

Florida Part C FFY 2007 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
<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. The State also revised its definition of timely services regarding the measurement for this indicator, but specified that the revised definition will be effective for FFY 2009 after the State has fulfilled the public participation requirements of Part C. FDOH reported that the revised definition will be submitted with its FFY 2009 Part C Application. OSEP will review the revised definition separately in response to the application submission.</p> <p>The State's FFY 2007 reported data for this indicator are 70%. These data represent progress from the FFY 2006 data of 60%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that one of five findings of noncompliance identified in FFY 2006 was corrected in a timely manner. For the uncorrected noncompliance, the State reported that two of four remaining findings of noncompliance subsequently were corrected by January 29, 2009 and the State imposed increased reporting requirements and notification to management personnel senior to the local Early Steps (LES) Director for the remaining uncorrected two findings of noncompliance.</p> <p>OSEP's June 6, 2008 FFY 2006 SPP/APR response table required the State to include in the FFY 2007 APR, due February 2, 2009, a report on the correction of the one uncorrected FFY 2005 finding of noncompliance. The State reported that it corrected that one finding of noncompliance.</p> <p>The State was identified as being in need of assistance for two consecutive years based on the State's FFY 2005 and 2006 APRs, was advised of available technical assistance, and was required to report, with the FFY 2007 APR, on: (1) the technical assistance sources from which the State received assistance; and (2) the actions the State took as a result of that technical assistance. The State reported on the technical assistance sources from which the State received assistance for this indicator and reported on the actions the State took as a result of that technical assistance.</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 partially corrected. The State must demonstrate, in the FFY 2008 APR, due February 1, 2010, that the uncorrected two FFY 2006 findings were corrected.</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 reporting correction of the noncompliance identified 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>
<p>2. Percent of infants and toddlers with IFSPs who primarily receive</p>	<p>The State revised the targets for this indicator and OSEP accepts those revisions.</p>	<p>OSEP appreciates the State's efforts to improve performance and ensure</p>

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<p>early intervention services in the home or programs for typically developing children.</p> <p>[Results Indicator]</p>	<p>The State indicated that stakeholders were provided an opportunity to comment on the revised targets. The revised targets are more rigorous than the previously established targets.</p> <p>The State's FFY 2007 reported data for this indicator are 75%. These data represent progress from the FFY 2006 data of 72%.</p> <p>The State met its FFY 2007 target of 55%.</p> <p>The State reported that eight of nine findings of noncompliance identified in FFY 2006 related to this indicator were corrected in a timely manner and that the remaining finding was subsequently corrected within 18 months.</p>	<p>compliance.</p> <p>The State reported that noncompliance identified in FFY 2006 with the natural environments requirements in 34 CFR §303.344 (d)(1)(ii) was corrected.</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="548 662 1446 1490"> <thead> <tr> <th data-bbox="548 662 1077 846">07-08 Infant and Toddler Outcome Progress Data</th> <th data-bbox="1077 662 1199 846">Social Emotional</th> <th data-bbox="1199 662 1323 846">Knowledge & Skills</th> <th data-bbox="1323 662 1446 846">Appropriate Behavior</th> </tr> </thead> <tbody> <tr> <td data-bbox="548 846 1077 919">a. % of infants & toddlers who did not improve functioning.</td> <td align="center" data-bbox="1077 846 1199 919">6.1</td> <td align="center" data-bbox="1199 846 1323 919">7.9</td> <td align="center" data-bbox="1323 846 1446 919">6.4</td> </tr> <tr> <td data-bbox="548 919 1077 1062">b. % of infants & toddlers who improved but not sufficient to move nearer to functioning comparable to same-aged peers.</td> <td align="center" data-bbox="1077 919 1199 1062">26.1</td> <td align="center" data-bbox="1199 919 1323 1062">35.3</td> <td align="center" data-bbox="1323 919 1446 1062">18.5</td> </tr> <tr> <td data-bbox="548 1062 1077 1166">c. % of infants & toddlers who improved to a level nearer to same-aged peers but did not reach it.</td> <td align="center" data-bbox="1077 1062 1199 1166">2.4</td> <td align="center" data-bbox="1199 1062 1323 1166">17</td> <td align="center" data-bbox="1323 1062 1446 1166">5.8</td> </tr> <tr> <td data-bbox="548 1166 1077 1269">d. % of infants & toddlers who improved functioning to reach a level comparable to same-aged peers.</td> <td align="center" data-bbox="1077 1166 1199 1269">6.7</td> <td align="center" data-bbox="1199 1166 1323 1269">16.4</td> <td align="center" data-bbox="1323 1166 1446 1269">13.1</td> </tr> <tr> <td data-bbox="548 1269 1077 1382">e. % of infants & toddlers who maintained functioning at a level comparable to same-aged peers.</td> <td align="center" data-bbox="1077 1269 1199 1382">58.7</td> <td align="center" data-bbox="1199 1269 1323 1382">23.4</td> <td align="center" data-bbox="1323 1269 1446 1382">56.2</td> </tr> <tr> <td data-bbox="548 1382 1077 1490">Total (approx. 100%)</td> <td align="center" data-bbox="1077 1382 1199 1490">100.00 %</td> <td align="center" data-bbox="1199 1382 1323 1490">100.00 %</td> <td align="center" data-bbox="1323 1382 1446 1490">100.00 %</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.	6.1	7.9	6.4	b. % of infants & toddlers who improved but not sufficient to move nearer to functioning comparable to same-aged peers.	26.1	35.3	18.5	c. % of infants & toddlers who improved to a level nearer to same-aged peers but did not reach it.	2.4	17	5.8	d. % of infants & toddlers who improved functioning to reach a level comparable to same-aged peers.	6.7	16.4	13.1	e. % of infants & toddlers who maintained functioning at a level comparable to same-aged peers.	58.7	23.4	56.2	Total (approx. 100%)	100.00 %	100.00 %	100.00 %	<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.	6.1	7.9	6.4																											
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	The State revised the improvement activities for this indicator and OSEP accepts those revisions.																					
<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; B. Effectively communicate their children's needs; and 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="550 412 1484 805"> <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 align="center">54</td> <td align="center">65</td> <td align="center">57</td> <td align="center">11.00%</td> </tr> <tr> <td>B. Effectively communicate their children's needs. (%)</td> <td align="center">50</td> <td align="center">61</td> <td align="center">54</td> <td align="center">11.00%</td> </tr> <tr> <td>C. Help their children develop and learn. (%)</td> <td align="center">64</td> <td align="center">75</td> <td align="center">59</td> <td align="center">11.00%</td> </tr> </tbody> </table> <p>These data represent progress from the FFY 2006 data. The State met all of its FFY 2007 targets for this indicator.</p>		FFY 2006 Data	FFY 2007 Data	FFY 2007 Target	Progress	A. Know their rights. (%)	54	65	57	11.00%	B. Effectively communicate their children's needs. (%)	50	61	54	11.00%	C. Help their children develop and learn. (%)	64	75	59	11.00%	<p>OSEP appreciates the State's efforts to improve performance.</p>
	FFY 2006 Data	FFY 2007 Data	FFY 2007 Target	Progress																		
A. Know their rights. (%)	54	65	57	11.00%																		
B. Effectively communicate their children's needs. (%)	50	61	54	11.00%																		
C. Help their children develop and learn. (%)	64	75	59	11.00%																		
<p>5. Percent of infants and toddlers birth to 1 with IFSPs compared to:</p> <p>A. Other States with similar eligibility definitions; and B. National data.</p> <p>[Results Indicator]</p>	<p>The State's FFY 2007 reported data for this indicator are 0.58%. The State's FFY 2006 reported data for this indicator were 0.60%.</p> <p>The State did not meet its FFY 2007 target of 0.69%.</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>6. Percent of infants and toddlers birth to 3 with IFSPs compared to:</p> <p>A. Other States with similar eligibility definitions; and B. National data.</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 1.66%. The State's FFY 2006 reported data for this indicator were 1.68%.</p> <p>The State did not meet its FFY 2007 target of 1.875%.</p>	<p>OSEP looks forward to the State's data demonstrating improvement in performance in the FFY 2008 APR, due February 1, 2010.</p>																				

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<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 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 80%. These data represent slippage from the FFY 2006 data of 86%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that six of seven findings of noncompliance identified in FFY 2006 were corrected in a timely manner and that the remaining finding was subsequently corrected by January 29, 2009.</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.</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 §§303.321(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.</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(s); 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.</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</p>	<p>The State's FFY 2007 reported data for this indicator are 79%. These data remain unchanged from the FFY 2006 data of 79%.</p> <p>The State did not meet its FFY 2007 target of 100%.</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</p>

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<p>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 reported that six of seven findings of noncompliance identified in FFY 2006 were corrected in a timely manner and that the remaining finding subsequently was corrected by January 29, 2009.</p>	<p>corrected.</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 services by their third birthday including:</p> <p>B. Notification to LEA, if child potentially eligible for Part B; and</p>	<p>The State's FFY 2007 reported data for this indicator are 86%. These data represent progress from the FFY 2006 data of 82%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that four of five findings of noncompliance identified in FFY 2006 were corrected in a timely manner and that the remaining finding subsequently was corrected by January 29, 2009.</p> <p>OSEP's March 2009 memo provided its review of FDOH's opt-out policies and required FDOH to submit its revised policies or a specific assurance with its FFY 2009 Part C grant application. OSEP will review the revised policies</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.</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</p>

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<p>[Compliance Indicator]</p>	<p>or assurance through the Part C FFY 2009 grant application process.</p>	<p>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>[Compliance Indicator]</p>	<p>The State's FFY 2007 reported data for this indicator are 80%. These data represent progress from the FFY 2006 data of 78%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that six of eight findings of noncompliance identified in FFY 2006 were corrected in a timely manner and that the remaining findings subsequently were corrected by April 7, 2009.</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.</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) (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</p>

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		<p>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 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's FFY 2007 reported data for this indicator are 73%. These data represent progress from the FFY 2006 data of 67%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that 48 of 66 findings of noncompliance identified in FFY 2006 were corrected in a timely manner and that 16 findings subsequently were corrected by April 7, 2009. For the two uncorrected findings of noncompliance under Indicator 1, the State reported that it imposed increased reporting requirements, and notification to management personnel senior to the LES Director of the persistent noncompliance.</p> <p>OSEP's June 6, 2008 FFY 2006 SPP/APR response table required the State to include in the FFY 2007 APR, due February 2, 2009 a report on the correction of the two uncorrected FFY 2005 findings of noncompliance. The State reported that it had corrected the outstanding FFY 2005 findings of noncompliance.</p> <p>The State was identified as being in need of assistance for two consecutive years based on the State's FFY 2005 and 2006 APRs, was advised of available technical assistance, and was required to report, with the FFY 2007 APR, on: (1) the technical assistance sources from which the State received assistance; and (2) the actions the State took as a result of that technical assistance. The State reported on the technical assistance sources from which the State</p>	<p>The State must demonstrate, in the FFY 2008 APR, due February 1, 2010, that the State has corrected the remaining two FFY 2006 findings.</p> <p>The State must review its improvement activities and revise them, if appropriate, to ensure they will enable the State to provide data in the FFY 2008 APR, due February 1, 2010, demonstrating that the State timely corrected noncompliance identified by the State in FFY 2007, in accordance with IDEA section 635(a)(10)(A) and 34 CFR §303.501(b) and OSEP Memo 09-02.</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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	received assistance for this indicator and reported on the actions the State took as a result of that technical assistance.	<p>noncompliance is correctly implementing the specific regulatory requirements, consistent with OSEP Memo 09-02.</p> <p>In addition, in responding to Indicators 1, 7, 8A, 8B, and 8C, the State must specifically identify and correct the noncompliance identified in this table under those indicators.</p> <p>In reporting on Indicator 9 in the FFY 2008 APR, the State must use the Indicator 9 Worksheet.</p>
<p>10. Percent of signed written complaints with reports issued that were resolved within 60-day timeline or a timeline extended for exceptional circumstances with respect to a particular complaint.</p> <p>[Compliance Indicator]</p>	<p>The State's FFY 2007 reported data for this indicator are 100%. These data are based on two complaints. These data remain unchanged from the FFY 2006 data of 100%.</p> <p>The State met its FFY 2007 target of 100%.</p>	<p>OSEP appreciates the State's efforts in achieving compliance with the timely complaint resolution requirements in 34 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.</p> <p>[Compliance Indicator]</p>	<p>The State's FFY 2007 reported data for this indicator are 0%. These data are based on the untimely adjudication of one due process hearing request.</p> <p>The State reported that it did not receive any due process hearing requests during the FFY 2006 reporting period.</p>	<p>The State must review its improvement activities and revise them, if appropriate, to ensure they will enable the State to provide data in the FFY 2008 APR, due February 1, 2010, demonstrating that the State is in compliance with the due process hearing timelines requirements in 34 CFR §303.420 and 303.423(b).</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).</p>	<p>Not applicable.</p>	<p>This indicator does not apply to the State because the State has not adopted the Part B due process procedures to resolve Part C due process hearing requests.</p>

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[Results Indicator]		
<p>13. Percent of mediations held that resulted in mediation agreements.</p> <p>[Results Indicator]</p>	<p>The State revised the targets for this indicator and OSEP accepts those revisions.</p> <p>The State reported that none of two mediations resulted in mediation agreements during FFY 2007.</p> <p>The State reported that no mediations were held during the FFY 2006 reporting period.</p> <p>The State reported fewer than ten mediations held in FFY 2007. The State is not required to provide targets or improvement activities until any FFY in which ten or more mediations were held.</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>14. State reported data (618 and State Performance Plan and Annual Performance Report) are timely and accurate.</p> <p>[Compliance Indicator]</p>	<p>The State's FFY 2007 reported data for this indicator are 100%. These data remain unchanged from the FFY 2006 data of 100%.</p> <p>The State met its FFY 2007 target of 100%.</p>	<p>OSEP appreciates the State's efforts in achieving compliance with the data reporting requirements in IDEA sections 616, 618, and 642 and 34 CFR §§76.720 and 303.540.</p> <p>In reporting on Indicator 14 in the FFY 2008 APR, the State must use the Indicator 14 Data Rubric.</p>