

Montana 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 indicated in its FFY 2008 APR that it revised its 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 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 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 revised the indicator and measurement language (consistent with revisions in the Indicator Measurement Table) for this indicator and OSEP accepts those revisions.</p> <p>The State's FFY 2008 reported data for this indicator are 98.9%. The State's data reflect a high level of performance for this indicator. The State met its FFY 2008 target of 94%.</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 meet their needs.</p>	<p>The State revised the measurement language for this indicator and OSEP accepts those revisions.</p> <p>The State provided FFY 2008 baseline data, targets, and improvement activities for this indicator for this indicator and OSEP accepts those revisions.</p> <p>The State's FFY 2008 reported baseline data for this indicator are:</p> <table border="1" data-bbox="548 1110 1444 1325"> <thead> <tr> <th data-bbox="548 1110 919 1214">08-09 Infant and Toddler Outcome Baseline Data</th> <th data-bbox="919 1110 1192 1214"><u>Summary Statement 1</u>¹</th> <th data-bbox="1192 1110 1444 1214"><u>Summary Statement 2</u>²</th> </tr> </thead> <tbody> <tr> <td data-bbox="548 1214 919 1325">Outcome A: Positive social-emotional</td> <td data-bbox="919 1214 1192 1325">62.0</td> <td data-bbox="1192 1214 1444 1325">55.8</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	62.0	55.8	<p>The State must report progress data and actual target data for FFY 2009 with the FFY 2009 APR, due February 1, 2011.</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	62.0	55.8						

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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[Results Indicator]	skills (including social relationships) (%)					
	Outcome B: Acquisition and use of knowledge and skills (including early language/communication) (%)	63.5	46.8			
	Outcome C: Use of appropriate behaviors to meet their needs (%)	70.1	54.3			
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 State's reported data for this indicator are:					OSEP appreciates the State's efforts to improve performance and looks forward to the State's data demonstrating improvement in performance in the FFY 2009 APR.
		FFY 2007 Data	FFY 2008 Data	FFY 2008 Target	Progress	
A. Know their rights (%)		86	90.49	91	4.49%	
B. Effectively communicate their children's needs (%)		94.2	90.2	91	-4.00%	
C. Help their children develop and learn. (%)		93.9	91.4	86	-2.50%	
	These data represent progress for Indicator 4A and slippage for Indicators 4B and 4C. The State met its FFY 2008 target for Indicator 4C and did not meet its targets for Indicator 4A and Indicator 4B.					
5. Percent of infants and toddlers birth to 1 with IFSPs compared to national data.	The State revised the indicator and measurement language (consistent with revisions in the Indicator Measurement Table) for this indicator and OSEP accepts those revisions.					OSEP looks forward to the State's data demonstrating improvement in performance in the FFY 2009 APR.

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[Results Indicator]	The State's FFY 2008 reported data for this indicator are 1.06%. These data represent progress from the FFY 2007 data of 0.98%. The State did not meet its target of 1.29%.	
<p>6. Percent of infants and toddlers birth to 3 with IFSPs compared to national data.</p> <p>[Results Indicator]</p>	<p>The State revised the indicator and measurement language (consistent with revisions in the Indicator Measurement Table) for this indicator and OSEP accepts those revisions.</p> <p>The State's FFY 2008 reported data for this indicator are 1.95%. These data represent progress from the FFY 2007 data of 1.76%. The State did not meet its FFY 2008 target of 2.04%.</p>	OSEP looks forward to the State's data demonstrating improvement in performance in the FFY 2009 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 did not revise the measurement language consistent with revisions in the Indicator Measurement Table for this 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 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>The State must provide a revised SPP that reflects the revisions to the measurement language with its FFY 2009 APR.</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>	The State's FFY 2008 reported data for this indicator are 97%. These data represent slippage from the FFY 2007 data of 100%. The State did not meet its FFY 2008 target of 100%.	<p>OSEP appreciates the State's efforts and looks forward to reviewing in the FFY 2009 APR, 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). 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</p>

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		<p>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 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>
<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'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 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</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 transition conference requirements in 34 CFR §303.148(b)(2)(i) (as modified by</p>

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<p>services by their third birthday including:</p> <p>C. Transition conference, if child potentially eligible for Part B.</p> <p>[Compliance Indicator]</p>		<p>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 2008 APR that it did not identify any findings of noncompliance in FFY 2007, and the State had reported 100% compliance with the Part C requirements reflected in Indicators 1, 7, 8A, 8B, 8C, and 14 for FFY 2007. Thus, the State did not have any FFY 2008 data to report for this indicator.</p>	<p>In reporting on correction of noncompliance identified 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 the State's 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. If the State does not report 100% compliance for this indicator in the FFY 2009 APR, the State must review its improvement activities and revise them, if necessary.</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 Indicator 8A in the FFY 2009 APR, the State must report on correction of the noncompliance described in this table under that indicator.</p> <p>OSEP's January 25, 2010, verification visit letter required the State to submit: (1)</p>

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		evidence that the IFSPs reviewed in the seven programs where OSEP identified noncompliance have been corrected; (2) a sample of subsequent IFSPs that will be developed and used and that contain the required information; (3) revised monitoring procedures for ensuring compliance with IFSP content requirements under 34 CFR §303.344; and (4) training activities on the new procedures with a schedule for implementation. The State indicated it would submit that information by June 2, 2010. OSEP will respond separately to the State's submission.
<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 reported that it did not receive any signed written complaints during the FFY 2008 reporting period.</p>	<p>OSEP looks forward to reviewing the State's data in the FFY 2009 APR.</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 reported that it did not receive any requests for due process hearings during the FFY 2008 reporting period.</p>	<p>OSEP looks forward to reviewing the State's data in the FFY 2009 APR.</p> <p>OSEP's January 25, 2010, verification visit letter required the State to submit revised procedures for initiating due process hearings to ensure that parents have the right to decline services under 34 CFR §303.405, and training activities for the appropriate personnel with timelines for implementation. The State submitted revised due process procedures with its FFY 2010 Part C grant application. OSEP will respond separately to the State's</p>

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		submission.
<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>Not applicable.</p>	<p>Not applicable.</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 2008 reporting period.</p> <p>The State is not required to provide targets or improvement activities until any FFY 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 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 Rubric.</p>