

South Carolina 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.</p> <p>The State's FFY 2007 reported data for this indicator are 73%. However, OSEP's calculation of the data for this indicator is 76.02%. These data represent slippage from the revised FFY 2006 data of 92%.</p> <p>The State did not meet its FFY target of 100%.</p> <p>The State reported that the one finding of noncompliance identified in FFY 2006 was not corrected in a timely manner. The State reported the following specific actions taken to correct the uncorrected noncompliance: increased provider recruitment and retention efforts; bi-annual regional provider meetings; increase in reimbursement rates; provider billing training; monthly communication with providers through newsletter and email as needed; and the implementation of a streamlined billing and payment process.</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, updated correction information for the findings the State identified in 2004 and 2005. The State reported that it recalculated its timely correction data for findings made in FFY 2004 through FFY 2007 to allow for accurate comparison of performance over time. The State reported that none of the three findings of noncompliance identified in FFY 2004 or the three findings of noncompliance identified in FFY 2005 was corrected. The State's FFY 2008 Grant Special Conditions require the State to report in its May 15, 2009 progress report on the correction of these uncorrected three FFYs 2004 and three 2005 findings regarding the requirements of this indicator.</p>	<p>The State's failure to report correction of the three FFY 2004 and three FFY 2005 findings raises serious questions about the effectiveness of the State's general supervision system. OSEP will review and respond, in the State's FFY 2009 grant letter, to the State's Special Conditions after the State submits its final Progress Report, due on May 15, 2009.</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 not corrected. The State must demonstrate, in the FFY 2008 APR, due February 1, 2010, that the one uncorrected FFY 2006 finding 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 timely service provision 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>In reporting on correction of the FFY 2006 finding and the noncompliance 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 remaining noncompliance: (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</p>

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		<p>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 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 82%. These data represent slippage from the FFY 2006 data of 86%.</p> <p>The State did not meet its FFY target of 96%.</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; New]</p>	<p>The State's FFY 2007 reported progress data for this indicator are:</p> <table border="1" data-bbox="548 776 1446 1495"> <thead> <tr> <th data-bbox="548 776 1077 959">07-08 Infant and Toddler Outcome Progress Data</th> <th data-bbox="1077 776 1199 959">Social Emotional</th> <th data-bbox="1199 776 1323 959">Knowledge & Skills</th> <th data-bbox="1323 776 1446 959">Appropriate Behavior</th> </tr> </thead> <tbody> <tr> <td data-bbox="548 959 1077 1032">a. % of infants & toddlers who did not improve functioning.</td> <td align="center" data-bbox="1077 959 1199 1032">4</td> <td align="center" data-bbox="1199 959 1323 1032">3</td> <td align="center" data-bbox="1323 959 1446 1032">3</td> </tr> <tr> <td data-bbox="548 1032 1077 1175">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 1032 1199 1175">10</td> <td align="center" data-bbox="1199 1032 1323 1175">12</td> <td align="center" data-bbox="1323 1032 1446 1175">10</td> </tr> <tr> <td data-bbox="548 1175 1077 1279">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 1175 1199 1279">17</td> <td align="center" data-bbox="1199 1175 1323 1279">19</td> <td align="center" data-bbox="1323 1175 1446 1279">17</td> </tr> <tr> <td data-bbox="548 1279 1077 1383">d. % of infants & toddlers who improved functioning to reach a level comparable to same-aged peers.</td> <td align="center" data-bbox="1077 1279 1199 1383">49</td> <td align="center" data-bbox="1199 1279 1323 1383">50</td> <td align="center" data-bbox="1323 1279 1446 1383">50</td> </tr> <tr> <td data-bbox="548 1383 1077 1495">e. % of infants & toddlers who maintained functioning at a level comparable to same-aged peers.</td> <td align="center" data-bbox="1077 1383 1199 1495">20</td> <td align="center" data-bbox="1199 1383 1323 1495">16</td> <td align="center" data-bbox="1323 1383 1446 1495">20</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.	4	3	3	b. % of infants & toddlers who improved but not sufficient to move nearer to functioning comparable to same-aged peers.	10	12	10	c. % of infants & toddlers who improved to a level nearer to same-aged peers but did not reach it.	17	19	17	d. % of infants & toddlers who improved functioning to reach a level comparable to same-aged peers.	49	50	50	e. % of infants & toddlers who maintained functioning at a level comparable to same-aged peers.	20	16	20	<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.	4	3	3																							
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	Total (approx. 100%)	100.00 %	100.00 %	100.00 %																						
<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="548 386 1480 781"> <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>76</td> <td>69</td> <td>83</td> <td>-7.00%</td> </tr> <tr> <td>B. Effectively communicate their children's needs. (%)</td> <td>69</td> <td>64</td> <td>79</td> <td>-5.00%</td> </tr> <tr> <td>C. Help their children develop and learn. (%)</td> <td>85</td> <td>82</td> <td>95</td> <td>-3.00%</td> </tr> </tbody> </table> <p>These data represent slippage from the FFY 2006 data. The State did not meet its FFY 2007 targets for this indicator.</p>						FFY 2006 Data	FFY 2007 Data	FFY 2007 Target	Progress	A. Know their rights. (%)	76	69	83	-7.00%	B. Effectively communicate their children's needs. (%)	69	64	79	-5.00%	C. Help their children develop and learn. (%)	85	82	95	-3.00%	<p>OSEP looks forward to the State's data demonstrating improvement in performance in the FFY 2008 APR, due February 1, 2010.</p>
	FFY 2006 Data	FFY 2007 Data	FFY 2007 Target	Progress																						
A. Know their rights. (%)	76	69	83	-7.00%																						
B. Effectively communicate their children's needs. (%)	69	64	79	-5.00%																						
C. Help their children develop and learn. (%)	85	82	95	-3.00%																						
<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 .97%. These data represent progress from the FFY 2006 data of .82%. The State did not meet its FFY 2007 target of 1.0 %.</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's FFY 2007 reported data for this indicator are 2.21%. These data represent progress from the FFY 2006 data of 1.98%. The State met its FFY 2007 target of 2.0 %.</p>					<p>OSEP appreciates the State's efforts to improve performance.</p>																				
<p>7. Percent of eligible infants and toddlers with IFSPs for whom an</p>	<p>The State's FFY 2007 reported data for this indicator are 95.28%. These data represent progress from the revised FFY 2006 data of 82%.</p>					<p>The State's failure to report correction of four FFY 2005 findings raises serious</p>																				

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<p>evaluation and assessment and an initial IFSP meeting were conducted within Part C's 45-day timeline. [Compliance Indicator]</p>	<p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that the one finding of noncompliance identified in FFY 2006 was corrected in a timely manner.</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, updated correction information for the findings the State identified in FFY 2005 in Regions 2 and 6. Although the State did not report specifically on Regions 2 and 6, the State reported that none of the four findings of noncompliance identified in FFY 2005 was corrected. The State's FFY 2008 Grant Special Conditions require the State to report in its May 15, 2009 progress report on the correction of these uncorrected four FFY 2005 findings regarding the requirements of this indicator.</p>	<p>questions about the effectiveness of the State's general supervision system. OSEP will review and respond, in the State's FFY 2009 grant letter, to the State's Special Conditions after the State submits its final Progress Report, due on May 15, 2009.</p> <p>The State reported that noncompliance finding 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.</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 noncompliance the State reported under this indicator in the FFY 2007 APR.</p> <p>In reporting on correction of the noncompliance 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.</p> <p>If the State is unable to demonstrate compliance in the FFY 2008 APR, the</p>

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		State must review its improvement activities and revise them, if necessary to ensure compliance.
<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 100%. These data represent progress from the FFY 2006 data of 88%.</p> <p>The State met its FFY 2007 target of 100%.</p> <p>The State reported that the one finding of noncompliance identified in FFY 2006 related to this indicator was corrected in a timely manner.</p>	<p>The State reported that the one noncompliance finding 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>OSEP appreciates the State's efforts in achieving compliance with the transition content requirements.</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>[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 LEA notification requirements in 34 CFR §303.148(b)(1).</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 81%. However, OSEP's calculation of the data for this indicator is 64.89%. These data represent slippage from the State's revised FFY 2006 data of 68%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that the one finding of noncompliance identified in FFY 2006 was corrected in a timely manner.</p>	<p>The State reported that one noncompliance finding 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 FFY 2008 APR, due February 1, 2010, that the State is in compliance 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)), including</p>

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		<p>correction of the noncompliance the State reported under this indicator in the FFY 2007 APR.</p> <p>In reporting on correction, 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 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 FFY 2007 reported data for this indicator are 80%, based on the timely correction of four of five FFY 2006 findings. The State did not report data for this indicator in FFY 2006, but provided FFY 2006 correction data in its February 2, 2009 Special Conditions Progress Report that indicate that its FFY 2006 data were 28% (see below). The State's FFY 2007 data represent progress from its revised FFY 2006 data of 28%.</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. The State reported the following specific actions taken to correct the uncorrected noncompliance: increased provider recruitment and retention efforts; bi-annual regional provider meetings; increase in reimbursement rates; provider billing training; monthly communication with providers through newsletter and email as needed; and the implementation of a streamlined billing and payment process.</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 and OSEP Memo 09-02.</p> <p>The State's failure to correct longstanding noncompliance raises serious questions about the effectiveness of the State's general supervision system. OSEP will review and respond, in the State's FFY 2009 grant letter, to the State's Special Conditions Final Progress Report, due on</p>

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	<p>The timely correction requirements of this indicator are the subject of Special Conditions on South Carolina's FFY 2008 Part C grant award. These Special Conditions require the State to submit two progress reports, the first with the State's February 2, 2009 FFY 2007 APR and the second by May 15, 2009, with data demonstrating timely correction of noncompliance as required by 34 CFR §303.501(b).</p> <p>The State's first Progress Report provided data for each EIS program monitored in FFYs 2004, 2005, 2006, 2007, and for the first half of FFY 2008 (from July 1, 2008 through December 31, 2008). The State indicated that for FFY 2004, none of the 17 findings of noncompliance had been corrected. For FFY 2005, four of 18 findings of noncompliance had been corrected. For FFY 2007, the one-year timeline had not elapsed for the eleven findings of noncompliance.</p>	<p>May 15, 2009.</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 noncompliance is correctly implementing the specific regulatory requirements, consistent with OSEP Memo 09-02.</p> <p>In addition, in responding to Indicators 1, 7, 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>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 five complaints. These data represent progress from the FFY 2006 data of 83%.</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 reported that it did not receive any due process hearing requests 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.</p>
<p>12. Percent of hearing requests that went to resolution sessions that were resolved through resolution</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</p>

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session settlement agreements (applicable if Part B due process procedures are adopted). [Results Indicator]		due process hearing requests.
13. Percent of mediations held that resulted in mediation agreements. [Results Indicator]	The State reported that no mediations were held during the FFY 2007 reporting period. The State is not required to provide targets or improvement activities until any FFY in which ten or more mediations were held.	OSEP looks forward to reviewing the State's data in the FFY 2008 APR, due February 1, 2010.
14. State reported data (618 and State Performance Plan and Annual Performance Report) are timely and accurate. [Compliance Indicator]	The State's FFY 2007 reported data for this indicator are 100%. However, OSEP's calculation of the data for this indicator is 77.1%. These data represent slippage from the FFY 2006 of 89.9%. The State did not meet its FFY 2007 target of 100%.	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 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.