY 2003 APR required the State to include, with the SPP, Natural Environments targets and any monitoring (or other) data as to the number of children who received early intervention services (EIS) primarily in environments other than the home or program for typically developing children, and whether these children had appropriate justifications on their IFSPs.</p>	<p>Under Indicator 2 of the SPP (pages 13-14), the State provided baseline data regarding the percentage of children (13%) who receive EIS in environments other than the home or a program for typically developing children.</p>	<p>The State provided data regarding the percentage of children (13%) who receive EIS in environments other than the home or a program for typically developing children.</p>	<p>No further action required. OSEP looks forward to the State’s updated data as part of its response to Indicator 2 in the APR, due February 1, 2007.</p>

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Issue	State Submission	OSEP Analysis	Required Action
<p>Indicator 7: OSEP’s March 4, 2005 letter accepted the State’s plan to ensure compliance with the requirement that the evaluation, assessment, and initial IFSP meeting are conducted within 45 days of referral, as required by 34 CFR §§303.321(e)(2), 303.322(e)(1), and 303.342(a). OSEP’s March 4, 2005 letter required a final progress report with data demonstrating compliance with this requirement by April 4, 2006. OSEP’s October 27, 2005 letter stated that, upon review of the State’s SPP data, OSEP would determine whether the State needed to submit a Final Report by April 4, 2006 demonstrating full compliance.</p>	<p>The State reported in Indicator 7 of the SPP (pages 38-39), baseline data for each of 9 months (February – October 2004) showing that noncompliance with the 45-day timeline improved from 12% in February 2004 to only 8.92% in October 2004. In addition, the State included in its data under this Indicator, the following percentages attributable to documented family circumstances: (3.11% for February 2004 and 2.7% in October 2004.)</p>	<p>The State’s SPP data continue to reflect improvement. OSEP’s October 27, 2005 letter responding to the State’s FFY 2003 APR noted significant improvement in the State’s efforts to ensure compliance with Part C’s 45-day timeline requirements. The State’s most recent data for October 2004 reflect a 93.85% compliance rate. While this level of compliance is below 100% and requires improvement activities to achieve full compliance, OSEP recognizes the effort made by the State in working toward compliance with this requirement.</p>	<p>OSEP looks forward to reviewing data in response to Indicator 1 in the APR, due February 1, 2007, that demonstrates full compliance with this requirement. The State is not required to submit a separate Report regarding this area of noncompliance on April 4, 2006.</p> <p>In the APR, due February 1, 2007, the State should not include in the calculation children for whom the State has identified the cause for the delay as exceptional child or family circumstances documented in the child’s record. The State must continue to include in its discussion of data, the numbers it used to determine its calculation under this indicator and report separately the number of documented delays attributable to child or family circumstances.</p>