

**Arkansas Part C FFY 2007 SPP/APR Response Table**

<b>Monitoring Priorities and Indicators</b>	<b>Status of APR Data/SPP Revision Issues</b>	<b>OSEP Analysis/Next Steps</b>
<p>1. Percent of infants and toddlers with IFSPs who receive the early intervention services on their IFSPs in a timely manner.</p> <p>[Compliance Indicator]</p>	<p>The State revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The State's FFY 2007 reported data for this indicator are 88.4%. These data represent progress from the FFY 2006 data of 77%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that all 18 of its findings of noncompliance identified in FFY 2006 related to this indicator were corrected in a timely manner.</p>	<p>The State reported that noncompliance identified in FFY 2006 with the timely service provision requirements in 34 CFR §§303.340(c), 303.342(e) and 303.344(f)(1) was corrected in a timely manner.</p> <p>The State must demonstrate, in the FFY 2008 APR due February 1, 2010, that the State is in compliance with the requirements in 34 CFR §§303.340(c), 303.342(e) and 303.344(f)(1), including correction of the noncompliance the State reported under this indicator in the FFY 2007 APR.</p> <p>The State must report, in its FFY 2008 APR due February 1, 2010, that it has verified that each EIS program with noncompliance reported by the State under this indicator in the FFY 2007 APR: (1) is correctly implementing the specific regulatory requirements; and (2) has initiated services for each child, although late, unless the child is no longer within the jurisdiction of the EIS program, consistent with OSEP Memorandum 09-02, dated October 17, 2008 (OSEP Memo 09-02).</p> <p>If the State is unable to demonstrate compliance in the FFY 2008 APR, the State must review its improvement activities and revise them, if necessary to ensure compliance.</p>

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<b>Monitoring Priorities and Indicators</b>	<b>Status of APR Data/SPP Revision Issues</b>	<b>OSEP Analysis/Next Steps</b>																												
<p>2. Percent of infants and toddlers with IFSPs who primarily receive early intervention services in the home or programs for typically developing children.</p> <p>[Results Indicator]</p>	<p>The State revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The State's FFY 2007 reported data for this indicator are 46%. These data represent slippage from the FFY 2006 data of 52.72%.</p> <p>The State did not meet its FFY 2007 target of 68%.</p>	<p>OSEP looks forward to the State's data demonstrating improvement in performance in the FFY 2008 APR, due February 1, 2010.</p>																												
<p>3. Percent of infants and toddlers with IFSPs who demonstrate improved:</p> <p>A. Positive social-emotional skills (including social relationships);</p> <p>B. Acquisition and use of knowledge and skills (including early language/ communication); and</p> <p>C. Use of appropriate behaviors to meet their needs.</p> <p>[Results Indicator]</p>	<p>The State's FFY 2007 reported progress data for this indicator are:</p> <table border="1" data-bbox="548 581 1446 1406"> <thead> <tr> <th data-bbox="548 581 1077 764">07-08 Infant and Toddler Outcome Progress Data</th> <th data-bbox="1077 581 1199 764">Social Emotional</th> <th data-bbox="1199 581 1323 764">Knowledge &amp; Skills</th> <th data-bbox="1323 581 1446 764">Appropriate Behavior</th> </tr> </thead> <tbody> <tr> <td data-bbox="548 764 1077 837">a. % of infants &amp; toddlers who did not improve functioning.</td> <td align="center" data-bbox="1077 764 1199 837">6</td> <td align="center" data-bbox="1199 764 1323 837">5</td> <td align="center" data-bbox="1323 764 1446 837">6</td> </tr> <tr> <td data-bbox="548 837 1077 979">b. % of infants &amp; toddlers who improved but not sufficient to move nearer to functioning comparable to same-aged peers.</td> <td align="center" data-bbox="1077 837 1199 979">25</td> <td align="center" data-bbox="1199 837 1323 979">31</td> <td align="center" data-bbox="1323 837 1446 979">26</td> </tr> <tr> <td data-bbox="548 979 1077 1084">c. % of infants &amp; toddlers who improved to a level nearer to same-aged peers but did not reach it.</td> <td align="center" data-bbox="1077 979 1199 1084">31</td> <td align="center" data-bbox="1199 979 1323 1084">27</td> <td align="center" data-bbox="1323 979 1446 1084">29</td> </tr> <tr> <td data-bbox="548 1084 1077 1190">d. % of infants &amp; toddlers who improved functioning to reach a level comparable to same-aged peers.</td> <td align="center" data-bbox="1077 1084 1199 1190">23</td> <td align="center" data-bbox="1199 1084 1323 1190">22</td> <td align="center" data-bbox="1323 1084 1446 1190">23</td> </tr> <tr> <td data-bbox="548 1190 1077 1300">e. % of infants &amp; toddlers who maintained functioning at a level comparable to same-aged peers.</td> <td align="center" data-bbox="1077 1190 1199 1300">15</td> <td align="center" data-bbox="1199 1190 1323 1300">15</td> <td align="center" data-bbox="1323 1190 1446 1300">16</td> </tr> <tr> <td data-bbox="548 1300 1077 1406">Total (approx. 100%)</td> <td align="center" data-bbox="1077 1300 1199 1406">100%</td> <td align="center" data-bbox="1199 1300 1323 1406">100%</td> <td align="center" data-bbox="1323 1300 1446 1406">100%</td> </tr> </tbody> </table>	07-08 Infant and Toddler Outcome Progress Data	Social Emotional	Knowledge & Skills	Appropriate Behavior	a. % of infants & toddlers who did not improve functioning.	6	5	6	b. % of infants & toddlers who improved but not sufficient to move nearer to functioning comparable to same-aged peers.	25	31	26	c. % of infants & toddlers who improved to a level nearer to same-aged peers but did not reach it.	31	27	29	d. % of infants & toddlers who improved functioning to reach a level comparable to same-aged peers.	23	22	23	e. % of infants & toddlers who maintained functioning at a level comparable to same-aged peers.	15	15	16	Total (approx. 100%)	100%	100%	100%	<p>The State reported the required progress data and improvement activities. The State must provide baseline data, targets, and improvement activities with the FFY 2008 APR, due February 1, 2010.</p>
07-08 Infant and Toddler Outcome Progress Data	Social Emotional	Knowledge & Skills	Appropriate Behavior																											
a. % of infants & toddlers who did not improve functioning.	6	5	6																											
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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps																				
<p>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.</p> <p>[Results Indicator]</p>	<p>The State's reported data for this indicator are:</p> <table border="1" data-bbox="548 345 1480 737"> <thead> <tr> <th></th> <th>FFY 2006 Data</th> <th>FFY 2007 Data</th> <th>FFY 2007 Target</th> <th>Progress</th> </tr> </thead> <tbody> <tr> <td>A. Know their rights. (%)</td> <td>59</td> <td>62</td> <td>77</td> <td>3.0%</td> </tr> <tr> <td>B. Effectively communicate their children's needs. (%)</td> <td>70</td> <td>67.5</td> <td>67</td> <td>-2.5%</td> </tr> <tr> <td>C. Help their children develop and learn. (%)</td> <td>71</td> <td>70.8</td> <td>84</td> <td>-0.2%</td> </tr> </tbody> </table> <p>These data represent progress for 4A and slippage for 4B.</p> <p>The State met its FFY 2007 target for 4B and did not meet its targets for 4A and 4C.</p> <p>OSEP's June 6, 2008 FFY 2006 SPP/APR response table required the State to address in the FFY 2007 APR, due February 2, 2009, whether the response group for this indicator was representative of the population. The State reported that it did not collect all of the information to determine if the parent survey response group was representative of the State's population. The State indicated it would begin collecting additional information.</p>		FFY 2006 Data	FFY 2007 Data	FFY 2007 Target	Progress	A. Know their rights. (%)	59	62	77	3.0%	B. Effectively communicate their children's needs. (%)	70	67.5	67	-2.5%	C. Help their children develop and learn. (%)	71	70.8	84	-0.2%	<p>OSEP appreciates the State's efforts to improve performance and looks forward to the State's data demonstrating improvement in performance in the FFY 2008 APR, due February 1, 2010.</p> <p>The State reported that it did not collect all of the information to determine if the data for this indicator were based on a parent survey response group that is representative of the State's population. In the FFY 2008 APR, due February 1, 2010, the State must indicate whether its response group is representative of the State's population and, if not, the actions the State is taking to address this issue.</p>
	FFY 2006 Data	FFY 2007 Data	FFY 2007 Target	Progress																		
A. Know their rights. (%)	59	62	77	3.0%																		
B. Effectively communicate their children's needs. (%)	70	67.5	67	-2.5%																		
C. Help their children develop and learn. (%)	71	70.8	84	-0.2%																		
<p>5. Percent of infants and toddlers birth to 1 with IFSPs compared to:</p> <p>A. Other States with similar eligibility definitions; and</p> <p>B. National data.</p> <p>[Results Indicator]</p>	<p>The State's FFY 2007 reported data for this indicator are .72%. These data represent slippage from the FFY 2006 data of 1.02%.</p> <p>The State met its target of .45%.</p>	<p>OSEP appreciates the State's efforts to improve performance.</p>																				
<p>6. Percent of infants and toddlers birth to 3 with IFSPs compared to:</p> <p>A. Other States with similar</p>	<p>The State's FFY 2007 reported data for this indicator are 2.34%. These data represent slippage from the FFY data of 2.75%.</p> <p>The State did not meet its target of 2.78%.</p>	<p>OSEP looks forward to the State's data demonstrating improvement in performance in the FFY 2008 APR, due</p>																				

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<p>eligibility definitions; and B. National data. [Results Indicator]</p>		<p>February 1, 2010.</p>
<p>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. [Compliance Indicator]</p>	<p>The State's FFY 2007 reported data for this indicator are 88%. These data represent progress from the FFY 2006 data of 84%. The State did not meet its FFY 2006 target of 100%. The State reported that all five of its findings of noncompliance identified in FFY 2006 related to this indicator were corrected in a timely manner.</p>	<p>The State reported that noncompliance identified in FFY 2006 with the 45-day timeline requirements in 34 CFR §§303.321(e)(2), 303.322(e)(1), and 303.342(a) was corrected in a timely manner.  The State must demonstrate, in the FFY 2008 APR due February 1, 2010, that the State is in compliance with the requirements in 34 CFR §§303.321(e)(2), 303.322(e)(1), and 303.342(a), including correction of the noncompliance the State reported under this indicator in the FFY 2007 APR.  The State must report, in its FFY 2008 APR due February 1, 2010, that it has verified that each EIS program with noncompliance reported by the State under this indicator in the FFY 2007 APR: (1) is correctly implementing the specific regulatory requirements; and (2) has conducted the initial evaluation, assessment, and IFSP meeting, although late, unless the child is no longer within the jurisdiction of the EIS program, consistent with OSEP Memo 09-02.  If the State is unable to demonstrate compliance in the FFY 2008 APR, the State must review its improvement activities and revise them, if necessary to</p>

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<p>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>[Compliance Indicator]</p>	<p>The State’s FFY 2007 reported data for this indicator are 55%. These data represent slippage from the FFY 2006 data of 99%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that all ten of its findings of noncompliance identified in FFY 2006 related to this indicator were corrected in a timely manner.</p>	<p>ensure compliance.</p> <p>The State reported that noncompliance identified in FFY 2006 with the IFSP transition content requirements in 34 CFR §§303.148(b)(4) and 303.344(h) was corrected in a timely manner.</p> <p>The State must demonstrate, in the FFY 2008 APR due February 1, 2010, that the State is in compliance with the requirements in 34 CFR §§303.148(b)(4) and 303.344(h), including correction of the noncompliance the State reported under this indicator in the FFY 2007 APR.</p> <p>The State must report, in its FFY 2008 APR due February 1, 2010, that it has verified that each EIS program with noncompliance reported by the State under this indicator in the FFY 2007 APR: (1) is correctly implementing the specific regulatory requirements; and (2) has developed an IFSP with transition steps and services, unless the child is no longer within the jurisdiction of the EIS program, consistent with OSEP Memo 09-02.</p> <p>If the State is unable to demonstrate compliance in the FFY 2008 APR, the State must review its improvement activities and revise them, if necessary to ensure compliance.</p>
<p>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</p>	<p>The State’s FFY 2007 reported data for this indicator are 89%. These data represent slippage from the FFY 2006 data of 96.4%.</p> <p>The State did not meet its FFY 2006 target of 100%.</p> <p>The State reported that all ten of its findings of noncompliance identified in</p>	<p>The State reported that noncompliance identified in FFY 2006 with the LEA notification requirements in 34 CFR §303.148(b)(1) was corrected in a timely</p>

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<p>services by their third birthday including:</p> <p>B. Notification to LEA, if child potentially eligible for Part B; and</p> <p>[Compliance Indicator]</p>	<p>FFY 2006 related to this indicator were corrected in a timely manner.</p>	<p>manner.</p> <p>The State must demonstrate, in the FFY 2008 APR due February 1, 2010, that the State is in compliance with the requirements in 34 CFR §303.148(b)(1), including correction of the noncompliance the State reported under this indicator in the FFY 2007 APR.</p> <p>The State must report, in its FFY 2008 APR due February 1, 2010, that it has verified that each EIS program with noncompliance reported by the State under this indicator in the FFY 2007 APR: (1) is correctly implementing the specific regulatory requirements; and (2) has provided notification to the LEA, unless the child is no longer within the jurisdiction of the EIS program, consistent with OSEP Memo 09-02.</p> <p>If the State is unable to demonstrate compliance in the FFY 2008 APR, the State must review its improvement activities and revise them, if necessary to ensure compliance.</p>
<p>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>C. Transition conference, if child potentially eligible for Part B.</p>	<p>The State's FFY 2007 reported data for this indicator are 55%. These data represent progress from the FFY 2006 data of 44%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that all ten of its findings of noncompliance identified in FFY 2006 related to this indicator were corrected in a timely manner.</p>	<p>The State reported that noncompliance identified in FFY 2006 with the timely transition conference requirements in 34 CFR §303.148(b)(2)(i) (as modified by IDEA section 637(a)(9)(A)(ii)(II)) was corrected in a timely manner.</p> <p>The State must demonstrate, in the FFY 2008 APR due February 1, 2010, that the State is in compliance with the requirements in 34 CFR §303.148(b)(2)(i)</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
<p>[Compliance Indicator]</p>		<p>(as modified by IDEA section 637(a)(9)(A)(ii)(II)), including correction of the noncompliance the State reported under this indicator in the FFY 2007 APR.</p> <p>The State must report, in its FFY 2008 APR due February 1, 2010, that it has verified that each EIS program with noncompliance reported by the State under this indicator in the FFY 2007 APR: (1) is correctly implementing the specific regulatory requirement; and (2) has conducted a transition conference for each child potentially eligible for Part B, although late, unless the child is no longer within the jurisdiction of the EIS program, consistent with OSEP Memo 09-02.</p> <p>If the State is unable to demonstrate compliance in the FFY 2008 APR, the State must review its improvement activities and revise them, if necessary to ensure compliance.</p>
<p>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>[Compliance Indicator]</p>	<p>The State revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The State's reported data for this indicator are 100%. These data represent progress from the FFY 2006 data of 91.8%.</p> <p>The State met its FFY 2007 target of 100%.</p> <p>The State reported on page 23 of the FFY 2007 APR that all 66 of its findings of noncompliance identified in FFY 2006 were corrected in a timely manner. On page 27 of the FFY 2007 APR, the State reported that all 77 of its findings of noncompliance identified in FFY 2006 were corrected in a timely manner. However, adding the number of findings the State reported in its C-9 Worksheet in the State's APR, it appears that the State corrected all of its 76 findings of noncompliance identified in FFY 2006.</p>	<p>OSEP appreciates the State's efforts in timely correcting noncompliance reported by the State under this indicator in the FFY 2007 APR in accordance with IDEA section 635(a)(10)(A) and 34 CFR §303.501.</p> <p>In reporting on correction of noncompliance, the State must report that it has: (1) corrected all instances of noncompliance (including noncompliance identified through the State's monitoring system, through the State's data system and by the Department); and (2) verified that each EIS program with identified</p>

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		<p>noncompliance is correctly implementing the specific regulatory requirements, consistent with OSEP Memo 09-02.</p> <p>In reporting on Indicator 9 in the FFY 2008 APR, the State must use the Indicator 9 Worksheet.</p> <p>In addition, in responding to Indicators 1, 7, 8A, 8B and 8C in the FFY 2008 APR due February 1, 2010, the State must report on correction of the noncompliance described in this table under those indicators.</p> <p>As stated in OSEP’s February 23, 2009 verification visit letter, in the FFY 2008 APR, due February 1, 2010, the State must: (1) submit an assurance that it has changed its practice to ensure the identification of all noncompliance, notwithstanding the extent of the noncompliance; (2) report on the correction of findings made not only under the QAT, but also through (A) the SEAS and (B) complaint and other dispute resolution processes; and (3) provide an assurance that its procedures for making annual determinations on the performance of its EIS programs include consideration of an EIS program’s performance on all SPP/APR compliance indicators and any uncorrected noncompliance from any source (including noncompliance identified through the QAT).</p>
10. Percent of signed written complaints with reports issued that were resolved within 60-day	The State’s FFY 2007 reported data for this indicator are 100%. These data remain unchanged from the FFY 2006 data of 100%.	OSEP appreciates the State’s efforts in achieving compliance with the timely complaint resolution requirements in 34

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<p>timeline or a timeline extended for exceptional circumstances with respect to a particular complaint. [Compliance Indicator]</p>	<p>The State met its FFY 2007 target of 100%.</p>	<p>CFR §§303.510 through 303.512.</p>
<p>11. Percent of fully adjudicated due process hearing requests that were fully adjudicated within the applicable timeline. [Compliance Indicator]</p>	<p>The State revised the improvement activities for this indicator and OSEP accepts the revisions.  The State did not receive any requests for due process hearings during the FFY 2007 reporting period.</p>	<p>OSEP looks forward to reviewing the State's data in the FFY 2008 APR, due February 1, 2010.  OSEP's February 23, 2009 verification visit letter required the State to revise its procedural safeguards documents to include all of the Part C requirements regarding complaints, under 34 CFR §303.510-303.512, and either the Part C or Part B requirements under 34 CFR §303.420 for mediations and due process hearings; and submit the revised documents to OSEP as soon as they are finalized but no later than September 30, 2009. As stated in OSEP's February 23, 2009 letter, the State's FFY 2009 Part C grant application must include an assurance regarding those revisions.</p>
<p>12. Percent of hearing requests that went to resolution sessions that were resolved through resolution session settlement agreements (applicable if Part B due process procedures are adopted). [Results Indicator]</p>	<p>The State revised the improvement activity for this indicator.  OSEP cannot determine if this indicator is applicable to the State because the State has not determined if it is implementing Part B or Part C due process procedures. This issue is further addressed in the Enclosure to OSEP's February 23, 2009 verification visit letter to the State.  The State reported that no resolution sessions were held during the reporting period.  The State reported fewer than ten resolution sessions held in FFY 2007. The State is not required to provide targets or improvement activities until any FFY in which ten or more resolution sessions were held.</p>	<p>If applicable, OSEP looks forward to reviewing the State's data in the FFY 2008 APR, due February 1, 2010.</p>

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<p>13. Percent of mediations held that resulted in mediation agreements. [Results Indicator]</p>	<p>The State reported that no mediations were held during the FFY 2007 reporting period. The State reported fewer than ten mediations held in FFY 2007. The State is not required to meet its targets or provide improvement activities until any FFY in which ten or more mediations were held.</p>	<p>OSEP looks forward to reviewing the State's data in the FFY 2008 APR, due February 1, 2010.</p>
<p>14. State reported data (618 and State Performance Plan and Annual Performance Report) are timely and accurate. [Compliance Indicator]</p>	<p>The State's FFY 2007 reported data for this indicator are 98.6%. These data represent progress from the FFY 2006 data of 94.3%. The State did not meet its FFY 2007 target of 100%.</p>	<p>OSEP appreciates the State's efforts and looks forward to reviewing in the FFY 2008 APR, due February 1, 2010, the State's data demonstrating that it is in compliance with the timely and accurate data requirements in IDEA sections 616, 618, and 642 and 34 CFR §§76.720 and 303.540.  In reporting on Indicator 14 in the FFY 2008 APR, the State must use the Indicator 14 Data Rubric.</p>