

New Mexico Part C FFY 2009 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
<p>Status of data collection on children who received Part C services under IDEA section 635(c): OSEP’s FFY 2008 SPP/APR letter, dated June 3, 2010, required the State to include in its FFY 2009 APR, due February 1, 2011, its data under APR Indicators 1, 2, 3, 4, 10, 11, and 13 on children who were three years or older and received services under IDEA section 635(c). The State is also responsible for monitoring for compliance for these children and will be required to report on these children in the FFY 2010 APR due February 1, 2012 under Indicator 9. In the State’s FFY 2010 APR, the State must continue to include under APR Indicators 1, 2, 3, 4, 10, 11, and 13 eligible children who were three years or older and received services under IDEA section 635(c). OSEP appreciates the State’s efforts to make Part C services available to children beyond age three under IDEA section 635(c).</p>		
<p>1. Percent of infants and toddlers with IFSPs who receive the early intervention services on their IFSPs in a timely manner. [Compliance Indicator]</p>	<p>The State provided targets for FFY 2011 and FFY 2012 and improvement activities through FFY 2012, and OSEP accepts those revisions. The State revised the improvement activities for FFY 2010 for this indicator and OSEP accepts those revisions.</p> <p>The State’s FFY 2009 reported data for this indicator are 92.5%. These data represent slippage from the FFY 2008 data of 94%. The State did not meet its FFY 2009 target of 100%.</p> <p>The State reported that all 24 of its findings of noncompliance identified in FFY 2008 for this indicator were corrected in a timely manner. The State reported that the one finding of noncompliance identified in FFY 2006 and the one finding of noncompliance identified in FFY 2007 for this indicator were corrected.</p> <p>OSEP’s FFY 2008 SPP/APR letter, dated June 3, 2010, required the State to include in the FFY 2009 APR, due February 1, 2011, its data under APR Indicator 1 on children who were three years or older and received services under IDEA section 635(c), pursuant to the policy adopted by the State in FFY 2009. The State provided all of the required information.</p> <p>The service provision requirements of this indicator are the subject of Special Conditions on New Mexico’s FFY 2010 Part C grant. The State’s February 1, 2011 Special Conditions progress report provided updated data for this indicator. Based on the State’s timely correction and efforts to ensure compliance with the timely service provision requirements under this indicator, OSEP is lifting the special conditions under this indicator.</p>	<p>The State must demonstrate, in the FFY 2010 APR, due February 1, 2012, 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 2009, 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 on the correction of noncompliance, the State must report, in its FFY 2010 APR, that it has verified that each EIS program with noncompliance reflected in the FFY 2009 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</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
		<p>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 2010 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 2010 APR, the State must review its improvement activities and revise them, if necessary.</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 provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. The State indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2011 and FFY 2012.</p> <p>The State's reported data for this indicator are 98.5%. The State's data reflect a high level of performance for this indicator. The State met its FFY 2009 target of 90%.</p> <p>OSEP's FFY 2008 SPP/APR letter, dated June 3, 2010, required the State to include in the FFY 2009 APR, due February 1, 2011, its data under APR Indicator 2 on children who were three years or older and received services under IDEA section 635(c) pursuant to the policy adopted by the State in FFY 2009. The State provided these data in its section 618 data table submitted on February 1, 2010 and in this APR. The State reported serving 752 children over the age of three, and 18 of these children were over the age of four. The State's reported data for this indicator for these children are 98%.</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>
<p>3. Percent of infants and toddlers with IFSPs who demonstrate improved:</p>	<p>The State provided targets for FFY 2011 and FFY 2012 and improvement activities through FFY 2012, and OSEP accepts those revisions. The State indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2011 and FFY 2012. The State revised the improvement activities for FFY 2010 for this</p>	<p>OSEP appreciates the State's efforts to improve performance and looks forward to the State's data demonstrating improvement</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps																																
<p>A. Positive social-emotional skills (including social relationship); B. Acquisition and use of knowledge and skills (including early language/communication); and C. Use of appropriate behaviors to meet their needs.</p> <p>[Results Indicator]</p>	<p>indicator, and OSEP accepts those revisions.</p> <p>The State’s FFY 2009 reported data for infants and toddlers who are eligible because they have a developmental delay or an established condition for this indicator are:</p> <table border="1" data-bbox="548 326 1583 1341"> <thead> <tr> <th data-bbox="554 331 957 423"><u>Summary Statement 1</u></th> <th data-bbox="957 331 1163 423"><u>FFY 2008 Data</u></th> <th data-bbox="1163 331 1373 423"><u>FFY 2009 Data</u></th> <th data-bbox="1373 331 1577 423"><u>FFY 2009 Target</u></th> </tr> </thead> <tbody> <tr> <td data-bbox="554 423 957 565">Outcome A: Positive social-emotional skills (including social relationships) (%)</td> <td align="center" data-bbox="957 423 1163 565">68.7</td> <td align="center" data-bbox="1163 423 1373 565">71.1</td> <td align="center" data-bbox="1373 423 1577 565">62.1</td> </tr> <tr> <td data-bbox="554 565 957 732">Outcome B: Acquisition and use of knowledge and skills (including early language/communication) (%)</td> <td align="center" data-bbox="957 565 1163 732">72.2</td> <td align="center" data-bbox="1163 565 1373 732">76.5</td> <td align="center" data-bbox="1373 565 1577 732">66.5</td> </tr> <tr> <td data-bbox="554 732 957 834">Outcome C: Use of appropriate behaviors to meet their needs (%)</td> <td align="center" data-bbox="957 732 1163 834">71.4</td> <td align="center" data-bbox="1163 732 1373 834">75.9</td> <td align="center" data-bbox="1373 732 1577 834">68.6</td> </tr> <tr> <th data-bbox="554 834 957 927"><u>Summary Statement 2</u></th> <th data-bbox="957 834 1163 927"><u>FFY 2008 Data</u></th> <th data-bbox="1163 834 1373 927"><u>FFY 2009 Data</u></th> <th data-bbox="1373 834 1577 927"><u>FFY 2009 Target</u></th> </tr> <tr> <td data-bbox="554 927 957 1068">Outcome A: Positive social-emotional skills (including social relationships) (%)</td> <td align="center" data-bbox="957 927 1163 1068">62.6</td> <td align="center" data-bbox="1163 927 1373 1068">61.9</td> <td align="center" data-bbox="1373 927 1577 1068">60.5</td> </tr> <tr> <td data-bbox="554 1068 957 1235">Outcome B: Acquisition and use of knowledge and skills (including early language/communication) (%)</td> <td align="center" data-bbox="957 1068 1163 1235">62.3</td> <td align="center" data-bbox="1163 1068 1373 1235">63.3</td> <td align="center" data-bbox="1373 1068 1577 1235">54.9</td> </tr> <tr> <td data-bbox="554 1235 957 1338">Outcome C: Use of appropriate behaviors to meet their needs (%)</td> <td align="center" data-bbox="957 1235 1163 1338">61.6</td> <td align="center" data-bbox="1163 1235 1373 1338">61.7</td> <td align="center" data-bbox="1373 1235 1577 1338">61.8</td> </tr> </tbody> </table> <p>These data represent progress and slippage from the FFY 2008 data. The State met part of its targets for FFY 2009 for this indicator.</p> <p>OSEP’s FFY 2008 SPP/APR letter, dated June 3, 2010, required the State to include in the FFY 2009 APR its data under APR Indicator 3 on children who were three years or</p>	<u>Summary Statement 1</u>	<u>FFY 2008 Data</u>	<u>FFY 2009 Data</u>	<u>FFY 2009 Target</u>	Outcome A: Positive social-emotional skills (including social relationships) (%)	68.7	71.1	62.1	Outcome B: Acquisition and use of knowledge and skills (including early language/communication) (%)	72.2	76.5	66.5	Outcome C: Use of appropriate behaviors to meet their needs (%)	71.4	75.9	68.6	<u>Summary Statement 2</u>	<u>FFY 2008 Data</u>	<u>FFY 2009 Data</u>	<u>FFY 2009 Target</u>	Outcome A: Positive social-emotional skills (including social relationships) (%)	62.6	61.9	60.5	Outcome B: Acquisition and use of knowledge and skills (including early language/communication) (%)	62.3	63.3	54.9	Outcome C: Use of appropriate behaviors to meet their needs (%)	61.6	61.7	61.8	<p>in performance in the FFY 2010 APR, due February 1, 2012.</p> <p>The State must report progress data and actual target data for FFY 2010 with the FFY 2010 APR.</p>
<u>Summary Statement 1</u>	<u>FFY 2008 Data</u>	<u>FFY 2009 Data</u>	<u>FFY 2009 Target</u>																															
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	<p>older and received services under IDEA section 635(c). The data reported above includes the data on these children.</p> <p>The State's eligibility criteria include eligible infants and toddlers who are at risk of having substantial developmental delays. Consistent with the measurement for this indicator, the State reported separately on all infants and toddlers eligible under Part C, including infants and toddlers experiencing developmental delay or having established conditions, and infants and toddlers at risk of having substantial developmental delays.</p>																					
<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 provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. The State indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2011 and FFY 2012. The State revised the improvement activities for FFY 2010 for this indicator and OSEP accepts those revisions.</p> <p>The State's FFY 2009 reported data for this indicator are:</p> <table border="1" data-bbox="548 711 1583 1084"> <thead> <tr> <th></th> <th><u>FFY 2008</u> <u>Data</u></th> <th><u>FFY 2009</u> <u>Data</u></th> <th><u>FFY 2009</u> <u>Target</u></th> <th><u>Progress</u></th> </tr> </thead> <tbody> <tr> <td>A. Know their rights (%)</td> <td align="center">99</td> <td align="center">96.4</td> <td align="center">82</td> <td align="center">-2.60%</td> </tr> <tr> <td>B. Effectively communicate their children's needs (%)</td> <td align="center">100</td> <td align="center">99.2</td> <td align="center">76</td> <td align="center">-0.80%</td> </tr> <tr> <td>C. Help their children develop and learn (%)</td> <td align="center">100</td> <td align="center">99.4</td> <td align="center">92</td> <td align="center">-0.60%</td> </tr> </tbody> </table> <p>These data represent slippage from the FFY 2008 data. The State met its FFY 2009 targets for this indicator.</p> <p>OSEP's FFY 2008 SPP/APR letter, dated June 3, 2010, required the State to include in the FFY 2009 APR its data under APR Indicator 4 on children who were three years or older and received services under IDEA section 635(c). The State provided all of the required information.</p>		<u>FFY 2008</u> <u>Data</u>	<u>FFY 2009</u> <u>Data</u>	<u>FFY 2009</u> <u>Target</u>	<u>Progress</u>	A. Know their rights (%)	99	96.4	82	-2.60%	B. Effectively communicate their children's needs (%)	100	99.2	76	-0.80%	C. Help their children develop and learn (%)	100	99.4	92	-0.60%	<p>OSEP appreciates the State's efforts to improve performance.</p>
	<u>FFY 2008</u> <u>Data</u>	<u>FFY 2009</u> <u>Data</u>	<u>FFY 2009</u> <u>Target</u>	<u>Progress</u>																		
A. Know their rights (%)	99	96.4	82	-2.60%																		
B. Effectively communicate their children's needs (%)	100	99.2	76	-0.80%																		
C. Help their children develop and learn (%)	100	99.4	92	-0.60%																		
<p>5. Percent of infants and toddlers birth to 1 with IFSPs compared to national data.</p> <p>[Results Indicator]</p>	<p>The State provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. The State indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2011 and FFY 2012.</p>	<p>OSEP appreciates the State's efforts to improve performance.</p>																				

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	<p>The State's FFY 2009 reported data for this indicator are 2.64%. These data represent progress from the FFY 2008 data of 2.42%. The State met its FFY 2009 target of 2.42%.</p>	
<p>6. Percent of infants and toddlers birth to 3 with IFSPs compared to national data. [Results Indicator]</p>	<p>The State provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. The State indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2011 and FFY 2012.</p> <p>The State's FFY 2009 reported data for this indicator are 5.28%. These data represent progress from the FFY 2008 data of 5%. The State met its FFY 2009 target of 4.89%.</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 evaluation and assessment and an initial IFSP meeting were conducted within Part C's 45-day timeline. [Compliance Indicator]</p>	<p>The State provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. The State's FFY 2009 reported data for this indicator are 97.8%. These data represent progress from the FFY 2008 data of 96.2%. The State did not meet its FFY 2009 target of 100%.</p> <p>The State reported that all 22 of its findings of noncompliance identified in FFY 2008 for this indicator were corrected in a timely manner.</p>	<p>OSEP appreciates the State's efforts and looks forward to reviewing in the FFY 2010 APR, due February 1, 2012, the State's data demonstrating that it 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 2009, 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 on the correction of noncompliance, the State must report, in its FFY 2010 APR, that it has verified that each EIS program with noncompliance reflected in the FFY 2009 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</p>

New Mexico Part C FFY 2009 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
		<p>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 2010 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 2010 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>[Compliance Indicator]</p>	<p>The State provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions.</p> <p>The State's FFY 2009 reported data for this indicator are 97.6%. These data represent progress from the FFY 2008 data of 90%. The State did not meet its FFY 2009 target of 100%.</p> <p>The State reported that all 17 of its findings of noncompliance identified in FFY 2008 for this indicator were corrected in a timely manner.</p>	<p>OSEP appreciates the State's efforts and looks forward to reviewing in the FFY 2010 APR, due February 1, 2012, 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) and 20 U.S.C. 1436(a)(3). Because the State reported less than 100% compliance for FFY 2009, the State must report on the status of correction of noncompliance reflected in the data the State reported for this indicator.</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
		<p>When reporting on the correction of noncompliance, the State must report, in its FFY 2010 APR, that it has verified that each EIS program with noncompliance reflected in the FFY 2009 data the State reported for this indicator: (1) is correctly implementing 34 CFR §§303.148(b)(4) and 303.344(h) and 20 U.S.C. 1436(a)(3) (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 2010 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 2010 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</p>	<p>The State provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. The State's FFY 2009 reported data for this indicator are 100%. These data remain unchanged from the FFY 2008 data</p>	<p>OSEP appreciates the State's efforts in achieving compliance with the LEA notification</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
<p>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>of 100%. The State met its FFY 2009 target of 100%.</p>	<p>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 provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. The State's FFY 2009 reported data for this indicator are 95.7%. These data represent progress from the FFY 2008 data of 91.3%. The State did not meet its FFY 2009 target of 100%.</p> <p>The State reported that all 18 of its findings of noncompliance identified in FFY 2008 for this indicator were corrected in a timely manner.</p>	<p>OSEP appreciates the State's efforts and looks forward to reviewing in the FFY 2010 APR, due February 1, 2012, the State'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 State reported less than 100% compliance for FFY 2009, 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 on the correction of noncompliance, the State must report, in its FFY 2010 APR, that it has verified that each EIS program with noncompliance reflected in the FFY 2009 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)</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
		<p>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 2010 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 2010 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 provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions. The State's FFY 2009 reported data for this indicator are 100%. These data represent progress from the FFY 2008 data of 98.8%. The State met its FFY 2009 target of 100%.</p> <p>The State reported that all 112 of its findings of noncompliance identified in FFY 2008 for this indicator were corrected in a timely manner.</p>	<p>OSEP appreciates the State's efforts in timely correcting findings of noncompliance identified in FFY 2008.</p> <p>In reporting on correction of findings of noncompliance in the FFY 2010 APR, due February 1, 2012, the State must report that it verified that each EIS program with findings of noncompliance identified in FFY 2009: (1) is correctly implementing the specific regulatory requirements (i.e., achieved 100% compliance) based on a review of updated data</p>

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		<p>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 2010 APR, the State must describe the specific actions that were taken to verify the correction.</p> <p>In addition, in reporting on Indicator 9 in the FFY 2010 APR, the State must use the Indicator 9 Worksheet.</p> <p>In addition, in responding to Indicators 1, 7, 8A and 8C in the FFY 2010 APR, the State 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. [Compliance Indicator]</p>	<p>The State provided targets for FFY 2011 and FFY 2012, and OSEP accepts those revisions. The State did not provide improvement activities through FFY 2012.</p> <p>The State reported that it did not receive any signed written complaints during the reporting period.</p> <p>OSEP’s FFY 2008 SPP/APR letter, dated June 3, 2010, required the State to include in the FFY 2009 APR, its data under APR Indicator 10 on children who were three years or older and received services under IDEA section 635(c). The State provided all of the required information.</p>	<p>OSEP looks forward to reviewing the State’s data in the FFY 2010 APR, due February 1, 2012.</p>
<p>11. Percent of fully adjudicated due process hearing requests that were fully adjudicated within the applicable timeline.</p>	<p>The State provided targets for FFY 2011 and FFY 2012, and improvement activities through FFY 2012, and OSEP accepts those revisions.</p> <p>The State reported that it did not receive any request for due process hearings during the</p>	<p>OSEP looks forward to reviewing the State’s data in the FFY 2010 APR, due February 1, 2012.</p>

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[Compliance Indicator]	<p>reporting period.</p> <p>OSEP’s FFY 2008 SPP/APR letter, dated June 3, 2010, required the State to include in the FFY 2009 APR, its data under APR Indicator 11 on children who were three years or older and received services under IDEA section 635(c). The State provided all of the required information.</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>	Not applicable.	Not applicable.
<p>13. Percent of mediations held that resulted in mediation agreements.</p> <p>[Results Indicator]</p>	<p>The State provided targets for FFY 2011 and FFY 2012 and OSEP accepts those revisions.</p> <p>The State reported that no mediations were held during the reporting period.</p> <p>The State reported fewer than ten mediations held in FFY 2009. The State is not required to meet its targets or provide improvement activities in any fiscal year in which fewer than ten mediations were held.</p> <p>OSEP’s FFY 2008 SPP/APR letter, dated June 3, 2010, required the State to include in the FFY 2009 APR, its data under APR Indicator 13 on children who were three years or older and received services under IDEA section 635(c). The State provided all of the required information.</p>	OSEP looks forward to reviewing the State’s data in the FFY 2010 APR, due February 1, 2012.
<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 provided targets for FFY 2011 and FFY 2012 and OSEP accepts those revisions. The State revised the improvement activities for FFY 2010 for this indicator and OSEP accepts those revisions.</p> <p>The State’s FFY 2009 reported data for this indicator are 100%. These data remain unchanged from the FFY 2008 data of 100%. The State met its FFY 2009 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 2010 APR, due February 1, 2012, the State must use the Indicator 14 Data Rubric.</p>