

Kansas Part C FFY 2012 SPP/APR Response Table

Part C SPP/APR Indicators

1. Percent of infants and toddlers with IFSPs who receive the early intervention services on their IFSPs in a timely manner. [Compliance Indicator]
2. Percent of infants and toddlers with IFSPs who primarily receive early intervention services in the home or community-based settings. [Results Indicator]
3. Percent of infants and toddlers with IFSPs who demonstrate improved: <ul style="list-style-type: none"> 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. [Results Indicator]
4. Percent of families participating in Part C who report that early intervention services have helped the family: <ul style="list-style-type: none"> A. Know their rights; B. Effectively communicate their children's needs; and C. Help their children develop and learn. [Results Indicator]
5. Percent of infants and toddlers birth to 1 with IFSPs compared to national data. [Results Indicator]
6. Percent of infants and toddlers birth to 3 with IFSPs compared to national data. [Results Indicator]
7. Percent of eligible infants and toddlers with IFSPs for whom an initial evaluation and initial assessment and an initial IFSP meeting were conducted within Part C's 45-day timeline. [Compliance Indicator]
8. Percent of toddlers with disabilities exiting Part C with timely transition planning for whom the Lead Agency has: <ul style="list-style-type: none"> A. Developed an IFSP with transition steps and services at least 90 days, and at the discretion of all parties, not more than nine months, prior to the toddler's third birthday; [Compliance Indicator]
8. Percent of toddlers with disabilities exiting Part C with timely transition planning for whom the Lead Agency has: <ul style="list-style-type: none"> B. Notified (consistent with any opt-out policy adopted by the State) the SEA and the LEA where the toddler resides at least 90 days prior to the toddler's third birthday for toddlers potentially eligible for Part B preschool services; and [Compliance Indicator]
8. Percent of toddlers with disabilities exiting Part C with timely transition planning for whom the Lead Agency has: <ul style="list-style-type: none"> C. Conducted the transition conference held with the approval of the family at least 90 days, and at the discretion of all parties, not more than nine months, prior to the toddler's birthday for toddlers potentially eligible for Part B preschool services. [Compliance Indicator]
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. [Compliance Indicator]
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]
13. Percent of mediations held that resulted in mediation agreements. [Results Indicator]
14. State-reported data (IDEA Section 618 and State Performance Plan and Annual Performance Report) are timely and accurate. [Compliance Indicator]

Timeliness of State Complaint and Due Process Hearing Decisions
(Collected as Part of IDEA Section 618 Data rather than through an SPP/APR Indicator)

Timely Resolution of State Complaints: 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, or because the parent (or individual or organization) and the public agency agree to extend the time to engage in mediation or other alternative means of dispute resolution, if available in the State.

Timely Adjudication of Due Process Hearing Requests: Percent of adjudicated due process hearing requests that were adjudicated within the timeline or a timeline that is properly extended by the hearing officer at the request of either party.

Kansas Part C FFY 2012 SPP/APR Results Data Summary

INDICATOR	FFY 2011 DATA	FFY 2012 DATA	FFY 2012 TARGET
2. Infants and Toddlers Served in Natural Environments	99.70%	99.60%	≥ 95% ¹
3. Early Childhood Outcomes Data	See Attached Table	See Attached Table	See Attached Table
4. Percent of families participating in Part C who report that early intervention services have helped the family:	99.50%	99.50%	≥ 95%
A. Know their rights;			
B. Effectively communicate their children's needs; and	95.50%	96.70%	≥ 98%
C. Help their children develop and learn.	96.10%	97.30%	≥ 98%
5. Infants and Toddlers Served Birth to One	1.56%	1.74%	≥ 1.35%
6. Infants and Toddlers Served Birth to Three	3.42%	3.54%	≥ 2.90%
12. Hearing Requests Resolved through Resolution Session Agreements	Not Applicable	Not Applicable	Not Applicable
13. Mediations Held that Resulted in Mediation Agreements	None	None	None

¹ As used in this table, the symbol “≥” means that, to meet the target, the State’s data must be greater than or equal to the established target.

3. Percent of Infants and Toddlers with IFSPs Who Demonstrate Improved Outcomes

Summary Statement 1²	FFY 2011 Data	FFY 2012 Data	FFY 2012 Target
Outcome A: Positive social-emotional skills (including social relationships) (%)	65.44%	68.62%	≥ 57.73%
Outcome B: Acquisition and use of knowledge and skills (including early language/ communication) (%)	68.06%	70.66%	≥ 61.34%
Outcome C: Use of appropriate behaviors to meet their needs (%)	71.45%	74.54%	≥ 67.19%
Summary Statement 2³	FFY 2011 Data	FFY 2012 Data	FFY 2012 Target
Outcome A: Positive social-emotional skills (including social relationships) (%)	55.99%	55.29%	≥ 56.53%
Outcome B: Acquisition and use of knowledge and skills (including early language/ communication) (%)	49.67%	50.35%	≥ 47.64%
Outcome C: Use of appropriate behaviors to meet their needs (%)	63.44%	64.29%	≥ 63.64%

² **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 3 years of age or exited the program.

³ **Summary Statement 2:** The percent of infants and toddlers who were functioning within age expectations in each Outcome by the time they turned 3 years of age or exited the program.

Kansas FFY 2012 Results Data Summary Notes

INDICATOR 3:

REQUIRED ACTION

The State must report progress data and actual target data for FFY 2013 in the FFY 2013 APR.

INDICATORS 4A, 4B, and 4C: OSEP's FFY 2011 SPP/APR Response Table required the State to include in the FFY 2012 APR whether the FFY 2012 data are based on a response group that is representative of its population. The State provided the required information, reporting that the FFY 2012 data were based on a response group that was representative of its population.

INDICATOR 13: The State reported that no mediations were held during the reporting period. The State is not required to provide targets or improvement activities until any fiscal year in which ten or more mediations were held.

Kansas Part C FFY 2012 SPP/APR Compliance Data Summary

INDICATOR	FFY 2011 DATA	FFY 2012 DATA	FFY 2012 TARGET	CORRECTION OF FINDINGS OF NONCOMPLIANCE IDENTIFIED IN FFY 2011
1. Timely provision of early intervention services	100%	100%	100%	The State reported that it did not identify any findings of noncompliance in FFY 2011.
7. 45-day timeline for evaluation and assessment and initial IFSP meeting	99.7%	99.9%	100%	The State reported that both of its findings of noncompliance identified in FFY 2011 were corrected in a timely manner.
8. A. IFSPs with transition steps and services	100%	100%	100%	The State reported that it did not identify any findings of noncompliance in FFY 2011.
8. B. Notification to LEA and SEA, if child potentially eligible for Part B	99%	97.9%	100%	The State reported that all 33 of its findings of noncompliance identified in FFY 2011 were corrected in a timely manner.
8. C. Transition conference, if child potentially eligible for Part B	99.2%	98.3%	100%	The State reported that all 35 of its findings of noncompliance identified in FFY 2011 were corrected in a timely manner.
9. Timely correction	100%	100%	100%	The State reported that all 70 of its findings of noncompliance identified in FFY 2011 were corrected in a timely manner.
14. Timely and accurate data	100%	100%	100%	

Kansas Part C FFY 2012 State Complaint and Hearing Data from IDEA Section 618 Data Reports

REQUIREMENT	FFY 2011 DATA	FFY 2012 DATA
Timely resolution of complaints	The State reported that it did not receive any signed written complaints during the reporting period.	The State reported that it did not receive any signed written complaints during the reporting period.
Timely adjudication of due process hearing requests	The State reported that it did not receive any requests for due process hearings during the reporting period.	The State reported that it did not receive any requests for due process hearings during the reporting period.

Kansas FFY 2012 Compliance Data Summary Notes

INDICATOR 7:

REQUIRED ACTIONS

Because the State reported less than 100% compliance for FFY 2012, the State must report on the status of correction of noncompliance identified in FFY 2012 for this indicator. When reporting on the correction of noncompliance, the State must report, in its FFY 2013 APR, that it has verified that each EIS program or provider with noncompliance identified in FFY 2012 for this indicator: (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 or provider, consistent with OSEP Memo 09-02.⁴ In the FFY 2013 APR, the State must describe the specific actions that were taken to verify the correction.

INDICATOR 8B:

REQUIRED ACTIONS

Because the State reported less than 100% compliance for FFY 2012, the State must report on the status of correction of noncompliance identified in FFY 2012 for this indicator. When reporting on the correction of noncompliance, the State must report, in its FFY 2013 APR, that it has verified that each EIS program or provider with noncompliance identified in FFY 2012 for this indicator: (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 or provider, consistent with OSEP Memo 09-02. In the FFY 2013 APR, the State must describe the specific actions that were taken to verify the correction.

⁴ OSEP Memorandum 09-02 (OSEP Memo 09-02), dated October 17, 2008, requires that the State report that it verified that each EIS program or provider with noncompliance: (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 or provider.

INDICATOR 8C:

REQUIRED ACTIONS

Because the State reported less than 100% compliance for FFY 2012, the State must report on the status of correction of noncompliance identified in FFY 2012 for this indicator. When reporting on the correction of noncompliance, the State must report, in its FFY 2013 APR, that it has verified that each EIS program or provider with noncompliance identified in FFY 2012 for this indicator: (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 or provider, consistent with OSEP Memo 09-02. In the FFY 2013 APR, the State must describe the specific actions that were taken to verify the correction.

INDICATOR 9:

REQUIRED ACTIONS

In responding to Indicators 7, 8B, and 8C in the FFY 2013 SPP/APR, the State must report on the correction of the noncompliance described in this table under those indicators.

OTHER ISSUES: As required by OSEP's January 24, 2012 Verification Letter and OSEP's June 14, 2012 memorandum, the State submitted to OSEP policies and procedures to resolve audit findings in local EIS programs. OSEP reviewed these documents, and provided technical assistance to the State. No further action is required.

As required by OSEP's January 3, 2012 Response to Kansas' Verification Visit, the State was required to submit with its FFY 2011 APR, due February 5, 2013, its revised policies that clarify whether the State is reviewing and examining a full year of data when identifying noncompliance with the requirements of IDEA and whether the State is correctly verifying child-specific correction of noncompliance. OSEP has completed its review of these documents and, as explained in the August 23, 2013 memo to the State, the policies and procedures are consistent with the IDEA Part C regulations. No further action is required.