

**Table A – Nebraska Part C
Issues Identified in the State Performance Plan**

SPP Indicator	Issue	Required Action
<p>Indicator 1: 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>Other: The State’s timely standard is “as soon as possible after the IFSP meeting,” the reasonableness of which is established by the IFSP team, that includes the parent. The Part C regulations at 34 CFR §§303.342(e) and 303.344(f)(1) require that the IFSP be implemented as soon as possible after parent consent is provided under 34 CFR §303.404(a)(2).</p>	<p>Other: The State must monitor to ensure that the IFSP service initiation date is reasonable and that early intervention services are provided as soon as possible after the IFSP meeting, and report any noncompliance with this monitoring requirement in Indicators 1 and 9A of the FFY 2005 APR, due February 1, 2007.</p>
<p>Indicator 7: Percent of eligible infants and toddlers with IFSPs for whom an evaluation and assessment and an initial IFSP meeting were conducted within Part C’s 45-day timeline. (20 USC 1416(a)(3)(B) and 1442)</p>	<p>See Table B for discussion of Indicator 7.</p>	<p>See Table B for discussion of Indicator 7.</p>

SPP Indicator	Issue	Required Action
<p>Indicator 8: 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> <ul style="list-style-type: none"> A. IFSPs with transition steps and services; B. Notification to LEA, if child potentially eligible for Part B; and C. Transition conference, if child potentially eligible for Part B. <p>(20 USC 1416(a)(3)(B) and 1442)</p>	<p>Noncompliance – 8A: The State reported a 97% level of compliance for Indicator 8A in the SPP, specifically the IFSP transition planning requirements at 34 CFR §§303.148(b)(4) and 303.344(h). 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>Other: The State submitted baseline data consistent with the measurement instructions in the SPP separately for 8A, 8B, and 8C, but there was only one target, as opposed to separate targets for A, B, and C. OSEP assumes that the aggregated 100% target for each year applies to 8A, 8B, and 8C.</p> <p>See Table B, p. 3 for additional discussion of SPP Indicator 8C.</p>	<p>Noncompliance –8A: OSEP looks forward to reviewing data in the APR, due February 1, 2007, that demonstrate full compliance with the requirements of 8A.</p> <p>Other: The State must report on its performance in Indicators 8A, 8B, and 8C as measured against the 100% target.</p> <p>See Table B, p. 3 for additional discussion of SPP Indicator 8C.</p>
<p>Indicator 9: 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>(20 U.S.C. 1416(a)(3)(B) and 1442)</p>	<p>See Table B for discussion of 9B.</p>	<p>See Table B for discussion of 9B.</p>

SPP Indicator	Issue	Required Action
<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 targets and improvement activities regarding mediation; however, baseline data indicated that the total 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 targets and improvement activities related to mediation in the APR, due February 1, 2007, if the number of mediations for FFY 2005 is less 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>
<p>Indicator 14: State reported data (618 and State Performance Plan and Annual Performance Report) are timely and accurate. (20 U.S.C. 1416(a)(3)(B) and 1442)</p>	<p>Noncompliance: The State reported that some data reports were submitted late, due to reporting timelines in the State that were different from Federal timelines. The State reported it will be aligning the processes and submit timely data during the current reporting period.</p>	<p>OSEP looks forward to reviewing data in the APR, due February 1, 2007, that demonstrate full compliance with this requirement.</p>