

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

SPP Indicator	Issue	Required Action
<p><u>Indicator 1:</u> 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><u>Noncompliance:</u> The State reported an 82% level of compliance for Indicator 1 in the SPP, specifically the requirement at 34 CFR §§303.340(c), 303.342(e), and 303.344(f)(1), that all eligible children with IFSPs receive the early intervention services on their IFSPs that are consented to by their parents in a timely manner. An analysis of untimely services was provided.</p> <p><u>Other:</u> 1. The State’s timely standard begins “as soon as possible after development of the IFSP.” 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 Nevada Department of Human Resources’ (NDHR’s) timeline begins on the date when a parent consents to the provision of early intervention services at IFSP development, under 34 CFR §303.404(a)(2). 2. For data reporting purposes for this indicator, the State used a 30-day time period.</p>	<p><u>Noncompliance:</u> The State must ensure that this noncompliance is corrected within one year of its identification and must also include data in the APR, due February 1, 2007, that demonstrate compliance with this requirement.</p> <p>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. 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><u>Other:</u> 1. 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). 2. If the State adopts a time period other than 30 days from parent consent, it must submit its revised timely standard in the APR for the period corresponding to when it adopted its revised standard.</p>
<p><u>Indicator 7:</u> 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><u>Noncompliance:</u> See Table B.</p>	<p><u>Noncompliance:</u> See Table B.</p>

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<p><u>Indicator 8:</u> 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><u>Noncompliance:</u> See Table B for Indicators 8A and 8C. 8B: The State reported a 50% level of compliance for notification to LEAs if a child was potentially eligible for Part B, specifically the requirement at 34 CFR §303.148(b)(1).</p>	<p><u>Noncompliance:</u> See Table B for Indicators 8A and 8C. 8B: The State must ensure that the newly identified noncompliance related to notification to LEAs 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. 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><u>Indicator 9:</u> 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. (20 USC 1416(a)(3)(B) and 1442)</p>	<p><u>Noncompliance:</u> The State reported a 33% level of compliance for Indicator 9A, correction of noncompliance related to priority indicators, specifically the requirement at 34 CFR §303.501(b) to ensure the timely correction of identified noncompliance.</p>	<p><u>Noncompliance:</u> 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 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. 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>

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<p><u>Indicator 13:</u> Percent of mediations held that resulted in mediation agreements. (20 USC 1416(a)(3)(B) and 1442)</p>	<p><u>Other:</u> The State included 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><u>Other:</u> 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 less than ten. 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><u>Indicator 14:</u> State reported data (618 and State Performance Plan and Annual Performance Report) are timely and accurate. (20 USC 1416(a)(3)(B) and 1442)</p>	<p><u>Other:</u> While the State provided some information that allows OSEP to make inferences regarding the State's intended targets for Indicator 14, the State did not explicitly indicate that its targets are 100% for both timely data and accurate data reports.</p>	<p><u>Other:</u> The State must revise its targets for this indicator in the APR, due February 1, 2007, to clarify that it is the State's intent to reach 100% accuracy and 100% timeliness regarding data reported, whether to OSEP or to the public, under section 618 of the IDEA, in the SPP and in the APRs.</p>