

South Dakota Part C FFY 2009 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 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 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 service provision requirements in 34 CFR §§303.340(c), 303.342(e), and 303.344(f)(1).</p>								
<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 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 100%. The State's data reflect a high level of performance for this indicator. The State met its FFY 2009 target of 97.5%.</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>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</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 targets for FFY 2009 and FFY 2010 and baseline for this indicator, and OSEP accepts those revisions. The State indicated that stakeholders were provided an opportunity to comment on the revised targets. The revised targets are less rigorous than the previously-established targets.</p> <p>The State's FFY 2009 reported data for this indicator are:</p> <table border="1" data-bbox="548 1409 1581 1510"> <thead> <tr> <th data-bbox="548 1409 953 1510"><u>Summary Statement 1</u></th> <th data-bbox="953 1409 1163 1510"><u>FFY 2008 Data</u></th> <th data-bbox="1163 1409 1373 1510"><u>FFY 2009 Data</u></th> <th data-bbox="1373 1409 1581 1510"><u>FFY 2009 Target</u></th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>				<u>Summary Statement 1</u>	<u>FFY 2008 Data</u>	<u>FFY 2009 Data</u>	<u>FFY 2009 Target</u>					<p>The State must report progress data and actual target data for FFY 2010 with the FFY 2010 APR, due February 1, 2012.</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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meet their needs. [Results Indicator]	Outcome A: Positive social-emotional skills (including social relationships) (%)	53.8	44.9	44.9		
	Outcome B: Acquisition and use of knowledge and skills (including early language/communication) (%)	59.4	49.3	49.3		
	Outcome C: Use of appropriate behaviors to meet their needs (%)	55.3	64.9	64.9		
	<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) (%)	85.4	81.3	81.3		
	Outcome B: Acquisition and use of knowledge and skills (including early language/communication) (%)	72.6	65.3	65.3		
	Outcome C: Use of appropriate behaviors to meet their needs (%)	91.1	90.0	90.0		
	The State provided revised baseline data, using FFY 2009 data. OSEP is not comparing the FFY 2009 data to FFY 2008 data or FFY 2009 targets.					

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<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 children’s needs; and</p> <p>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.</p> <p>The State’s FFY 2009 reported data for this indicator are:</p> <table border="1" data-bbox="548 375 1583 748"> <thead> <tr> <th></th> <th><u>FFY 2008 Data</u></th> <th><u>FFY 2009 Data</u></th> <th><u>FFY 2009 Target</u></th> <th><u>Progress</u></th> </tr> </thead> <tbody> <tr> <td>A. Know their rights (%)</td> <td align="center">96.5</td> <td align="center">98.4</td> <td align="center">96.4</td> <td align="center">1.90%</td> </tr> <tr> <td>B. Effectively communicate their children’s needs (%)</td> <td align="center">95.6</td> <td align="center">97.6</td> <td align="center">90.0</td> <td align="center">2.00%</td> </tr> <tr> <td>C. Help their children develop and learn (%)</td> <td align="center">96.2</td> <td align="center">98.4</td> <td align="center">89.8</td> <td align="center">2.20%</td> </tr> </tbody> </table> <p>These data represent progress from the FFY 2008 data. The State met its FFY 2009 targets for this indicator.</p>		<u>FFY 2008 Data</u>	<u>FFY 2009 Data</u>	<u>FFY 2009 Target</u>	<u>Progress</u>	A. Know their rights (%)	96.5	98.4	96.4	1.90%	B. Effectively communicate their children’s needs (%)	95.6	97.6	90.0	2.00%	C. Help their children develop and learn (%)	96.2	98.4	89.8	2.20%	<p>OSEP appreciates the State’s efforts to improve performance.</p>
	<u>FFY 2008 Data</u>	<u>FFY 2009 Data</u>	<u>FFY 2009 Target</u>	<u>Progress</u>																		
A. Know their rights (%)	96.5	98.4	96.4	1.90%																		
B. Effectively communicate their children’s needs (%)	95.6	97.6	90.0	2.00%																		
C. Help their children develop and learn (%)	96.2	98.4	89.8	2.20%																		
<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 improvement activities through FFY 2012, and OSEP accepts those revisions. The State revised the targets for FFY 2009 through FFY 2012, for this indicator. OSEP cannot accept those revisions because the State’s end target for FFY 2012 does not reflect improvement over the baseline data. The State must revise its FFY 2012 target to reflect improvement. The State indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2009 through FFY 2012.</p> <p>The State’s FFY 2009 reported data for this indicator are 0.88%. These data represent progress from the FFY 2008 data of 0.87%. The State did not meet its FFY 2009 target of 0.89%.</p>	<p>With the FFY 2010 APR, due February 1, 2012, the State must submit a revised SPP that includes targets reflecting improvement over the State’s baseline data.</p> <p>OSEP looks forward to the State’s data demonstrating improvement in performance in the FFY 2010 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 provided improvement activities through FFY 2012, and OSEP accepts those revisions. The State revised the targets for FFY 2009 through FFY 2012, for this indicator. OSEP cannot accept those revisions because the State’s end target for FFY 2012 does not reflect improvement over the baseline data. The State must revise its FFY 2012 target to reflect improvement. The State indicated that stakeholders were provided an opportunity to comment on the targets for FFY 2009 through FFY 2012.</p> <p>The State’s FFY 2009 reported data for this indicator are 2.81%. These data represent</p>	<p>With the FFY 2010 APR, due February 1, 2012, the State must submit a revised SPP that includes targets reflecting improvement over the State’s baseline data.</p> <p>OSEP looks forward to the</p>																				

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	slippage from the FFY 2008 data of 3.14%. The State did not meet its FFY 2009 target of 2.84%.	State's data demonstrating improvement in performance in the FFY 2010 APR.
<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 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 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 45-day timeline requirements in 34 CFR §§303.321(e)(2), 303.322(e)(1), and 303.342(a).</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 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 IFSP transition content requirements in 34 CFR §§303.148(b)(4) and 303.344(h).</p>
<p>8. Percent of all children exiting Part C who received timely transition planning to support the child's transition to preschool and other appropriate community services by their third birthday including:</p> <p>B. Notification to LEA, if child potentially eligible for Part B; and</p> <p>[Compliance Indicator]</p>	<p>The State 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 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 LEA notification requirements in 34 CFR §303.148(b)(1).</p>
<p>8. Percent of all children exiting Part C who received timely</p>	<p>The State provided targets for FFY 2011 and FFY 2012, and improvement activities</p>	<p>OSEP appreciates the State's efforts in achieving compliance</p>

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<p>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>through FFY 2012, 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>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 reported in Indicator 9 of its FFY 2009 APR that it did not identify any findings of noncompliance in FFY 2008, and the State had reported 100% compliance with the Part C requirements reflected in Indicators 1, 7, 8A, 8B, 8C, and 14 for FFY 2008. Thus, the State did not have any FFY 2009 data to report for this indicator.</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 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 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>In addition, in reporting on Indicator 9 in the FFY 2010 APR,</p>

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		the State must use the Indicator 9 Worksheet.
<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 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 signed written complaints during the reporting period.</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>[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 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 2010 APR, due February 1, 2012.</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 no resolution sessions were held during the reporting period.</p> <p>The State reported fewer than ten resolution sessions held in FFY 2009. 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>The State's FFY 2009 APR indicates that the State is implementing Part B due process procedures, but the State's FFY 2009 data under IDEA section 618 indicate that the State is implementing Part C procedures. OSEP cannot determine whether the State is implementing Part B or Part C due process procedures.</p>	<p>OSEP will address the issue regarding the State's due process procedures as part of the FFY 2011 IDEA Part C grant application process.</p>
<p>13. Percent of mediations held that resulted in mediation agreements.</p> <p>[Results Indicator]</p>	<p>The State reported that no mediations were held during the FFY 2009 reporting period.</p> <p>The State reported fewer than ten mediations held in FFY 2009. 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 2010 APR, due February 1, 2012.</p>
<p>14. State reported data (618 and State Performance Plan and Annual Performance Report) are timely and accurate.</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 100%. These data remain unchanged from the FFY 2008 data of 100%. The State met its FFY 2009 target of</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</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
[Compliance Indicator]	100%.	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.