

Delaware Part C FFY 2008 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’s FFY 2008 reported data for this indicator are 90.6%. These data represent progress from the FFY 2007 data of 89.11%. The State did not meet its FFY 2008 target of 100%.</p> <p>The State reported that the two findings of noncompliance identified in FFY 2007 for this indicator were corrected in a timely manner. Although the State reported, on pages 7 and 8 of the APR, that it verified that each EIS program was “working towards 100% compliance,” the State explained in its May 19, 2010 response to OSEP’s verification visit letter that it required updated data to show 100% compliance when verifying correction of noncompliance.</p>	<p>The State must demonstrate, in the FFY 2009 APR due February 1, 2011, 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). Because the State reported less than 100% compliance for FFY 2008, the State must report on the status of correction of noncompliance reflected in the data the State reported for this indicator.</p> <p>When reporting the correction of noncompliance, the State must report, in its FFY 2009 APR, that it has verified that each EIS program with noncompliance reflected in the data the State reported for this indicator: (1) is correctly implementing 34 CFR §§303.340(c), 303.342(e), and 303.344(f)(1) (i.e., achieved 100% compliance) based on updated data such as data subsequently collected through on-site monitoring or a State data system; and (2) has initiated services, although late, for any child whose services were not initiated in a timely manner, 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). In the FFY 2009 APR, the State must describe the specific actions that were taken to verify the correction.</p> <p>If the State does not report 100% compliance in the FFY 2009 APR, the State must review its improvement activities and revise them, if necessary.</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps									
<p>2. Percent of infants and toddlers with IFSPs who primarily receive early intervention services in the home or community-based settings.</p> <p>[Results Indicator]</p>	<p>The State revised the indicator and measurement language (consistent with revisions in the Indicator Measurement Table) and improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The State's FFY 2008 reported data for this indicator are 93.6%. These data represent progress from the FFY 2007 data of 84.07%. The State met its FFY 2008 target of 86%.</p>	<p>OSEP appreciates the State's efforts to improve performance.</p>									
<p>3. Percent of infants and toddlers with IFSPs who demonstrate improved:</p> <p>A. Positive social-emotional skills (including social relationship);</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 revised the measurement language (consistent with revisions in the Indicator Measurement Table) and OSEP accepts those revisions.</p> <p>The State provided FFY 2008 data, targets, and improvement activities for this indicator and OSEP accepts the State's submission for this indicator.</p> <p>The State's FFY 2008 reported baseline data for this indicator are:</p> <table border="1" data-bbox="550 724 1444 1321"> <thead> <tr> <th data-bbox="550 724 919 927">08-09 Infant and Toddler Outcome Baseline Data</th> <th data-bbox="919 724 1192 927"><u>Summary Statement 1</u>¹</th> <th data-bbox="1192 724 1444 927"><u>Summary Statement 2</u>²</th> </tr> </thead> <tbody> <tr> <td data-bbox="550 927 919 1109">Outcome A: Positive social-emotional skills (including social relationships) (%)</td> <td data-bbox="919 927 1192 1109">46.63</td> <td data-bbox="1192 927 1444 1109">48.73</td> </tr> <tr> <td data-bbox="550 1109 919 1321">Outcome B: Acquisition and use of knowledge and skills (including early language/communication) (%)</td> <td data-bbox="919 1109 1192 1321">48.39</td> <td data-bbox="1192 1109 1444 1321">41.53</td> </tr> </tbody> </table>	08-09 Infant and Toddler Outcome Baseline Data	<u>Summary Statement 1</u> ¹	<u>Summary Statement 2</u> ²	Outcome A: Positive social-emotional skills (including social relationships) (%)	46.63	48.73	Outcome B: Acquisition and use of knowledge and skills (including early language/communication) (%)	48.39	41.53	<p>The State must report progress data and actual target data for FFY 2009 with the FFY 2009 APR.</p>
08-09 Infant and Toddler Outcome Baseline Data	<u>Summary Statement 1</u> ¹	<u>Summary Statement 2</u> ²									
Outcome A: Positive social-emotional skills (including social relationships) (%)	46.63	48.73									
Outcome B: Acquisition and use of knowledge and skills (including early language/communication) (%)	48.39	41.53									

¹ Summary Statement 1: Of those infants and toddlers who entered or exited early intervention below age expectations in each Outcome, the percent who substantially increased their rate of growth by the time they turned three years of age or exited the program.

² Summary Statement 2: The percentage of infants and toddlers who were functioning within age expectations in each Outcome by the time they turned three years of age or exited the program.

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues				OSEP Analysis/Next Steps																				
	<table border="1"> <tr> <td data-bbox="548 228 919 375">Outcome C: Use of appropriate behaviors to meet their needs) (%)</td> <td data-bbox="919 228 1192 375">50.54</td> <td data-bbox="1192 228 1444 375">47.46</td> <td colspan="2"></td> </tr> </table>				Outcome C: Use of appropriate behaviors to meet their needs) (%)	50.54	47.46																		
Outcome C: Use of appropriate behaviors to meet their needs) (%)	50.54	47.46																							
<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 FFY 2008 reported data for this indicator are:</p> <table border="1"> <thead> <tr> <th data-bbox="548 558 1031 711"></th> <th data-bbox="1031 558 1142 711">FFY 2007 Data</th> <th data-bbox="1142 558 1253 711">FFY 2008 Data</th> <th data-bbox="1253 558 1365 711">FFY 2008 Target</th> <th data-bbox="1365 558 1478 711">Progress</th> </tr> </thead> <tbody> <tr> <td data-bbox="548 711 1031 760">A. Know their rights (%)</td> <td data-bbox="1031 711 1142 760">48.1</td> <td data-bbox="1142 711 1253 760">48.0</td> <td data-bbox="1253 711 1365 760">48.3</td> <td data-bbox="1365 711 1478 760">-0.10%</td> </tr> <tr> <td data-bbox="548 760 1031 857">B. Effectively communicate their children’s needs (%)</td> <td data-bbox="1031 760 1142 857">52.3</td> <td data-bbox="1142 760 1253 857">55.9</td> <td data-bbox="1253 760 1365 857">57.4</td> <td data-bbox="1365 760 1478 857">3.60%</td> </tr> <tr> <td data-bbox="548 857 1031 954">C. Help their children develop and learn. (%)</td> <td data-bbox="1031 857 1142 954">55.5</td> <td data-bbox="1142 857 1253 954">55.8</td> <td data-bbox="1253 857 1365 954">56.3</td> <td data-bbox="1365 857 1478 954">0.30%</td> </tr> </tbody> </table> <p>These data represent progress for 4B and 4C from the FFY 2007 data. The State did not meet its FFY 2008 targets.</p>					FFY 2007 Data	FFY 2008 Data	FFY 2008 Target	Progress	A. Know their rights (%)	48.1	48.0	48.3	-0.10%	B. Effectively communicate their children’s needs (%)	52.3	55.9	57.4	3.60%	C. Help their children develop and learn. (%)	55.5	55.8	56.3	0.30%	<p>OSEP looks forward to the State’s data demonstrating improvement in performance in the FFY 2009 APR.</p>
	FFY 2007 Data	FFY 2008 Data	FFY 2008 Target	Progress																					
A. Know their rights (%)	48.1	48.0	48.3	-0.10%																					
B. Effectively communicate their children’s needs (%)	52.3	55.9	57.4	3.60%																					
C. Help their children develop and learn. (%)	55.5	55.8	56.3	0.30%																					
<p>5. Percent of infants and toddlers birth to 1 with IFSPs compared to national data.</p> <p>[Results Indicator]</p>	<p>The State revised the indicator and measurement language (consistent with revisions in the Indicator Measurement Table) for this indicator and OSEP accepts those revisions.</p> <p>The State’s FFY 2008 reported data for this indicator are 0.93%. These data represent slippage from the FFY 2007 data of 1.03%. The State did not meet its FFY 2008 target of 1.04%.</p>				<p>OSEP looks forward to the State’s data demonstrating improvement in performance in the FFY 2009 APR.</p>																				
<p>6. Percent of infants and toddlers birth to 3 with IFSPs compared to national data.</p> <p>[Results Indicator]</p>	<p>The State revised the indicator and measurement language (consistent with revisions in the Indicator Measurement Table) for this indicator and OSEP accepts those revisions.</p> <p>The State’s FFY 2008 reported data for this indicator are 2.35%. These data represent slippage from the FFY 2007 data of 2.40%. The State did not meet</p>				<p>OSEP looks forward to the State’s data demonstrating improvement in performance in the FFY 2009 APR.</p>																				

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	its FFY 2008 target of 2.66%.	
<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.</p> <p>[Compliance Indicator]</p>	<p>The State revised the measurement language (consistent with revisions in the Indicator Measurement Table) and improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The State's FFY 2008 reported data for this indicator are 90%. These data remain unchanged from the FFY 2007 data of 90%. The State did not meet its FFY 2008 target of 100%.</p> <p>The State reported that the four findings of noncompliance identified in FFY 2007 for this indicator were corrected in a timely manner. Although the State reported, on page 39 of the APR, that it verified that each EIS program was "working towards 100% compliance," the State explained in its May 19, 2010 response to OSEP's verification visit letter that it required updated data to show 100% compliance when verifying correction of noncompliance.</p>	<p>The State must demonstrate, in the FFY 2009 APR, that the State is in compliance with the 45-day timeline requirements in 34 CFR §§303.321(e)(2), 303.322(e)(1), and 303.342(a). Because the State reported less than 100% compliance for FFY 2008, the State must report on the status of correction of noncompliance reflected in the data the State reported for this indicator.</p> <p>When reporting the correction of noncompliance, the State must report, in its FFY 2009 APR, that it has verified that each EIS program with noncompliance reflected in the data the State reported for this indicator: (1) is correctly implementing 34 CFR §§303.321(e)(2), 303.322(e)(1), and 303.342(a) (i.e., achieved 100% compliance) based on a review of updated data such as data subsequently collected through on-site monitoring or a State data system; and (2) has conducted the initial evaluation, assessment, and IFSP meeting, although late, for any child for whom the 45-day timeline was not met, unless the child is no longer within the jurisdiction of the EIS program, consistent with OSEP Memo 09-02. In the FFY 2009 APR, the State must describe the specific actions that were taken to verify the correction.</p> <p>If the State does not report 100% compliance in the FFY 2009 APR, the State must review its improvement activities and revise them, if necessary.</p>

Delaware Part C FFY 2008 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
<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 2008 reported data for this indicator are 95%. These data represent slippage from the FFY 2007 data of 100%. The State did not meet its FFY 2008 target of 100%.</p>	<p>OSEP appreciates the State's efforts and looks forward to reviewing in the FFY 2009 APR the State's data demonstrating that it is in compliance with the IFSP transition content requirements in 34 CFR §§303.148(b)(4) and 303.344(h). Because the State reported less than 100% compliance for FFY 2008, the State must report on the status of correction of noncompliance reflected in the data the State reported for this indicator.</p> <p>When reporting the correction of noncompliance, the State must report, in its FFY 2009 APR, that it has verified that each EIS program with noncompliance reflected in the data the State reported for this indicator: (1) is correctly implementing 34 CFR §§303.148(b)(4) and 303.344(h) (i.e., achieved 100% compliance) based on a review of updated data such as data subsequently collected through on-site monitoring or a State data system; and (2) has developed an IFSP with transition steps and services for each child, unless the child is no longer within the jurisdiction of the EIS program (i.e., the child has exited the State's Part C program due to age or other reasons), consistent with OSEP Memo 09-02. In the FFY 2009 APR, the State must describe the specific actions that were taken to verify the correction.</p> <p>If the State does not report 100% compliance in the FFY 2009 APR, the State must review its improvement activities and revise them, if necessary.</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
<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 2008 reported data for this indicator are 100%. These data remain unchanged from the FFY 2007 data of 100%. The State met its FFY 2008 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 2008 reported data for this indicator are 94%. These data represent progress from the FFY 2007 data of 93%. The State did not meet its FFY 2008 target of 100%.</p> <p>The State reported that it did not identify any findings of noncompliance related to this indicator in FFY 2007.</p>	<p>The State must demonstrate, in the FFY 2009 APR, 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)). Because the State reported less than 100% compliance for FFY 2008, the State must report on the status of correction of noncompliance reflected in the data the State reported for this indicator.</p> <p>When reporting the correction of noncompliance, the State must report, in its FFY 2009 APR, that it has verified that each EIS program with noncompliance reflected in the data the State reported for this indicator: (1) is correctly implementing 34 CFR §303.148(b)(2)(i) (as modified by IDEA section 637(a)(9)(A)(ii)(II)) (i.e., achieved 100% compliance) based on a review of updated data such as data subsequently collected through on-site monitoring or a State data system; and (2) has conducted a transition</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
		<p>conference, although late, for any child potentially eligible for Part B whose transition conference was not timely, unless the child is no longer within the jurisdiction of the EIS program, consistent with OSEP Memo 09-02. In the FFY 2009 APR, the State must describe the specific actions that were taken to verify the correction.</p> <p>If the State does not report 100% compliance in the FFY 2009 APR, the State must review its improvement activities and revise them, if necessary.</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 2008 reported data for this indicator are 100%. These data remain unchanged from the FFY 2007 data of 100%. The State met its FFY 2008 target of 100%.</p> <p>The State reported that all six of its findings of noncompliance identified in FFY 2007 were corrected in a timely manner. Although the State reported, on pages 52 and 54 of the APR, that it verified that each EIS program was "working towards 100% compliance," the State explained in its May 19, 2010 response to OSEP's verification visit letter that it required updated data to show 100% compliance when verifying correction of noncompliance.</p>	<p>OSEP appreciates the State's efforts in timely correcting noncompliance identified in FFY 2007.</p> <p>In reporting on correction of noncompliance in the FFY 2009 APR, the State must report that it verified that each EIS program with noncompliance identified in FFY 2008: (1) is correctly implementing the specific regulatory requirements (i.e., achieved 100% compliance) based on a review of updated data such as data subsequently collected through on-site monitoring or a State data system; and (2) has corrected each individual case of noncompliance, unless the child is no longer within the jurisdiction of the EIS program, consistent with OSEP Memo 09-02. In the FFY 2009 APR, the State must describe the specific actions that were taken to verify the correction.</p> <p>In responding to Indicators 1, 7, 8A, and 8C in the FFY 2009 APR, the State must report on correction of the noncompliance</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
		<p>described in this table under those indicators.</p> <p>In addition, in reporting on Indicator 9 in the FFY 2009 APR, the State must use the Indicator 9 Worksheet.</p> <p>As required by OSEP’s March 25, 2010 verification visit letter, the State’s May 19, 2010 submission indicated that the State requires updated data to show 100% compliance when verifying correction of noncompliance.</p> <p>As also required by OSEP’s March 25, 2010 verification visit letter, the State must confirm, in its FFY 2009 APR, whether it conducted on-site monitoring visits in March 2010, and issued findings in June 2010. OSEP will respond separately to that submission.</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 reported that it did not receive any signed written complaints during the reporting period.</p>	<p>OSEP looks forward to reviewing the State’s data in the FFY 2009 APR.</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 requests for due process hearings during the reporting period.</p>	<p>OSEP looks forward to reviewing the State’s data in the FFY 2009 APR.</p>

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<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>Not applicable.</p>	<p>Not applicable.</p>
<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 reporting period. The State reported fewer than ten mediations held in FFY 2008. The State is not required to provide targets or improvement activities until any FFY in which ten or more mediation agreements were held.</p>	<p>OSEP looks forward to reviewing the State's data in the FFY 2009 APR.</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 2008 reported data for this indicator are 100%. These data remain unchanged from the FFY 2007 data of 100%. The State met its FFY 2008 target of 100%.</p>	<p>OSEP appreciates the State's efforts in achieving compliance with the timely and accurate data reporting requirements in IDEA sections 616, 618, and 642 and 34 CFR §§76.720 and 303.540. In reporting on Indicator 14 in the FFY 2009 APR, the State must use the Indicator 14 Data Rubric.</p>