

MISSOURI PART C
Table A
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.</p> <p>(20 U.S.C. 1416(a)(3)(A) and 1442)</p>	<p>Noncompliance:</p> <ol style="list-style-type: none"> The State's timely standard begins with a starting point that is not consistent with the Part C regulations at 34 CFR §§ 303.342(e) and 303.344(f)(1). The "IFSP service initiation date" is established by the IFSP team, which includes the parent, and may serve as the standard but the State may not add an additional period to this date. See Table B for previously identified issues relating to Indicator 1. 	<ol style="list-style-type: none"> The State must revise its timely standard and may use a starting point consistent with the Part C regulations, such as when a parent consents to the provision of early intervention services under 34 CFR §303.404(a)(2). Alternatively, the State may use "IFSP initiation date" as its standard but must monitor the implementation of this standard to ensure that this date is reasonable when applied to individual IFSPs. The State must submit its revised standards and data in the FFY 2005 APR due February 1, 2007. As discussed in Table B.
<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> <ol style="list-style-type: none"> IFSPs with transition steps and services; Notification to LEA, if child potentially eligible for Part B; and Transition conference, if child potentially eligible for Part B. <p>(20 U.S.C. 1416(a)(3)(B) and 1442)</p>	<p>Noncompliance:</p> <p>Indicator 8A: On page 24 of the SPP, the State reported a 45.9% level of compliance, specifically the requirement at 34 CFR §303.344(h).</p> <p>Indicator 8B: On page 24 of the SPP, the State reported a 45.8% level of compliance, specifically the requirement at 34 CFR §303.148(b)(1).</p> <p>Indicator 8C: See Table B for previously identified issues relating to this indicator.</p>	<p>Indicator 8A and 8B: The State must ensure that noncompliance is corrected within one year of its identification and include data in the APR, due February 1, 2007, that demonstrate compliance with these requirements. The State should review and, if necessary revise, its improvement strategies included in the SPP to ensure they will enable the State to include data in the APR, that demonstrate full compliance with these requirements. Failure to demonstrate compliance at that time may affect OSEP's determination of the State's status under section 616(d) of the IDEA.</p> <p>Indicator 8C: As discussed in Table B.</p>

SPP Indicator	Issue	Required Action
<p>Indicator 11: Percent of fully adjudicated due process hearing requests that were fully adjudicated within the applicable timeline. (20 U.S.C. 1416(a)(3)(B) and 1442)</p>	<p>Under 34 CFR §303.423(b) of the current IDEA Part C regulations, when a State chooses to implement due process procedures under Part C, the hearing decision must be rendered within 30 days of the request for a hearing and no extensions are allowed. It is our understanding that the State has chosen to implement due process hearing procedures under Part C and thus a 30-day timeline applies to issuing due process hearing decisions.</p>	<p>The State must, as part of its FFY 2006 application for Part C funds or by June 1, 2006, provide a written assurance confirming that it is using the 30-day timeline under 34 CFR §303.423(b), which does not provide for extensions.</p>
<p>Indicator 13: Percent of mediations held that resulted in mediation agreements. (20 U.S.C. 1416(a)(3)(B) and 1442)</p>	<p>The State included improvement activities regarding mediation; however, baseline data indicated that the number of mediations requested was fewer than ten. OSEP guidance on developing the SPP indicated that targets and improvement activities were not needed until the number of mediations requested totaled ten or greater.</p>	<p>The State may remove the improvement activities related to mediation in the APR, due February 1, 2007, if the number of mediations for 2004-2005 is fewer than 10. In a reporting period when the number of mediations reaches ten or greater, the State must develop targets and improvement activities, and report them in the corresponding APR.</p>