

Puerto Rico 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 Commonwealth revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The Commonwealth's FFY 2008 reported data for this indicator are 96%. These data represent progress from the FFY 2007 data of 93.7%. The Commonwealth did not meet its FFY 2008 target of 100%.</p> <p>The Commonwealth reported that one of two findings of noncompliance identified in FFY 2007 was corrected in a timely manner and that the one remaining finding of noncompliance was subsequently corrected by September 2009.</p> <p>OSEP's June 1, 2009 FFY 2007 SPP/APR response table required the Commonwealth to include in the FFY 2008 APR, due February 1, 2010, data showing that the four uncorrected noncompliance findings from FFY 2005 and the two uncorrected noncompliance findings from FFY 2006 were corrected. The Commonwealth reported that all four FFY 2005 findings and the two 2006 findings of uncorrected noncompliance have been corrected.</p> <p>The Commonwealth was identified as being in need of assistance for two consecutive years based on its FFY 2006 and 2007 APRs, was advised of available technical assistance, and was required to report, with the FFY 2008 APR, on: (1) the technical assistance sources from which the Commonwealth received assistance; and (2) the actions the Commonwealth took as a result of that technical assistance. The Commonwealth reported on the technical assistance sources from which it received assistance for this indicator and reported on the actions it took as a result of the technical assistance.</p>	<p>OSEP appreciates the Commonwealth's efforts and looks forward to reviewing in the FFY 2009 APR, due February 1, 2011, the State's data demonstrating that it 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 Commonwealth reported less than 100% compliance for FFY 2008, the Commonwealth must report on the status of correction of noncompliance reflected in the data the Commonwealth reported for this indicator.</p> <p>When reporting the correction of noncompliance, the Commonwealth must report, in its FFY 2009 APR, that it has verified that each EIS program with noncompliance reflected in the data the Commonwealth 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 a review of 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 Commonwealth must describe the specific actions that were taken to verify the correction.</p> <p>If the Commonwealth does not report 100% compliance in the FFY 2009 APR,</p>

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		the Commonwealth must review its improvement activities and revise them, if necessary.						
<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 Commonwealth revised the indicator and measurement language (consistent with the revisions in the Indicator Measurement Table) for this indicator and OSEP accepts those revisions.</p> <p>The Commonwealth's FFY 2008 reported data for this indicator are 99.9%. These data reflect a high level of performance for this indicator. The Commonwealth met its FFY 2008 target of 99.4%.</p>	<p>The Commonwealth'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 Commonwealth's efforts to improve performance and assumes that the Commonwealth 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>						
<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 Commonwealth revised the measurement language (consistent with revisions in the Indicator Measurement Table) for this indicator and OSEP accepts those changes.</p> <p>The Commonwealth provided baseline data, targets, and improvement activities for this indicator and OSEP accepts the State's submission for this indicator.</p> <p>The Commonwealth's FFY 2008 reported baseline data for this indicator are:</p> <table border="1" data-bbox="548 1078 1444 1349"> <thead> <tr> <th data-bbox="548 1078 919 1214">08-09 Infant and Toddler Outcome Baseline Data</th> <th data-bbox="919 1078 1192 1214"><u>Summary Statement 1</u>¹</th> <th data-bbox="1192 1078 1444 1214"><u>Summary Statement 2</u>²</th> </tr> </thead> <tbody> <tr> <td data-bbox="548 1214 919 1349">Outcome A: Positive social-emotional skills (including social relationships) (%)</td> <td data-bbox="919 1214 1192 1349">54.4</td> <td data-bbox="1192 1214 1444 1349">68.3</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) (%)	54.4	68.3	<p>The Commonwealth 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) (%)	54.4	68.3						

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																				
	Outcome B: Acquisition and use of knowledge and skills (including early language/communication) (%)	47.9	33.5																						
	Outcome C: Use of appropriate behaviors to meet their needs (%)	40.2	50.9																						
4. Percent of families participating in Part C who report that early intervention services have helped the family: A. Know their rights; B. Effectively communicate their children's needs; and C. Help their children develop and learn. [Results Indicator]	The Commonwealth revised the improvement activities for this indicator and OSEP accepts revisions. The Commonwealth's reported data for this indicator are: <table border="1" data-bbox="548 618 1482 1013"> <thead> <tr> <th></th> <th>FFY 2007 Data</th> <th>FFY 2008 Data</th> <th>FFY 2008 Target</th> <th>Progress</th> </tr> </thead> <tbody> <tr> <td>A. Know their rights (%)</td> <td>87</td> <td>97.7</td> <td>85.9</td> <td>10.70%</td> </tr> <tr> <td>B. Effectively communicate their children's needs (%)</td> <td>86</td> <td>96.2</td> <td>83.2</td> <td>10.20%</td> </tr> <tr> <td>C. Help their children develop and learn. (%)</td> <td>91</td> <td>98.9</td> <td>89.2</td> <td>7.90%</td> </tr> </tbody> </table> These data represent progress from the FFY 2007 data. The Commonwealth met all of its FFY 2008 targets for this indicator.					FFY 2007 Data	FFY 2008 Data	FFY 2008 Target	Progress	A. Know their rights (%)	87	97.7	85.9	10.70%	B. Effectively communicate their children's needs (%)	86	96.2	83.2	10.20%	C. Help their children develop and learn. (%)	91	98.9	89.2	7.90%	OSEP appreciates the Commonwealth's efforts to improve performance.
	FFY 2007 Data	FFY 2008 Data	FFY 2008 Target	Progress																					
A. Know their rights (%)	87	97.7	85.9	10.70%																					
B. Effectively communicate their children's needs (%)	86	96.2	83.2	10.20%																					
C. Help their children develop and learn. (%)	91	98.9	89.2	7.90%																					
5. Percent of infants and toddlers birth to 1 with IFSPs compared to national data. [Results Indicator]	The Commonwealth 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 Commonwealth's FFY 2008 reported data for this indicator are 0.55%. The Commonwealth's FFY 2007 reported data for this indicator were 0.63%. The Commonwealth met its FFY 2008 target of 0.50%.				OSEP appreciates the Commonwealth's efforts to improve performance.																				
6. Percent of infants and toddlers birth to 3 with IFSPs compared to national data.	The Commonwealth revised the indicator and measurement language (consistent with revisions in the Indicator Measurement Table) and OSEP accepts those revisions.				OSEP appreciates the Commonwealth's efforts to improve performance.																				

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
[Results Indicator]	<p>The Commonwealth's FFY 2008 reported data for this indicator are 3.43%. These data represent progress from the FFY 2007 data of 3.25%. The Commonwealth met its FFY 2008 target of 2.15%.</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.</p> <p>[Compliance Indicator]</p>	<p>The Commonwealth 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 Commonwealth's FFY 2008 reported data for this indicator are 93.4%. These data represent slippage from the FFY 2007 data of 98.4%. The Commonwealth did not meet its FFY 2008 target of 100%.</p> <p>The Commonwealth reported that the one finding of noncompliance identified in FFY 2007 for this indicator was corrected in a timely manner.</p> <p>OSEP's June 1, 2009 FFY 2007 SPP/APR response table required the Commonwealth to include in the FFY 2008 APR data showing that the one remaining uncorrected noncompliance finding from FFY 2006 was corrected. The Commonwealth reported that the one finding of uncorrected noncompliance was corrected for FFY 2006.</p>	<p>The Commonwealth must demonstrate, in the FFY 2009 APR, that the Commonwealth 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 Commonwealth reported less than 100% compliance for FFY 2008, the Commonwealth must report on the status of correction of noncompliance reflected in the data the Commonwealth reported for this indicator.</p> <p>When reporting the correction of noncompliance, the Commonwealth must report, in its FFY 2009 APR, that it has verified that each EIS program with noncompliance reflected in the data the Commonwealth 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 Commonwealth must describe the specific actions that were taken to verify the correction.</p> <p>If the Commonwealth does not report</p>

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		100% compliance in the FFY 2009 APR, the Commonwealth must review its improvement activities and revise them, if necessary.
<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 Commonwealth revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The Commonwealth's FFY 2008 reported data for this indicator are 93.2%. This represents slippage from the FFY 2007 data of 100%. The Commonwealth did not meet its FFY 2008 target of 100%.</p>	<p>The Commonwealth must demonstrate, in the FFY 2009 APR, that the Commonwealth is in compliance with the IFSP transition content requirements in 34 CFR §§303.148(b)(4) and 303.344(h). Because the Commonwealth reported less than 100% compliance for FFY 2008, the Commonwealth must report on the status of correction of noncompliance reflected in the data the Commonwealth reported for this indicator.</p> <p>When reporting the correction of noncompliance, the Commonwealth must report, in its FFY 2009 APR, that it has verified that each EIS program with noncompliance reflected in the data the Commonwealth 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 Commonwealth must describe the specific actions that were taken to verify the correction.</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
		<p>If the Commonwealth does not report 100% compliance in the FFY 2009 APR, the Commonwealth 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>B. Notification to LEA, if child potentially eligible for Part B; and</p> <p>[Compliance Indicator]</p>	<p>The Commonwealth revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The Commonwealth's FFY 2008 reported data for this indicator are 100%. These data remained unchanged from the FFY 2007 data of 100%. The Commonwealth met its FFY 2008 target of 100%.</p>	<p>OSEP appreciates the Commonwealth'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 Commonwealth revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The Commonwealth's FFY 2008 reported data for this indicator are 97.5%. This represents slippage from the FFY 2007 data of 99.6%. The Commonwealth did not meet its FFY 2008 target of 100%.</p> <p>The Commonwealth reported that it did not identify any findings of noncompliance in FFY 2007.</p>	<p>OSEP appreciates the Commonwealth's efforts and looks forward to reviewing in the FFY 2009 APR, the Commonwealth's data demonstrating that it 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 Commonwealth reported less than 100% compliance for FFY 2008, the Commonwealth must report on the status of correction of noncompliance reflected in the data the Commonwealth reported for this indicator.</p> <p>When reporting the correction of noncompliance, the Commonwealth must report, in its FFY 2009 APR, that it has verified that each EIS program with noncompliance reflected in the data the Commonwealth reported for this indicator: (1) is correctly implementing 34 CFR</p>

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		<p>§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 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 Commonwealth must describe the specific actions that were taken to verify the correction.</p> <p>If the Commonwealth 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 Commonwealth revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The Commonwealth's FFY 2008 reported data for this indicator are 66.67%, based on the timely correction of two of three findings identified in FFY 2007. The Commonwealth's FFY 2007 data were 75%. The Commonwealth reported that it did not meet its target of 100% for this indicator.</p> <p>The Commonwealth reported that two of three findings of noncompliance identified in FFY 2007 were corrected in a timely manner and that the one remaining finding of noncompliance subsequently was corrected by September 2009.</p> <p>As required by OSEP's June 1, 2009 FFY 2007 SPP/APR response table, the Commonwealth also reported correction of all three outstanding FFY 2006 and all four outstanding FFY 2005 findings of noncompliance.</p> <p>The Commonwealth was identified as being in need of assistance for two consecutive years based on the Commonwealth's FFY 2006 and 2007 APRs, was advised of available technical assistance, and was required to report, with the FFY 2008 APR, on: (1) the technical assistance sources from which the</p>	<p>The Commonwealth must review its improvement activities and revise them, if appropriate, to ensure they will enable the Commonwealth to provide data in the FFY 2009 APR, demonstrating that the Commonwealth 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 noncompliance in the FFY 2009 APR, the Commonwealth 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</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
	<p>Commonwealth received assistance; and (2) the actions the Commonwealth took as a result of that technical assistance. The Commonwealth reported on the technical assistance sources from which the Commonwealth received assistance for this indicator and reported on the actions the Commonwealth took as a result of the technical assistance.</p>	<p>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 Commonwealth must describe the specific actions that were taken to verify the correction.</p> <p>In addition, in reporting on Indicator 9 in the FFY 2009 APR, the Commonwealth must use the Indicator 9 Worksheet.</p> <p>In addition, in responding to Indicators 1, 7, 8A, and 8C in the FFY 2009 APR, the Commonwealth must report on correction of the noncompliance described in this table under those indicators.</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 Commonwealth revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The Commonwealth's FFY 2008 reported data for this indicator are 100%. These data remain unchanged from the FFY 2007 data of 100%. The Commonwealth met its FFY 2008 target of 100%.</p>	<p>OSEP appreciates the Commonwealth's efforts in achieving 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 Commonwealth revised the improvement activities for this indicator and OSEP accepts those revisions.</p> <p>The Commonwealth reported that it had no fully adjudicated due process hearings during the reporting period.</p>	<p>OSEP looks forward to reviewing the Commonwealth's data in the FFY 2009 APR.</p>
<p>12. Percent of hearing requests that went to resolution sessions that were resolved through resolution session settlement agreements</p>	<p>Not applicable.</p>	<p>Not applicable.</p>

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(applicable if Part B due process procedures are adopted). [Results Indicator]		
13. Percent of mediations held that resulted in mediation agreements. [Results Indicator]	The Commonwealth reported that two of five mediations resulted in mediation agreements. The Commonwealth reported fewer than ten mediations held in FFY 2008. The Commonwealth is not required to provide targets or improvement activities except in any fiscal year in which ten or more mediations were held.	OSEP looks forward to reviewing the Commonwealth's data in the FFY 2009 APR.
14. State reported data (618 and State Performance Plan and Annual Performance Report) are timely and accurate. [Compliance Indicator]	The Commonwealth's FFY 2008 reported data for this indicator are 100%. These data remain the same from the FFY 2007 data of 100%. The Commonwealth did meet its FFY 2008 target of 100%.	OSEP appreciates the Commonwealth'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 Commonwealth must use the Indicator 14 Data Rubric.