

Nevada 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 revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The State's FFY 2008 reported data for this indicator are 57%. These data represent progress from the FFY 2007 data of 51.14%. The State did not meet its FFY 2008 target of 100%.</p> <p>The State reported that five of six findings of noncompliance identified in FFY 2007 were corrected in a timely manner and that the one remaining finding subsequently was corrected by January 19, 2010.</p> <p>The State reported that the two findings of noncompliance identified in FFYs 2006 and 2005 were not corrected. The State reported on the actions it took to address the uncorrected 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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		<p>The State must demonstrate, in the FFY 2009 APR that the remaining two uncorrected noncompliance findings identified in FFY 2006 and FFY 2005 were corrected. The State’s failure to correct longstanding noncompliance raises serious questions about the effectiveness of the State’s general supervision system. The State must take the steps necessary to ensure that it can report, in the FFY 2009 APR, that it has corrected this noncompliance.</p>
<p>2. Percent of infants and toddlers with IFSPs who primarily receive early intervention services in the home or community-based settings. [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. The State’s FFY 2008 reported data for this indicator are 99.7%. The State’s data reflect a high level of performance for this indicator. The State met its FFY 2008 target of 96%.</p>	<p>The State’s actual target data for provision of services to infants and toddlers in natural environments are at or greater than 95%. There is no expectation that an increase in that percentage is necessary. OSEP appreciates the State’s efforts to improve performance and assumes that the State is monitoring to ensure that IFSP teams are making service setting decisions on an individualized basis and in compliance with 34 CFR §§303.12, 303.18, and 303.344(d)(1)(ii).</p>

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<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) for this indicator and OSEP accepts this revision.</p> <p>The State provided FFY 2008 baseline 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="548 492 1444 1036"> <thead> <tr> <th data-bbox="548 492 919 630">08-09 Infant and Toddler Outcome Baseline Data</th> <th data-bbox="919 492 1192 630"><u>Summary Statement 1</u>¹</th> <th data-bbox="1192 492 1444 630"><u>Summary Statement 2</u>²</th> </tr> </thead> <tbody> <tr> <td data-bbox="548 630 919 764">Outcome A: Positive social-emotional skills (including social relationships) (%)</td> <td data-bbox="919 630 1192 764">72.7</td> <td data-bbox="1192 630 1444 764">45.8</td> </tr> <tr> <td data-bbox="548 764 919 932">Outcome B: Acquisition and use of knowledge and skills (including early language/communication) (%)</td> <td data-bbox="919 764 1192 932">75.8</td> <td data-bbox="1192 764 1444 932">39.1</td> </tr> <tr> <td data-bbox="548 932 919 1036">Outcome C: Use of appropriate behaviors to meet their needs (%)</td> <td data-bbox="919 932 1192 1036">78</td> <td data-bbox="1192 932 1444 1036">44.6</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) (%)	72.7	45.8	Outcome B: Acquisition and use of knowledge and skills (including early language/communication) (%)	75.8	39.1	Outcome C: Use of appropriate behaviors to meet their needs (%)	78	44.6	<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) (%)	72.7	45.8												
Outcome B: Acquisition and use of knowledge and skills (including early language/communication) (%)	75.8	39.1												
Outcome C: Use of appropriate behaviors to meet their needs (%)	78	44.6												
<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</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:</p>	<p>OSEP appreciates the State’s efforts to improve performance.</p>												

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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children's needs; and C. Help their children develop and learn. [Results Indicator]		FFY 2007 Data	FFY 2008 Data	FFY 2008 Target	Progress	
	A. Know their rights (%)	91	93.2	92	2.20%	
	B. Effectively communicate their children's needs (%)	95	94.1	91	-0.90%	
	C. Help their children develop and learn. (%)	93	95.3	89	2.30%	
	These data represent progress for 4A and 4C from the FFY 2007 data. The State met its FFY 2008 targets.					
5. Percent of infants and toddlers birth to 1 with IFSPs compared to national data. [Results Indicator]	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. The State's FFY 2008 reported data for this indicator are .65%. These data represent slippage from the FFY 2007 data of .91%. The State did not meet its FFY 2008 target of .70%.					OSEP looks forward to the State's data demonstrating improvement in performance in the FFY 2009 APR.
6. Percent of infants and toddlers birth to 3 with IFSPs compared to national data. [Results Indicator]	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. The State's FFY 2008 reported data for this indicator are 1.69%. These data represent progress from the FFY 2007 data of 1.67%. The State did not meet its FFY 2008 target of 1.78%.					OSEP looks forward to the State's data demonstrating improvement in performance in the FFY 2009 APR.
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]	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. The State's FFY 2008 reported data for this indicator are 91.3%. These data represent slippage from the FFY 2007 data of 94.1%. The State did not meet its FFY 2008 target of 100%. The State reported that one finding of noncompliance identified in FFY 2007					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

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	<p>for this indicator was corrected in a timely manner.</p>	<p>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>
<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>The State revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The State’s FFY 2008 reported data for this indicator are 100%. These data represent progress from the FFY 2007 data of 94%. The State met its FFY 2008 target of 100%.</p> <p>The State reported that one finding of noncompliance identified in FFY 2007 subsequently was corrected by January 20, 2010.</p>	<p>OSEP appreciates the State’s efforts in achieving compliance with the IFSP transition content requirements in 34 CFR §§303.148(b)(4) and 303.344(h).</p>

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[Compliance Indicator]		
<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 revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The State's FFY 2008 reported data for this indicator are 100%. These data represent progress from the FFY 2007 data of 79%. The State met its FFY 2008 target of 100%.</p> <p>The State reported that one finding of noncompliance identified in FFY 2007 for this indicator was corrected in a timely manner.</p> <p>The State reported that two findings of noncompliance identified in FFY 2006 for this indicator were corrected.</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 revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The State's FFY 2008 reported data for this indicator are 100%. These data represent progress from the FFY 2007 data of 89%. The State met its FFY 2008 target of 100%.</p> <p>The State reported that one finding of noncompliance identified in FFY 2007 for this indicator was corrected in a timely manner.</p>	<p>OSEP appreciates the State's efforts in achieving 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)).</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 2008 reported data for this indicator are 67%. These data represent progress from the FFY 2007 data of 42%. The State did not meet its FFY 2008 target of 100%.</p> <p>The State reported that eight of 12 findings of noncompliance identified in FFY 2007 were corrected in a timely manner and that the remaining four findings subsequently were corrected by January 28, 2010.</p> <p>The State reported that the two findings of noncompliance regarding Indicator</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 2009 APR, demonstrating that the State timely corrected noncompliance identified in FFY 2008 in accordance with IDEA section 635(a)(10)(A), 34 CFR §303.501, and OSEP Memo 09-02.</p> <p>In reporting on correction of</p>

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	<p>1 identified in FFY 2006 and 2005 were not corrected. The State reported that the two findings of noncompliance regarding Indicator 8B identified in FFY 2006 were corrected. The State reported on the actions it took to address the one uncorrected FFY 2005 and one FFY 2006 finding of noncompliance under Indicator 1.</p>	<p>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>The State must demonstrate, in the FFY 2009 APR, that the remaining two findings of noncompliance identified in FFY 2006 (one finding) and FFY 2005 (one finding) that were not reported as corrected in the FFY 2008 APR were corrected. The State's failure to correct longstanding noncompliance raises serious questions about the effectiveness of the State's general supervision system. The State must take the steps necessary to ensure that it can report, in the FFY 2009 APR, that it has corrected this noncompliance.</p> <p>In addition, in reporting on Indicator 9 in the FFY 2009 APR, the State must use the Indicator 9 Worksheet.</p> <p>Further, in responding to Indicators 1 and 7 in the FFY 2009 APR, the State must report on correction of the noncompliance</p>

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		described in this table under that indicator.
<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 revised the 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 represent slippage from the FFY 2007 data of 100%. The State did not meet its FFY 2008 target of 100%.</p>	<p>The State must review its improvement activities and revise them, if necessary, to ensure they will enable the State to provide data in the FFY 2009 APR, demonstrating that the State is in compliance with the timely complaint resolution requirements in 34 CFR §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 2008 reported data for this indicator are 100%. These data are based on three due process hearings. The State met its FFY 2008 target of 100%.</p>	<p>OSEP appreciates the State's efforts in achieving compliance with the due process hearing timeline requirements in 34 CFR §303.420(a).</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>[Results Indicator]</p>	<p>The State reported that all three resolution sessions resulted in settlement agreements.</p> <p>The State reported fewer than ten resolution sessions held in FFY 2008. The State is not required to provide targets or improvement activities until any fiscal year in which ten or more resolution sessions were held.</p>	<p>OSEP looks forward to reviewing the State's data in the FFY 2009 APR.</p>
<p>13. Percent of mediations held that resulted in mediation agreements.</p> <p>[Results Indicator]</p>	<p>The State reported that the one mediation resulted in a mediation agreement.</p> <p>The State reported fewer than ten mediations held in FFY 2008. The State is not required to provide targets or improvement activities except in any fiscal year in which ten or more mediations 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.</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 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</p>

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		Rubric.