

**Table A – New Jersey 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>Noncompliance: The State reported a 71% level of compliance with the requirements at 34 CFR §§303.340(c), 303.342(e) and 303.344(f)(1) and was unable to account for the reasons for untimely receipt of services.</p> <p>Other:</p> <p>(1) The State’s timely standard states that early intervention services begin “within 30 calendar days from the date when the initial IFSP is signed.” (Emphasis added.) This standard suggests that the State’s baseline data may only measure the timeliness of early intervention services for children with initial IFSPs and not all children with IFSPs. 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.</p> <p>(2) In the State’s computation of its baseline data for this compliance indicator, the State included in its reported percentage children for whom reasonable delays were attributable to exceptional child or family circumstances documented in the child’s record. The State noted it is revising its database to provide accurate data in the FFY 2005 APR due February 1, 2007.</p>	<p>Noncompliance: The State must ensure that this noncompliance is corrected within one year of its identification and include data in the APR, due February 1, 2007, that demonstrate compliance with this requirement. 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 this requirement.</p> <p>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>Other:</p> <p>(1) The State must report in Indicator #1 of the FFY 2005 APR, due February 1, 2007, data on the timeliness of early intervention services on the IFSP for all eligible children with IFSP, not just those with initial IFSPs.</p> <p>(2) In the FFY 2005 APR, due February 1, 2007, the State must include accurate data and should not include in its compliance percentage calculation children for whom the State has identified the cause for the delay as exceptional family circumstances documented in the child’s record. The State must 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>

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SPP Indicator	Issue	Required Action
<p>Indicator 4: Percent of families participating in Part C who report that early intervention services have helped the family:</p> <p>A. Know their rights;</p> <p>B. Effectively communicate their children's needs; and</p> <p>C. Help their children develop and learn. (20 USC 1416(a)(3)(A) and 1442)</p>	<p>Other: OSEP could not determine if the State plans to use sampling in collecting data for this indicator. If so, it is important that the State have a technically sound sampling plan to ensure that data used for entry, baseline, or to report on progress are valid and reliable.</p> <p>The submission of invalid data is inconsistent with Federal statute and regulations, including section 616(b)(2)(B) of the IDEA, and will affect OSEP's determination of the State's status under section 616(d) of the IDEA.</p>	<p>If the State intends to collect information through sampling, the State's SPP must include sampling methodology to ensure the collection of valid and reliable data on which to base your targets and improvement activities.</p> <p>The State must submit the revised sampling methodology that describes how data were collected with the State's FFY 2005 APR that is due February 1, 2007. If you decide not to sample, but rather gather census data, please inform OSEP and revise your SPP accordingly.</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>Noncompliance: See Table B.</p> <p>Other: In the State's computation of its baseline data for this compliance indicator, the State may have included children for whom reasonable delays were attributable to exceptional child or family circumstances documented in the child's record.</p>	<p>See Table B.</p> <p>In the FFY 2005 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.</p> <p>The State must 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>

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<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> <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:</p> <p>8A: See Table B.</p> <p>8C: See Table B.</p>	<p>8A and 8C. See Table B.</p>
	<p>Other:</p> <p>8B. The State did not use the required measurement in reporting its data for this indicator because the State reported data only on notification to LEA of a child potentially eligible for Part B, in three of its 21 counties.</p>	<p>8B. The State must include the required data and calculations in reporting its performance on this indicator in the APR due by February 1, 2007. Failure to include this information may affect OSEP’s determination of the State’s status under section 616(d) of the IDEA.</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>Noncompliance: See Table B.</p>	<p>See Table B.</p>