

**Individuals with Disabilities
Education Act 2004**

Nebraska

**Part C:
Annual Performance Report
FFY 2009 (2009-2010)**

Revised and Submitted April 18, 2011
by
Nebraska Department of Education
Nebraska Department of Health and Human Services

This report was prepared by staff from the Co-Lead Agencies for Early Intervention:
Nebraska Department of Education (NDE)
Nebraska Department of Health and Human Services (NDHHS)

For more information contact the
Office of Special Education, Nebraska Department of Education
(402) 471-2471
<http://www.education.ne.gov/sped>

For information about Nebraska's Early Development Network go to
<http://edn.ne.gov/>
February 2011

This report was printed with funds from grant award: H181090033

**Nebraska Part C Annual Performance Report (APR)
on the IDEA Part C State Performance Plan (SPP) Indicators***

**FFY 2009
(2009-2010)**

Table of Contents

For information about the Part C Indicators, contact:

Carol McClain, NDE: carol.mcclain@nebraska.gov

Joan Luebbers, NDE: joan.luebbers@nebraska.gov

Sarah Briggs, NDHSS: sarah.briggs@nebraska.gov

Amy Bunnell, NDHHS: amy.bunnell@nebraska.gov

Indicator #	Indicator Topic	Page
	Overview of Part C APR Development	1
1	IFSPs in a timely manner	3
2	EI services at home or in community-based settings	7
3	Infant and toddler outcomes	9
4	Family outcomes	19
5	Infants, birth to age 1 with IFSPs	23
6	Infants and toddlers birth to age 3 with IFSPs	27
7	Evaluation and initial IFSP within 45 days	31
8	Transition at age 3	37
9	Noncompliance corrected within one year	41
10	State complaints resolved within 60 days	47
11	Due process completed within 45 days	49
12	Resolution sessions that result in agreement	51
13	Mediations that result in agreement	53
14	618 data on time and accurate	55

* The Nebraska 2009-2010 APR and the Nebraska SPP (revised 2/1/11)
are posted for public viewing at <http://edn.ne.gov/spp/index.html>

Part C State Annual Performance Report (APR) for 2009-2010

Overview of the Annual Performance Report Development:

The State Annual Performance Report is to be submitted annually in accordance with the 20 U.S.C. 1416(b)(2)(c)(ii)(II) and 1442. The first APR was submitted February 1, 2005. In the February 2011 APR submission to the federal Office of Special Education Programs (OSEP), the State is required to provide a description of the process the State used to develop the APR. The descriptions must include how and when the State will report annually to the public on (1) the State's progress and/or slippage in meeting the measurable and rigorous targets found in the State Performance Plan (SPP); and (2) the performance of each local educational agency located in the State on the targets in the SPP.

Process Used to Develop the APR

The Nebraska Department of Education (NDE) and Nebraska Department of Health and Human Services (NDHHS) acting as co-lead agencies (i.e. the Co-Leads) are responsible for ensuring that Part C of the Individuals with Disabilities Education Act (IDEA) is fully implemented for all infants and toddlers and their families through the Early Development Network (EDN). Monitoring is conducted through the state's 28 Planning Region Teams (PRTs) utilizing a blended process to fulfill the requirements of the Co-Lead agencies. The Planning Region Teams function as Nebraska's local interagency coordinating council with representatives from services coordination, social services, the medical community, school districts, families, and others. The Planning Region Teams assist in Child Find, public awareness, professional development, and address gaps and barriers to services at the local and regional level.

Improving Learning for Children with Disabilities (ILCD) is a comprehensive assessment and improvement process that relies on multiple sources of data to gauge the results of Early Intervention and special education services and supports. The ILCD indicators are analyzed to evaluate early intervention services in natural environments, Child Find, the Individual Family Service Plan (IFSP) process, FAPE (Free Appropriate Public Education), early childhood and family outcomes, effective transition and family rights. The ILCD process is implemented on a five year cycle.

The NDE monitoring process for Early Intervention Services (EIS) is a part of the ILCD process in which the NDE Special Education Regional Representatives review the IFSP files for compliance with IDEA. In addition, NDHHS staff monitor compliance with IDEA Part C, Medicaid, and Services Coordination regulations on a three year cycle. All information gathered through the monitoring by the two agencies is shared for use in identifying and correcting non-compliance, developing the APR and issuing annual determinations to school districts.

The number of infants and toddlers verified with a disability is collected annually through the NDE Nebraska Student and Staff Record System (NSSRS). Information is entered in NSSRS by school district personnel. Referral sources are collected through the NDHHS CONNECT system (Coordinating Options in Nebraska's Network through Effective Communication and Technology). Information is entered on CONNECT by EDN Services Coordinators. The CONNECT system also allows Services Coordinators to access information on other NDHHS services the child is receiving. Data from both systems are sent to the Co-Leads for analysis and program improvement.

Outcome data on children birth to three is gathered through the statewide early childhood assessment system known as Results Matter. The Nebraska Department of Education coordinates the Results Matter online subscription agreements between the school districts and publishers. In January 2007, all school districts in Nebraska were required to begin online data collection and reporting for all newly-verified children.

Throughout 2009-10, the Nebraska Results Matter Task Force continued to provide ongoing guidance and direction to NDE and NDHHS based on child and family outcomes data. In addition, the state Early Childhood Interagency Coordinating Council (ECICC) was engaged in discussions and provided input concerning early childhood outcomes, program quality initiatives, family surveys and identification of gaps and barriers in the system.

Since 2007, Nebraska has participated as a national CSEFEL (Center on the Social and Emotional Foundations for Early Learning) state, promoting social-emotional competence in young children, one of the three child outcomes for Part B Indicator 7 and Part C Indicator 3. Since 2008-2009, the CSEFEL State Steering Committee, in collaboration with Dr. Tweety Yates, CSEFEL liaison for Nebraska, has provided interagency oversight, direction and coordination of training and technical assistance to the four CSEFEL demonstration sites. To build capacity in this area, the State Steering Committee continues to expand statewide implementation to ensure sustainability upon completion of the three year CSEFEL demonstration project. To support this effort, the State Steering Committee has developed and distributed two resources statewide: (1) a brochure describing Nebraska's Teaching Pyramid initiative, and (2) a program self-assessment tool. The project in Nebraska is known as FRIENDS (Fostering Relationships and Emotional [health] to Nurture Developmental Success).

Development of the 2009-2010 APR for Part C included soliciting input from the Gaps and Barriers Committee of the Early Childhood Interagency Coordinating Council (ECICC) and the State Special Education Advisory Council (SEAC), which continue to be the major vehicles for stakeholder comment regarding the APR. Other meetings were held to gather feedback and recommendations for modifying targets, improvement activities and resources. The groups who provided feedback included: Nebraska Association of Special Education Supervisors (NASES), ESU-ILCD Facilitators, Planning Region Teams, Results Matter Child Measurement Task Force, Munroe-Meyer Institute, PTI-Nebraska, and colleagues from NDE and NDHHS.

Reporting to the Public

Nebraska EIS will use the Early Development Network website to annually report to the public on Nebraska progress and/or slippage in meeting the State Performance Plan (SPP) measurable and rigorous targets. A link to the Annual Performance Reports and the public reporting can be found on the EDN webpage at <http://edn.ne.gov/spp/index.html>. Reporting of individual regional data for FFY 2009 (2009-2010) is posted for public viewing at <http://edn.ne.gov/spp/regional-data.html>

Part C State Annual Performance Report (APR) for 2009-2010

Overview of the Annual Performance Report Development:

See APR Overview, Page 1.

Monitoring Priority: Early Intervention Services In Natural Environments

Indicator 1: Percent of infants and toddlers with IFSPs who receive the early intervention services on their IFSPs in a timely manner.

(20 U.S.C. 1416(a)(3)(A) and 1442)

Measurement:

Percent = [(# of infants and toddlers with IFSPs who receive the early intervention services on their IFSPs in a timely manner) divided by the (total # of infants and toddlers with IFSPs)] times 100.

Account for untimely receipt of services, including the reasons for delay. *(Not required for FFY 2008)*

FFY	Measurable and Rigorous Target
<p>2009 <i>(2009-2010)</i></p>	<p>100% compliance of infants and toddlers who receive the early interventions services on their IFSPs in a timely manner.</p>

Actual Target Data for (2009-2010): 100%--target met.

The Individualized Family Service Plan (IFSP) checklist file review for Improving Learning for Children with Disabilities (ILCD) gathers data regarding the receipt of early intervention services on IFSPs in a timely manner.

In 2009-2010, twenty-Four (24) of the Planning Regions within the Five- year monitoring cycle participated in an IFSP file review for a total of 247 files. All 247 files (100%) were in compliance with the IFSP completed in a timely manner.

2009-2010 IFSP file reviews for compliance with services in a timely manner:

Planning Region Team	Number of Files Reviewed	Files Completed Inside Timely Manner	Files Completed Outside Timely Manner	Account for untimely receipt of services
1	9	9	0	0
2	3	3	0	0
3	51	51	0	0
4	7	7	0	0
5	15	15	0	0
6	28	28	0	0
7	6	6	0	0
8	3	3	0	0
9	26	26	0	0
10	2	2	0	0
13	1	1	0	0
14	1	1	0	0
15	2	2	0	0
16	2	2	0	0
18	11	11	0	0
20	16	16	0	0
21	18	18	0	0
22	10	10	0	0
23	13	13	0	0
24	13	13	0	0
26	1	1	0	0
27	3	3	0	0
28	1	1	0	0
29	5	5	0	0
Total	247	247	0	0
Percent		100%	0%	0%

Discussion of Improvement Activities Completed and Explanation of Progress or Slippage that occurred for (2009-2010):

Data indicates these activities have maintained and supported 100% compliance for infants and toddlers who receive early intervention services on their IFSPs in a timely manner. This maintains the target of 100% reported in FFY 2008.

Note: The Planning Regions monitored in FFY 2009 (2009-2010) is based on a five year cycle. The provision of services in a timely manner will continue to be a training/technical assistance topic to ensure that all regions understand the specific regulatory requirements and have strategies in place to ensure compliance. The Co-Leads will continue to conduct tasks as outlined under the improvement activities.

The improvement activities outlined for 2009-2010 were implemented as follows:

1.	Provide training and technical assistance in a variety of venues, such as with school districts, Planning Region Teams, Services Coordinators, families, and others as appropriate, about definition of timely services and documenting reasons for delay in delivery of timely services.
----	---

- Completed and continuing.

2.	<i>Discontinued 2007-2008—encompassed in revised Activity 1.</i>
3.	<i>Discontinued 2007-2008—encompassed in revised Activity 1.</i>

4.	Conduct billing checks for Services Coordination through the CONNECT system.
----	--

- Completed and continuing.

5.	Monitor programs for compliance with this indicator. When noncompliance is identified, Co-Lead staff will work with programs to determine and correct non-compliance.
----	---

- Completed and continuing.

Discussion of corrected noncompliance identified in (2008-2009):

In the 2008-2009 APR, Nebraska reported no noncompliance for Indicator 1.

Revisions, with Justification, to Proposed Targets / Improvement Activities / Timelines / Resources for (2009-2010):

There are no revisions for 2009-2010.

Part C State Annual Performance Report (APR) for 2009-2010

Overview of the Annual Performance Report Development:

See APR Overview, Page 1.

Monitoring Priority: Early Intervention Services In Natural Environments

Indicator 2: Percent of infants and toddlers with IFSPs who primarily receive early intervention services in the home or community based settings.

(20 U.S.C. 1416(a)(3)(A) and 1442)

Measurement: Percent = [(# of infants and toddlers with IFSPs who primarily receive early intervention services in the home or community based settings) divided by the (total # of infants and toddlers with IFSPs)] times 100.

FFY	Measurable and Rigorous Target
2009 <i>(2009-2010)</i>	At least 87.5% of infants and toddlers with IFSPs primarily will receive early intervention services in the home or community based settings.

Actual Target Data for *(2009-2010)*: 95.89%--target met.

Data for 2009-2010 shows that 95.89% of children B-3 are served in home and community-based settings, which exceeds the target of 87.5% for FFY 2009.

Nebraska 2009-2010 data for settings in natural environments for infants and toddlers:

Settings	Number	Percent
Number of infants and toddlers served:	<u>1534</u>	
• Number of infants and toddlers served in homes	<u>1371</u>	<u>89.73%</u>
• Number of infants and toddlers served in community-based settings	<u>100</u>	<u>6.51%</u>
TOTAL number of children served in natural environments	<u>1471</u>	<u>95.89%</u>

Source: NSSRS October 1, 2009

Discussion of Improvement Activities Completed and Explanation of Progress or Slippage that occurred for (2009-2010):

For FFY 2009, **95.89%** of children received their early intervention services primarily in home and community-based settings. This is progress of **3.18%** over FFY 2008 which was 92.71%. The FFY 2009 performance exceeded the target of 87.5%.

Progress can be attributable to a number of factors:

- Implemented strategies to ensure that local programs submitted data accurately to reflect services to children in natural environments
- Provided incentive funds to local programs for targeted areas of performance
- Added results indicators to local Determinations
- Supported EDN technical assistance activities related to inclusive practice

The improvement activities for 2009-2010 were implemented as follows:

1.	Provide training and technical assistance in a variety of venues, such as with school districts, Planning Region Teams, Services Coordinators, families, and others as appropriate, about providing services in home or community-based settings, and in correctly documenting justification on the IFSP for services not provided in natural environments.
----	---

- Completed and continuing.

2.	<i>Discontinued in 2006-2007.</i>
3.	<i>Discontinued in 2007-2008—encompassed in revised Activity 1.</i>
4.	<i>Discontinued in 2007-2008—encompassed in revised Activity 1.</i>

5.	Provide early intervention teams with information on resources to obtain current information on evidence-based practices, e.g., Communities of Practice (COP), and the National Professional Development Center on Inclusion (NPDCI).
----	---

- Completed and continuing.

6.	Evaluate trend data for this indicator and reset targets if warranted.
----	--

- Based on increased performance in FFY 2009, a decision was made not to revise the state targets.

Revisions, with Justification, to Proposed Targets / Improvement Activities / Timelines / Resources for (2009-2010):

The following revisions were made in 2009-2010:

- Activity 6: Discontinued FFY 2009.

Upon analysis and evaluation of the trend data the Co-leads determined a revision of the state targets was not warranted.

Part C State Annual Performance Plan (APR) for 2009-2010**Monitoring Priority: Early Intervention Services in Natural Environments**

Indicator 3: Percent of infants and toddlers with IFSPs who demonstrate improved:

- A. Positive social-emotional skills (including social relationships);
- B. Acquisition and use of knowledge and skills (including early language/ communication); and
- C. Use of appropriate behaviors to meet their needs.

(20 U.S.C. 1416 (a)(3)(A) and 1442)

Measurement:

Outcomes:

- A. Positive social-emotional skills (including social relationships);
- B. Acquisition and use of knowledge and skills (including early language/communication); and
- C. Use of appropriate behaviors to meet their needs.

Progress categories for A, B and C:

- a. Percent of infants and toddlers who did not improve functioning = [(# of infants and toddlers who did not improve functioning) divided by (# of infants and toddlers with IFSPs assessed)] times 100.
- b. Percent of infants and toddlers who improved functioning but not sufficient to move nearer to functioning comparable to same-aged peers = [(# of infants and toddlers who improved functioning but not sufficient to move nearer to functioning comparable to same-aged peers) divided by (# of infants and toddlers with IFSPs assessed)] times 100.
- c. Percent of infants and toddlers who improved functioning to a level nearer to same-aged peers but did not reach it = [(# of infants and toddlers who improved functioning to a level nearer to same-aged peers but did not reach it) divided by (# of infants and toddlers with IFSPs assessed)] times 100.
- d. Percent of infants and toddlers who improved functioning to reach a level comparable to same-aged peers = [(# of infants and toddlers who improved functioning to reach a level comparable to same-aged peers) divided by (# of infants and toddlers with IFSPs assessed)] times 100.
- e. Percent of infants and toddlers who maintained functioning at a level comparable to same-aged peers = [(#infants and toddlers who maintained functioning at a level comparable to same-aged peers) divided by (# of infants and toddlers with IFSPs assessed)] times 100.

Measurement: (cont.)

Summary Statements for Each of the Three Outcomes (use for FFY 2009-2010 reporting):

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.

Measurement for Summary Statement 1: Percent = # of infants and toddlers reported in progress category (c) plus # of preschool children reported in category (d) divided by [# of infants and toddlers reported in progress category (a) plus # of infants and toddlers reported in progress category (b) plus # of infants and toddlers reported in progress category (c) plus # of infants and toddlers reported in progress category (d)] times 100.

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.

Measurement for Summary Statement 2: Percent = # of infants and toddlers reported in progress category (d) plus [# of infants and toddlers reported in progress category (e) divided by the total # of infants and toddlers reported in progress categories (a) + (b) + (c) + (d) + (e)] times 100.

Overview of Issue/Description of System and Process:

Results Matter in Nebraska (hereafter, referred to as Results Matter) is a child, family and program outcomes measurement system designed and implemented to improve programs and supports for all infants and toddlers age birth to three served by school districts (LEAs), the Early Development Network (Part C) and their community partners.

Results Matter is responsive to the state requirements of the Nebraska Department of Education (NDE) Rule 11 Regulations for Early Childhood Programs, NDE Rule 51 for Special Education Programs, and the federal mandates of IDEA-Part C (infants and toddlers).

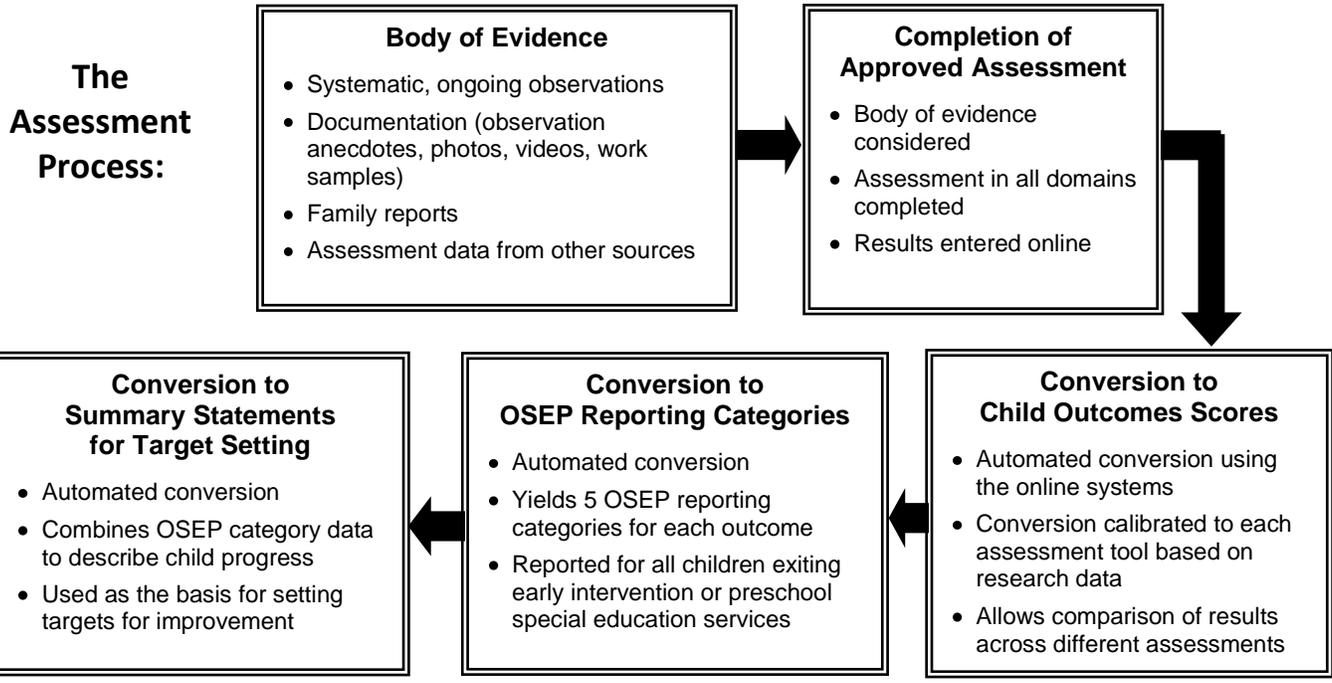
The child outcomes component of Results Matter measures infants and toddlers progress using authentic child assessment tools. School districts (LEAs) report child progress data online, using one or more of three authentic child assessment tools required by NDE: Creative Curriculum Developmental Continuum®, High/Scope Child Observation Record (COR) and Assessment, Evaluation and Program System (AEPS). This child outcomes measurement and reporting process is depicted and described in the following flow chart.



Child Outcomes Measurement and Reporting Process

From Authentic Assessment to OSEP Reporting

The Early Childhood Outcomes Center has been collaborating with national experts to develop a process for converting early childhood assessment results to scores on the three OSEP-required child outcomes. These child outcome scores allow us to compare results from across the state while maintaining flexibility for local programs to choose their preferred assessment tool from three NDE- required tools. This chart describes the assessment process for children B-5 served by school districts and the Early Development Network through early intervention (Part C) and early childhood special education (Part B). This process culminates in the reporting of Nebraska child outcomes data to the federal Office of Special Education Programs (OSEP) for Part C Indicator 3 and Part B Indicator 7



Reporting to OSEP:

- Three Child Outcomes:**
- A. Children have positive social skills including positive social relationships.
 - B. Children acquire and use knowledge and skills including language /communication.
 - C. Children take appropriate action to meet their needs.

- Five OSEP Reporting Categories:**
- For each of the child outcomes:*
- a. Percent of children who did not improve functioning
 - b. Percent of children who improved functioning but not sufficient to move nearer to functioning comparable to same-aged peers
 - c. Percent of children who improved functioning to a level nearer to same-aged peers but did not reach it
 - d. Percent of children who improved functioning to reach a level comparable to same-aged peers
 - e. Percent of children who maintained functioning at a level comparable to same-aged peers.

- Two OSEP Summary Statements:**
- For each of the child outcomes:*
- 1. Of those children who entered the program below age expectations in each Outcome, the percent who substantially increased their rate of growth by the time they exited the program.
 - 2. The percent of children who were functioning within age expectations in each Outcome by the time they exited the program.

Measurable and Rigorous Targets/Actual Target Data for Children Exiting FFY 2009 (2009-10)

SUMMARY STATEMENTS	Targets FFY 2009 (% of children)	Actual FFY 2009 (% of children)
Outcome A: Positive social-emotional skills (including social relationships)		
1. Of those children who entered or exited the program below age expectations in Outcome A, the percent who substantially increased their rate of growth by the time they exited the program	24.0	70.4
2. The percent of children who were functioning within age expectations in Outcome A by the time they exited the program	49.0	73.6
Outcome B: Acquisition and use of knowledge and skills (including early language/communication and early literacy)		
1. Of those children who entered or exited the program below age expectations in Outcome B, the percent who substantially increased their rate of growth by the time they exited the program	21.6	60.7
2. The percent of children who were functioning within age expectations in Outcome B by the time they exited the program	46.9	64.3
Outcome C: Use of appropriate behaviors to meet their needs		
1. Of those children who entered or exited the program below age expectations in Outcome C, the percent who substantially increased their rate of growth by the time they exited the program	42.1	73.8
2. The percent of children who were functioning within age expectations in Outcome C by the time they exited the program	55.2	68.9

Actual Progress Data/Summary Statement Data for Infants and Toddlers Exiting 2009-2010

The charts below contain Nebraska’s child progress data for FFY 2009 as well as Summary Statement 1 and Summary Statement 2 for infants and toddlers exiting 2009-2010. Given the data in the five progress categories for each of the three Outcomes in FFY 2009, states are required to calculate and report two Summary Statements for each Outcome, using the measurement formulas provided by OSEP.

CHILD PROGRESS DATA FOR FFY2009	Outcome A: Positive social-emotional skills		Outcome B: Acquisition and use of knowledge and skills		Outcome C: Use of appropriate behaviors to meet their needs	
	# of children	% of children	# of children	% of children	# of children	% of children
a. Percent of infants and toddlers who did not improve functioning.	15	3.1% (15/485)	13	2.7% (13/484)	14	2.9% (14/485)
b. Percent of infants and toddlers who improved functioning but not sufficient to move nearer to functioning comparable to same-aged peers.	65	13.4% (65/485)	104	21.5% (104/484)	71	14.6% (71/485)
c. Percent of infants and toddlers who improved functioning to a level nearer to same-aged peers but did not reach it.	48	9.9% (48/485)	56	11.6% (56/484)	66	13.6% (66/485)
d. Percent of infants and toddlers who improved functioning to reach a level comparable to same-aged peers	142	29.3% (142/485)	125	25.8% (125/484)	173	35.7% (173/485)
e. Percent of infants and toddlers who maintained functioning at a level comparable to same-aged peers	215	44.3% (215/485)	186	38.4% (186/484)	161	33.2% (161/485)
TOTAL	485	100%	484	100%	485	100%
ACTUAL SUMMARY STATEMENT DATA FOR FFY2009						
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. <i>OSEP formula: $c + d / a + b + c + d \times 100 = SS 1$</i> <i>“Trajectory Changers at Exit”</i>	70.4%		60.7%		73.8%	
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. <i>OSEP formula: $d + e / a + b + c + d + e \times 100 = SS 2$</i> <i>“Meeting Age Expectations at Exit”</i>	73.6%		64.3%		68.9%	

Summary Data Quality Check:

Analyses were completed to address the quality of the data from the three authentic child assessment tools required by NDE for Results Matter. These assessments are: Creative Curriculum Developmental Continuum®, High/Scope Child Observation Record (COR) and Assessment, Evaluation and Program System (AEPS).

These three research-based, authentic assessment tools were selected by NDE in 2006, based on the recommendations of the Results Matter Child Measurement Task Force. They were selected due to their reported high reliability and validity, and their link to curriculum and instruction. Scientifically-based cutoff scores defining comparability to same-aged peers has been determined by each of the publishers (updated in 2010), which maximizes the validity of the data used to report on each of the OSEP EC Outcomes. The Nebraska Department of Education is the state administrator of the online subscription agreements between the school districts and publishers.

The information from analyses of the 2009-2010 data quality check was used to: 1) determine quality of the data, 2) discover possible patterns of data that would help in determining targets, and 3) determine implications for continuous improvement efforts.

Discussion of Data and Target Setting**Data to Inform Targets for Summary Statements:**

During FFY 2009, NDE partnered with the Early Childhood Outcomes (ECO) center and the three Results Matter assessment publishers to do further research into the conversion process that was being used to transform scores from the assessments into the 7-point scale. After thorough review of the current conversion processes, a set of methods were developed to revise and validate a new conversion process. The observed distributions of these samples were compared to expectations about the OSEP category distribution based on previous research and federally-reported state data. The conversion process has been revised to reflect these new benchmarks.

The analyses resulted in an increase in the percent of children exiting at the level of same age peers. NDE believes these numbers more accurately represent the status of Nebraska's exiting infants and toddlers.

In November 2010, the Results Matter Child Measurement Task Force (state stakeholders group) met to review and analyze the new publisher conversion process, actual child progress data and targets for 2009-2010, to determine if targets should be revised for FFY 2009, FFY 2010 and beyond. The Task Force recommended and NDE approved that Nebraska's Summary Statement targets be modified to reflect the measurement changes.

Revised Measurable and Rigorous Targets for Children Exiting in FFY 2009 - FFY 2012

Nebraska child progress data from 2008-2009 and 2009-2010 were re-analyzed using the new conversions to determine differences and trends across those two years. Based on that analysis and the recommendations of the Results Matter Task Force, the adjusted baseline and targets are as follows:

Summary Statement 1 (Based on modified conversions for FFY 2008 and FFY 2009)

	Outcome A	Outcome B	Outcome C
Adj. Baseline FFY2008	70.4%	60.7%	73.8%
Targets FFY2009	70.4%	60.7%	73.8%
Targets FFY2010	70.9%	61.2%	74.3%
Targets FFY2011	71.4%	61.7%	74.8%
Targets FFY2012	71.9%	62.2%	75.3%

Summary Statement 2 (Based on modified conversions for FFY 2008 and FFY 2009)

	Outcome A	Outcome B	Outcome C
Adj. Baseline FFY2008	73.6%	64.3%	68.9%
Targets FFY2009	73.6%	64.3%	68.9%
Targets FFY2010	74.1%	64.8%	69.4%
Targets FFY2011	74.6%	71.3%	69.9%
Targets FFY2012	75.1%	71.8%	70.4%

Public Reporting: State of the Schools Report (SOSR)

In preparation for required public reporting of child outcomes data for each EIS program in 2011, Summary Statement target data were analyzed for each assessment tool. Analyses generated by different multiple online assessment tools showed that the results across assessments were not comparable. This was problematic because EIS results would be compared to state targets, and some EIS programs would appear to be farther or closer to meeting state targets because of the assessment tool being used by the program. NDE data analysis assumes that the group of EIS programs using each of the tools is comparable in effectiveness as a group and therefore the difference in the assessments is only reason for the difference in the Summary Statement data for each assessment tool. To correct for the assessment differences, NDE consulted with the Early Childhood Outcomes Center to devise a weighted formula that equalizes the Summary Statement data for each assessment tool so that they produce results that can be meaningfully compared to the state targets. These adjusted district Summary Statement data will be used in NDE's public reporting through the Nebraska State of the Schools Reports (SOSR) in 2011.

Additional descriptive information on infant and toddler children assessed with each tool.

NDE anticipated that this year a higher number of children would be included in the OSEP child outcomes data with both entry and exit data available.

Instrument	Creative Curriculum Developmental Continuum®	High/Scope COR	AEPS	Total # across Assessments
Total number of children with entry/exit data in 2009-10	181	68	236	485
Total number of children with entry/exit data in 2008-09	152	39	198	389

Average time in program: 16.3 months

Average age at exit: 2.99 years

Child progress measured across assessments

Measures need to be sensitive to change over time. To examine the sensitivity of scores to change over time, the percent of infants and toddlers who made progress between entry and exit was determined for each of the three Outcomes, as indicated by an increase in raw score of at least one point. This section will describe the percent of infants and toddlers who made progress per assessment tool used.

Creative Curriculum Developmental Continuum®. Of infants and toddlers who exited between 7/1/2009 and 6/30/2010, 96% made progress in Outcome A (n=181), 94% made progress in Outcome B (n =181) and 93% made progress in Outcome C (n =181).

High/Scope COR. Of infants and toddlers who exited between 7/1/2009 and 6/30/2010, 96% made progress in Outcome A (n=67), 97% made progress in Outcome B (n=68) and 97% made progress in Outcome C (n=68).

AEPS. Of infants and toddlers who exited between 7/1/2009 and 6/30/2010, 95.5% made progress in Outcome A (n = 236), 94.5% made progress in Outcome B (n = 236) and 99.5% made progress in Outcome C (n =236).

The results suggest that infants and toddlers who exited between 7/1/2009 and 6/30/2010 are making progress equally across all three Outcomes. The percentages were very similar across assessments.

Discussion of Improvement Activities Completed and Explanation of Progress of Slippage that occurred for (2009-2010):

The improvement activities outlined for 2009-2010 were implemented as follows:

1.	Collaborate with local agencies and stakeholders in providing technical assistance and professional development for the implementation of the state framework for child outcomes known as Results Matters. This includes requiring each LEA to implement an inter-rater reliability plan to ensure quality assurance and monitoring procedures.
----	---

- Completed and continuing

2.	Disseminate resources and provide training and technical assistance in a variety of venues to assist professionals and families and others as appropriate with requirements and best practice regarding child outcomes.
----	---

- Completed and continuing

3.	Collection and analysis of data related to infant-toddler outcomes.
----	---

- Completed and continuing
- Using Nebraska’s Longitudinal Data System, data was tracked and miss-reporting by districts was corrected, which has led to cleaner more accurate data and an improvement in exiting data.

4.	Implementation and maintenance of the state’s framework and work plan for child outcomes known as Results Matter.
----	---

- Completed and continuing
- NDE implemented several enhancements in 2008-2009 to the annual Results Matter Fidelity Plan and Reliability Check processes, as recommended by the Nebraska Results Matter Task Force. The Fidelity Plan template, required to be submitted each October by every LEA, was amended so that LEAs could more easily and clearly outline their plan of supervision and professional development to support the quality and inter-rater reliability of teacher/provider observational assessment data reported for infant and toddler outcomes.
- The Reliability Check, a web-based data-quality check required of each B-3 teacher/provider responsible for administering and scoring authentic child assessments, was improved to allow more efficient access and user-friendliness for teachers and administrators. In addition, the online window for completing the Reliability Check was changed to the months of January and February for all practitioners, instead of the previous fall completion dates.
- The NDE Results Matter Requirements, an FAQ document for LEAs, addressing child data collection and online reporting of child progress, was expanded to include additional guidance and decision rules. In addition, a new document, *Early Childhood Program Evaluation and Quality Assurance for Results Matter*, was developed for use by LEAs and ESUs. This document can be found at http://ectc.education.ne.gov/special_projects/results_matter/EC_outcomes_and_quality_assurance.pdf

Revisions with Justification to Proposed Targets/Improvement Activities/Timelines/Resources for (2009-2010):

The following revisions were made in 2009-2010:

- Activity 4: Implementation and maintenance of the state's framework and work plan for child outcomes known as Results Matter.

Resources:

National Early Childhood Technical Assistance Center (NECTAC)
Results Matter State Management Team
Results Matter Child Measurement Task Force
Planning Region Teams
EDN Co-Lead agencies
NDE Early Childhood Training Center
Nebraska General Supervision Enhancement Grant (N-GSEG)
Munroe-Meyer Institute, University of Nebraska Medical Center
PTI-Nebraska
Nebraska Association of Special Education Supervisors
NDE/ESU Facilitators
Early Childhood Interagency Coordinating Council (ECICC)
Head Start
EDN Services Coordinators
Colorado Department of Education
Brookes Publishing Company and AEPSi.com consultants
Pearson Learning Group and HighScope.net consultants
Teaching Strategies, Inc. and CreativeCurriculum.net consultants

Part C State Annual Performance Report (APR) for 2009-2010

Overview of the Annual Performance Report Development:

See [APR Overview](#), Page 1.

Monitoring Priority: Early Intervention Services In Natural Environments

Indicator 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.

(20 U.S.C. 1416(a)(3)(A) and 1442)

Measurement:

- A. Percent = [(# of respondent families participating in Part C who report that early intervention services have helped the family know their rights) divided by the (# of respondent families participating in Part C)] times 100.
- B. Percent = [(# of respondent families participating in Part C who report that early intervention services have helped the family effectively communicate their children's needs) divided by the (# of respondent families participating in Part C)] times 100.
- C. Percent = [(# of respondent families participating in Part C who report that early intervention services have helped the family help their children develop and learn) divided by the (# of respondent families participating in Part C)] times 100.

FFY	Measurable and Rigorous Target
2009 (2009-2010)	A. Know their rights: 74% * B. Effectively communicate their children's needs: 71% * C. Help their children develop and learn: 84% * * <i>Targets are based on revised baselines determined in FFY2006 APR.</i>

Actual Target Data for (2009-2010):

Indicator 4A: **77.9%** - Target Met
 Indicator 4B: **75.0%** - Target Met
 Indicator 4C: **89.3%** - Target Met

For the FFY 2009 APR, the statewide family survey was conducted in the spring of 2010 with all of families in the state who had received early intervention services from July 1, 2009 to June 30, 2010.

Out of the 1377 hand-delivered Part C family surveys distributed, 829 surveys were returned, yielding a 60.0% response rate. From this total of 829 surveys, 826 had useable responses. The percentages reported are calculated as the percent of families whose measures are at or above a standard that is specific to each Indicator (Indicator 4A, 4B, and 4C). The measures are based on the Impact on Family Scale (IFS). For this sample, the Rasch Analysis was used and the scale reliability was estimated at .91.

Applying the standards adopted by Nebraska Part C, corresponding to measures of 538.9, 555.9, and 516.1 for sub-indicators 4a, 4b, and 4c, respectively, the percents to be reported to OSEP are:

Indicator 4a: $643/825 = 77.9\%$ 95% Confidence Interval: 74.94% - 80.6%
Indicator 4b: $619/825 = 75.0\%$ 95% Confidence Interval: 71.94% - 77.83%
Indicator 4c: $737/825 = 89.3\%$ 95% Confidence Interval: 87.01% - 91.23%

For each indicator, the percent is calculated by taking the number of valid responses that answered “strongly agree” or “very strongly agree” and dividing it by the total number of valid surveys received. Therefore:

$$4A = \frac{643}{825} = 77.9\% \qquad 4B = \frac{619}{825} = 75.0\% \qquad 4C = \frac{737}{825} = 89.3\%$$

Discussion of Improvement Activities Completed and Explanation of Progress or Slippage that occurred for (2009-2010):

SUMMARY OF FINDINGS

	2008-09	2009-2010	Difference	Target	Made target?
IFS Mean	690.7	693.5	+2.8		
Indicator 4A	77.2	77.9	+0.7	74	Yes
Indicator 4B	73.4	75.0	+1.6	71	Yes
Indicator 4C	88.1	89.3	+1.2	84	Yes

The state places a strong emphasis on the core value of family involvement. The survey results reflect this emphasis and show that the state has made progress on Indicators 4A, 4B, and 4C.

Representativeness:

Based on highly successful return rates in past years, Nebraska continued to use a personalized introductory letter to families before delivering the survey and a follow-up postcard to families and personal contacts by local representatives to remind families to return the survey.

Nebraska also attempted to ensure representativeness by hand-delivering the survey to every family enrolled in Part C. Families identified as Spanish-speaking received all survey materials translated into Spanish and a toll-free phone number that was answered by a Spanish-speaker who could answer questions or read the survey to the family. A separate toll-free phone number was provided through PTI-Nebraska for families who speak other languages or those needing special assistance in reading and/or understanding the survey questions. The Nebraska survey asks families to identify their race/ethnicity, child’s age, length of time in program, and if the family had selected to use a DHHS Services Coordinator. This information is used for comparison of responses in the data analysis. Data analysis for 2009-2010 again compared response rates in these categories and did not find any significant differences except in the area of services coordination. Regarding service coordination, the majority of respondents (710) reported having a DHHS Services Coordinator, while 87 reported that they had a IFSP Case Manager and 28 respondents did not respond to the question. Respondents who reported that they had a DHHS Services Coordinator had significantly higher measures for Indicators 4A (.79), 4B (.76), and 4C (.90).

The Improvement Activities outlined for 2009-2010 were implemented as follows:

1	Conduct <i>NCSEAM Part C Family Survey</i> , compile and analyze results, and disseminate data.
---	---

- Completed and continuing.
 - The results of the survey were collected by the Co-Leads and analyzed by Dr. Batya Elbaum, Ph.D. to be reported in the FFY2009 APR (due 2/1/11).
 - Dr. Batya Elbaum prepared an analysis of the data for the 28 Planning Region Teams.

2	Report <i>NCSEAM Part C Family Survey</i> results in the Part C-APR.
---	--

- Completed and continuing.

3.	Developed and disseminate <i>A Family’s Guide to Early Intervention Services in Nebraska</i> (http://edn.ne.gov)
----	--

- Completed: Disseminated in June 2010 and available on the EDN website
 - The resource guide was developed by EDN staff in collaboration with Parent Training and Information (PTI) center. It provides a family friendly resource guide intended to equip families with knowledge about the available services, who to contact, and their rights under the law. The Guide is also intended to empower parents to become more involved in their Planning Region Teams.

4	Conducted a series of trainings for families on Family Rights, Safeguards and Resources
---	---

- Completed: PTI provided multiple trainings regarding Part C Family Rights and Safeguards targeted to families.
 - Trainings covered a wide variety of topics
 - Trainings were intended to empower families
 - Where feasible, trainings were made available on the EDN website

5	Collaborated with and conducted trainings for the Nebraska Boys Town Medical Home Collaborative
---	---

- Ongoing: Part C Co-Leads enhanced the family-centered care component
 - Trained Pediatricians on the EDN/Part C processes and referrals
 - Trained Family Partners within the pediatric practices on the EDN/Part C processes and referrals
 - Maintain the partnership to ensure effective practices

6	Conduct the <i>ABC Leadership Training</i>
---	--

- Completed and continuing: PTI conducted trainings for parents across the state
 - Trainings focused on increasing parent involvement in local and state level ICCs
 - Trainings were intended to ensure that families understand their rights in Early Intervention

Revisions, with Justification, to Proposed Targets/Improvement Activities /Timelines/ Resources for (2009-2010):

The following revisions were made in FFY 2009.

Activity 3: Developed and disseminate *A Family's Guide to Early Intervention Services in Nebraska* (<http://edn.ne.gov>)

Activity 4: Conducted a series of trainings for families on Family Rights, Safeguards and Resources

Activity 5: Collaborated with and conducted trainings for the Nebraska Boys Town Medical Home Collaborative

Activity 6: Conduct the *ABC Leadership Training*

Resources:

WESTAT

NCSEAM

ECO (NECTAC)

ECICC (Early Childhood Interagency Coordinating Council) and other stakeholders

MPRRC (Mountain-Plains Regional Resource Center)

PTI-Nebraska (Parent Training and Information Center)

Part C State Annual Performance Report (APR) for 2009-2010

Overview of the Annual Performance Report Development:

See APR Overview, Page 1.

Monitoring Priority: Effective General Supervision Part C / Child Find

Indicator 5: Percent of infants and toddlers birth to 1 with IFSPs compared to national data.

(20 U.S.C. 1416(a)(3)(B) and 1442)

Measurement:

Percent = [(# of infants and toddlers birth to 1 with IFSPs) divided by the (population of infants and toddlers birth to 1)] times 100 compared to national data.

FFY	Measurable and Rigorous Target
2009 (2009-2010)	At least 0.76% of children aged birth to one with IFSPs will be identified.

Actual Target Data for (2009-2010): 0.68%--target not met.

Based on the October 1, 2009 child count data, 188 infants birth to age one were served by the Early Development Network (EDN).

Year of Data Collection	2009	Percentage served
Number served of Infants and Toddlers, Birth to age 1	188	0.68%

Percent of infants and toddlers birth to 1 with IFSPs compared to National Data.

2009 Comparison of percentage served infants birth to age 1 (excluding children at risk), with national baseline.

Infants and Toddlers, Birth to age 1	Number served	Percentage of population
Nebraska	188	0.68%
National (50 states and D.C.)	44,341	1.03%

Source: Received from U. S. Department of Education, Office of Special Education Programs, Data Analysis System (DANS)in accordance with Part C 2009; U.S. Bureau of the Census. Population data for 2009 accessed November 2010 from <http://www.census.gov/popest/states/asrh/files/SC-EST2008-ALLDATA6-ALL.CSV>.

Discussion of Improvement Activities Completed and Explanation of Progress or Slippage that occurred for (2009-2010):

Data for 2009-2010 shows that Nebraska did not meet its proposed target of 0.76%. The 0.68% reported in FFY 2009 shows an increase from the 0.66% reported in FFY 2008. Nebraska has and continues to intensify efforts to expand Child Find activities to targeted audiences utilizing ARRA funding and continued to build on other successful initiatives.

The improvement activities outlined for 2009-2010 were implemented as follows:

1.	Completed (2005-2006)
2.	Completed (2005-2006)

3.	Conduct Child Find activities*, review Planning Region Teams for progress or slippage, and build on successful initiatives.
----	---

- All Child Find activities were completed and are continuing.
**Child Find activities are listed in the State Performance Plan (SPP).*
- During FFY 2009, the Munroe-Meyer Institute continued Project DOCC (Delivery of Chronic Care) to include Allied Health trainees, in addition to Medical Residents, for training on early identification and family-center long-term care.
- During FFY 2009 via local level trainings and technical assistance conducted by the Co-Leads, the use of the Developmental Delay category continued to be recommended as an appropriate category to verify infants for Part C who are identified as affected by illegal substance abuse or withdrawal symptoms resulting from prenatal drug exposure, or infants/toddlers having a diagnosis of Failure to Thrive.
- During FFY 2009 Networking Sessions occurred between the NE Dept of Education Migrant recruiters/coordinators and the EDN Services Coordinators and providers to increase awareness and education regarding Part C referrals for Migrant families.
- During FFY 2009 collaborated with and provided training/technical assistance regarding the Part C program and referral process to Nebraska’s Birth to Three Endowment/Sixpence Programs.
- During FFY 2009 the Co-Leads provided each Planning Region Team with financial support via a grant to support targeted local Child Find efforts.
- During FFY 2009 the Co-Leads provided financial support and technical assistance to Regional Training Coordinators across the state to provide trainings to child care and community programs regarding the Part C program and referral process.
- During FFY 2009 a statewide EDN-sponsored webinar was conducted in which the Part C Co-coordinators clarified policies and procedures relating to the use of screening tools and MDT processes.

4. *Discontinued 2007-2008—encompassed in revised Activity 3.*

5. Continue to build on CAPTA collaboration between Child Protection and Safety workers and the Early Development Network.

- In partnership with University of Nebraska-Lincoln (UNL) Center for Children, Families, and the Law, the State Part C Coordinators made presentations to raise awareness about the Early Intervention process in conjunction with Helping Babies from the Bench during FFY 2009. This statewide training targets judges, medical and mental health personnel, Child Protection Services personnel, attorneys, families, special education staff and Services Coordinators.
- During FFY 2009 State Part C Coordinators continued to meet with Services Coordinators and Protection and Safety Workers across the state to promote networking, increase CAPTA referrals to Part C, and to discuss verification rates and state policies and procedures in relation to CAPTA.
- During FFY 2009 State Part C Coordinators began collaboration meetings with Children & Family Services to develop an automated electronic CAPTA referral process between Children & Family Services and the NDHHS CONNECT databases.
- In March 2010, the Co-Leads sponsored an Infant Mental Health Conference with key presenters, Dr. Julie Larrieu and Dr. Paula Zeanah of Tulane University, national experts on childhood trauma and infant mental health. This conference focused on the impact of abuse and neglect on infants and toddlers to support identification of infants and toddlers who are referred to early intervention through CAPTA. The targeted audience included school district MDT/IFSP teams, mental health practitioners, Child Protection Services personnel, Child Welfare/Juvenile Court Judges and attorneys, Early Head Start providers, and Services Coordinators.
- During FFY 2009 the State Part C Coordinators provided Early Intervention information at the Nebraska Children’s Summit in Grand Island, NE Sept 9, 2009 which was attended by over 400 professionals involved in the abuse/neglect court system, including all Nebraska judges with juvenile jurisdiction, the NE Supreme Court Chief Justice, Nebraska’s Governor and Lt. Governor.

6. *Discontinued 2007-2008—encompassed in revised Activity 3.*

7. *Completed in 2007-2008.*

8. Improve CONNECT data collection and data entry.

- Completed and continuing.

9. Collaborate with Early Hearing Detection and Intervention Program (EHDI—previously Newborn Hearing Screening) on an enhanced referral process for identified newborns with a hearing loss.

- Completed and continuing.
- Upon cross-analysis of data between NDHHS Part C Coordinator and the EHDI Program Manager it was determined that every child referred to Part C from the EHDI program in FFY 2009 was found eligible for Part C services.

Revisions, with Justification, to Proposed Targets / Improvement Activities / Timelines / Resources for (2009-2010):

The following revisions were made in 2009-2010:

- Resources for Child Find Efforts: Nebraska's Birth to Three Endowment/Sixpence Programs

Part C State Annual Performance Report (APR) for 2009-2010

Overview of the Annual Performance Report Development:

See APR Overview, Page 1.

Monitoring Priority: Effective General Supervision Part C / Child Find

Indicator 6: Percent of infants and toddlers birth to 3 with IFSPs compared to national data.

(20 U.S.C. 1416(a)(3)(B) and 1442)

Measurement:

Percent = [(# of infants and toddlers birth to 3 with IFSPs) divided by the (population of infants and toddlers birth to 3)] times 100 compared to national data.

FFY	Measurable and Rigorous Target
2009 <i>(2009-2010)</i>	At least 1.76% of children aged birth to three with IFSPs will be identified.

Actual Target Data for (2009-2010): 1.86%--target met.

Based on the October 1, 2009 child count data, 1534 infants and toddlers birth to age three were served by the EDN.

Year of Data Collection	2009	Percentage served
Number served of infants and toddlers, birth to age 3	1534	1.86%

Percent of infants and toddlers birth to 3 with IFSPs compared to National Data

2009 Comparison of percentage served infants and toddlers, birth to age 3 (excluding children at risk), with national baseline.

Infants and Toddlers, Birth to age 3	Number served	Percentage of population
Nebraska	1534	1.86%
National (50 states and D.C.)	348,604	2.67%

Source: Received from U. S. Department of Education, Office of Special Education Programs, Data Analysis System (DANS) in accordance with Part C 2009; U.S. Bureau of the Census. Population data for 2009 accessed November 2010 <http://www.census.gov/popest/states/asrh/files/SC-EST2008-ALLDATA6-ALL.CSV>.

Discussion of Improvement Activities Completed and Explanation of Progress or Slippage that occurred for (2009-2010):

Data for 2009-2010 shows that Nebraska exceeded its proposed target of 1.76%. The 1.86% reported for FFY 2009 shows substantial progress over the 1.75% reported in FFY 2008. Nebraska Co-Lead agencies intensified efforts to expand Child Find activities to targeted audiences utilizing ARRA funding and continued to build on successful initiatives.

The improvement activities outlined for 2009-2010 were implemented as follows:

1.	Completed (2005-2006)
2.	Completed (2005-2006)

3.	Conduct Child Find activities*, review Planning Region Teams for progress or slippage, and build on successful initiatives.
----	---

- All Child Find activities were completed and are continuing.
*Child Find activities are listed in the State Performance Plan (SPP).
- The Munroe-Meyer Institute expanded Project DOCC (Delivery of Chronic Care) to include Allied Health trainees, in addition to Medical Residents, for training on early identification and family-center long-term care issues.
- During FFY 2009, via local level trainings and technical assistance conducted by the Co-Leads, the use of the Developmental Delay category continues to be recommended as an appropriate category to verify infants for Part C who are identified as affected by illegal substance abuse or withdrawal symptoms resulting from prenatal drug exposure, or infants/toddlers having a diagnosis of Failure to Thrive.
- During FFY 2009 networking Sessions between the NE Dept of Education Migrant recruiters/coordinators and the EDN Services Coordinators and providers to increase awareness and education regarding Part C referrals for Migrant families were conducted.
- Collaborate with and provide training/technical assistance regarding the Part C program and referral process to Nebraska’s Birth to Three Endowment/Sixpence Programs during FFY 2009.
- The Co-Leads provide each Planning Region Team with financial support through grants to support targeted local Child Find efforts during FFY 2009.
- The Co-Leads provided financial support and technical assistance to Regional Training Coordinators across the state to provide trainings to child care and community programs regarding the Part C program and referral process during 2009-2010.
- In June 2010, a statewide EDN-sponsored webinar was conducted in which the Part C Coordinators clarified policies and procedures relating to the use of screening tools and MDT processes.

4.	Discontinued 2007-2008—encompassed in revised Activity 3.
----	---

5.	Continue to build on CAPTA collaboration between Child Protection and Safety workers and the Early Development Network.
----	---

- In partnership with University of Nebraska-Lincoln (UNL) Center for Children, Families, and the Law, the State Part C Coordinators made presentations to raise awareness about the Early Intervention process in conjunction with Helping Babies from the Bench. This statewide training targets judges, medical and mental health personnel, Child Protection Services personnel, attorneys, families, special education staff and Services Coordinators.
- During FFY 2009 State Part C Coordinators continue to meet with Services Coordinators and Protection and Safety Workers across the state to promote networking, increase CAPTA referrals to Part C, and to discuss verification rates and state policies and procedures in relation to CAPTA.
- During FFY 2009 State Part C Coordinators began collaboration meetings with Children & Family Services to develop an automated CAPTA referral process between Children & Family Services and the NDHHS CONNECT databases.
- In March 2010, the Co-Leads sponsored an Infant Mental Health Conference with Key presenters Dr. Julie Larrieu and Dr. Paula Zeanah of Tulane University, national experts on childhood trauma and infant mental health. This conference focused on the impact of abuse and neglect to infants and toddlers to support identification of infants and toddlers who are referred to early intervention through CAPTA. The targeted audience was school district MDT/IFSP teams, mental health practitioners, Child Protection Services personnel, Child Welfare/Juvenile Court Judges and attorneys, Early Head Start providers, and Services Coordinators.
- During FFY 2009 the State Part C Coordinators provided Early Intervention information at the Nebraska Children’s Summit in Grand Island, NE Sept 9, 2009 which was attended by over 400 professionals involved in the abuse/neglect court system, including all Nebraska judges with juvenile jurisdiction, the NE Supreme Court Chief Justice, Nebraska’s Governor and Lt. Governor.

6.	<i>Discontinued 2007-2008—encompassed in revised Activity 3.</i>
----	--

7.	<i>Completed in 2007-2008.</i>
----	--------------------------------

8.	Improve CONNECT data collection and data entry.
----	---

- Completed and continuing.

9.	Collaborate with Early Hearing Detection and Intervention Program (EHDI—previously Newborn Hearing Screening) on an enhanced referral process for identified newborns with a hearing loss.
----	--

- Completed and continuing.

Upon cross-analysis of data between DHHS Part C Coordinator and the EHDI Program Manager it was determined that every child referred to Part C from the EHDI program in FFY 2009 was found eligible for Part C services.

Revisions, with Justification, to Proposed Targets / Improvement Activities / Timelines / Resources for (2009-2010):

The following revisions were made in 2009-2010:

- Resources for Child Find Efforts: Nebraska's Birth to Three Endowment/Sixpence Program

Part C State Annual Performance Report (APR) for 2009-2010

Overview of the Annual Performance Report Development:

See [APR Overview](#), Page 1.

Monitoring Priority: Effective General Supervision Part C / Child Find

Indicator 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.

(20 U.S.C. 1416(a)(3)(B) and 1442)

Measurement:

Percent = [(# of eligible infants and toddlers with IFSPs for whom an evaluation and assessment and an initial IFSP meeting was conducted within Part C’s 45-day timeline) divided by the (# of eligible infants and toddlers evaluated and assessed for whom an initial IFSP meeting was required to be conducted)] times 100.

Account for untimely evaluations, assessments, and initial IFSP meetings including the reasons for delays. *(Not required for FFY 2008)*

FFY	Measurable and Rigorous Target
2009 (2009-2010)	100% of eligible infants and toddlers with IFSPs will receive an evaluation and assessment and an initial IFSP meeting within Part C’s 45-day timeline.

Actual Target Data for (2009-2010): 97.17% – target not met

In 2009-2010, twenty-four (24) Planning Regions were reviewed for a total of 247 files. The files reviewed included those infants and toddlers who were referred and determined eligible for early intervention services. A total of 213 infant and toddler files showed the IFSP to be in compliance with the 45-day timeline. In 34 of the files the 45-day timeline was not met; of these, 27 files were documented to indicate delay was due to exceptional family circumstances, seven files did not contain appropriate documentation of delay (see following table). The Co-Leads notified each EIS program in writing concerning the finding of noncompliance and the requirement that the noncompliance be corrected as soon as possible but in no case more than one year from identification. The State has verified that each EIS program is correctly implementing the specific regulatory requirements and has ensured that all children received an initial evaluation, assessment and IFSP meeting, although late, and the services listed on the IFSP within a timely manner from the IFSP meeting.

2009-2010 IFSP file reviews for compliance with the 45-day timeline

Planning Region Team	# of Files Reviewed	# of Files in compliance	<i>(Files in compliance with delay due to exceptional family circumstances)</i>	45-day timeline not met
1	9	5	(4)	0
2	3	2	(1)	0
3	51	45	(2)	4
4	7	6	(1)	0
5	15	13	(2)	0
6	28	26	(1)	1
7	6	1	(5)	0
8	3	3	0	0
9	26	22	(3)	1
10	2	2	0	0
13	1	1	0	0
14	1	1	0	0
15	2	2	0	0
16	2	2	0	0
18	11	9	(2)	0
20	16	14	(2)	0
21	18	16	(2)	0
22	10	9	(1)	0
23	13	12	(1)	0
24	13	12	0	1
26	1	1	0	0
27	3	3	0	0
28	1	1	0	0
29	5	5	0	0
Total	247	213	(27)	7
Percentage	100%	97.17%		2.83%

Discussion of Improvement Activities Completed and Explanation of Progress or Slippage that occurred for (2009-2010):

The FFY 2009 file review was based on the five-year monitoring cycle that gathers data on the initial IFSP completion within 45 calendar days. Twenty-four (24) of the Planning Regions participated in the file reviews in 2009-2010.

In each case of noncompliance, the Co-Leads notified the EIS program in writing concerning the finding of noncompliance and the requirement that the noncompliance be corrected as soon as possible, but in no case more than one year from identification. In the regions where the 45-day timeline was not met, the Co-Leads provided technical assistance on appropriate documentation for delay in meeting the IFSP 45-day timeline. As the twenty-four planning regions monitored comprise a majority of the total in the state (28), it appears that compliance with the 45-day timeline is at a reasonably high level. Because this timeline has such a significant impact on the provision of services to infants and toddlers, the Co-Leads believe that it is important to continue training to ensure that all EIS programs correctly implement the specific regulatory requirements and have strategies in place to ensure compliance. The Co-Leads will continue to conduct additional professional development as outlined under the improvement activities.

Progress can be attributed to:

- Financial incentive on performance
- Technical assistance and clarification of policies and procedures
- Increased emphasis on 100% standard and correction of noncompliance through a Corrective Action Plan (CAP) with targeted technical assistance provided by Co-Leads

The following improvement activities outlined for 2009-2010 were implemented as follows:

1.	<i>Completed (2005-2006)</i>
2.	<i>Completed (2005-2006)</i>

3.	Collaborate with local agencies to complete IFSPs within 45 days.
----	---

- Completed and continuing.
- Ongoing meetings and trainings were held statewide to bring together Protection and Safety personnel, Services Coordinators, and school districts to discuss local issues with CAPTA referrals and the 45-day timeline requirement.
- In spring 2010, the Co-Leads provided each PRT with their regional data regarding compliance with the 45-day timeline for analysis of regional performance.

4.	Provide training and technical assistance in a variety of venues, such as with school districts, Planning Region Teams, Services Coordinators, families, and others as appropriate, on documenting exceptional circumstances if IFSPs are not completed within 45 days.
----	---

- Completed and continuing.

5.	<i>Discontinued 2007-2008—encompassed in revised Activity 4.</i>
----	--

6.	Distribute 45-day projection calendars to Services Coordinators and school districts, which allow agencies to have a reference to the 45-days from the referral date.
----	---

- Completed and continuing.

7.	<i>Discontinued 2007-2008—encompassed in revised Activity 4.</i>
----	--

8.	<i>Discontinued 2007-2008—encompassed in revised Activity 4.</i>
----	--

9.	Collaborate with Answers4Families in order to update IFSP web site as needed.
----	---

- Completed and continuing

10.	<i>Discontinued (2005-2006)</i>
-----	---------------------------------

11.	<i>Discontinued (2006-2007)</i>
-----	---------------------------------

12.	Provide training to Planning Region Teams on ways to generate reports from CONNECT to enable them to produce their own reports as needed to assess their region for compliance with the 45-day timeline.
-----	--

- Completed and continuing.

13.	Monitor programs for compliance with this indicator. When noncompliance is identified, Co-Lead staff will work with programs to determine and correct noncompliance.
-----	--

- Completed and continuing. All agencies reviewed in 2009-2010 were found to be in compliance with this indicator or were required to correct noncompliance as soon as possible but in no case more than one year from identification.

Correction of FFY 2008 Findings of Noncompliance (if State reported less than 100% compliance):

Level of compliance (actual target data) State reported for FFY 2008 for this indicator: 90.83%

1.	Number of findings of noncompliance the State made during FFY 2008 (the period from July 1, 2008, through June 30, 2009)	10
2.	Number of FFY 2008 findings the state verified as timely corrected (corrected within one year from the date of identification to the EIS program of the finding.)	10
3.	Number of FFY 2008 findings <u>not</u> verified as corrected within one year [(1) minus (2)]	0

Verification of Correction (either timely or subsequent):

The Co-Leads notified each EIS program in writing concerning the finding of noncompliance and the requirement that the noncompliance be corrected as soon as possible, but in no case more than one year from identification. The State verified that each EIS program not in compliance correctly implemented the specific regulatory requirement and ensured that all children received an evaluation, assessment, and IFSP meeting, although late, and the services listed on the IFSP in a timely manner as noted in the FFY 2008 APR. Each EIS program was required to develop and implement a Corrective Action Plan to ensure correction of noncompliance within one year. The Co-Leads monitored the implementation of the Corrective Action Plan. In addition, the Co-Leads reviewed different files from those previously reviewed or reviewed the state data base for newly-referred children for assurance that compliance was met and CAP-related processes, as well as specific regulatory requirements, were implemented. Within one year of identification each EIS program was found to be in 100% compliance in meeting the 45-day timeline.

**Revisions, with Justification, to Proposed Targets/Improvement
Activities/Timelines/Resources for (2009-2010):**

There were no revisions in 2009-2010.

2009-2010 IFSP file reviews for compliance with transition plan requirements

Planning Region Team	# of Transition Files Reviewed	8A: # of Files In Compliance	8A: # of Files Out of Compliance	8B: # of Files In Compliance	8B: # of Files Out of Compliance	8C: # of Files In Compliance	8C: # of Files Out of Compliance
1	4	4	0	4	0	4	0
2	1	1	0	1	0	1	0
3	21	21	0	21	0	21	0
4	1	1	0	1	0	1	0
5	2	2	0	2	0	2	0
6	9	7	2	9	0	7	2
7	5	4	1	5	0	3	2
8	1	1	0	1	0	1	0
9	8	8	0	8	0	8	0
10	1	1	0	1	0	1	0
13	0	0	0	0	0	0	0
14	0	0	0	0	0	0	0
15	1	1	0	1	0	1	0
16	1	1	0	1	0	1	0
18	2	2	0	2	0	2	0
20	11	11	0	11	0	11	0
21	11	11	0	11	0	11	0
22	4	4	0	4	0	4	0
23	4	4	0	4	0	4	0
24	2	2	0	2	0	2	0
26	1	1	0	1	0	1	0
27	1	1	0	1	0	1	0
28	0	0	0	0	0	0	0
29	1	1	0	1	0	1	0
Total	92	89	3	92	0	88	4
Percentage		96.7%	3.3%	100%	0%	95.7%	4.3%

Discussion of Improvement Activities Completed and Explanation of Progress or Slippage that occurred for (2009-2010):

Indicator 8-A:

The results of 96.7% reported in FFY 2009 show significant improvement over the 94.4% reported in FFY 2008.

Indicator 8-B:

Data shows that Nebraska met its proposed target of 100%, which remains unchanged from FFY 2008.

Indicator 8-C:

The results of 95.7% reported in FFY 2009 shows slippage from the 100% reported in FFY 2008.

The FFY 2009 file review was based on the five-year monitoring cycle that gathers data on the provision and appropriate documentation of transition plans for children exiting Part C. Twenty-four of the Planning Regions participated in the IFSP file reviews in 2009-2010. The Co-Leads believe improvement in 8A is due to continued training and technical assistance provided across Planning Regions. The slippage shown in 8C, which was limited to two Planning Regions, was due to the transition conference occurring late.

In each case of noncompliance, the Co-Leads notified that EIS program in writing concerning the finding of noncompliance and the requirement that the noncompliance be corrected as soon as possible, but in no case more than one year from identification. In the regions where transition plans did not contain appropriate documentation of transition plan steps and services, the Co-Leads provided technical assistance on appropriate documentation of transition plans for children exiting Part C. The requirements and appropriate documentation of transition plans for children exiting Part C will continue to be a training topic to ensure that all EIS programs correctly implement the specific regulatory requirements and have strategies in place to ensure compliance. The Co-Leads will continue to conduct additional tasks as outlined under the improvements activities. The state has verified that each EIS program is correctly implementing the specific regulatory requirements and ensured that all children, who had not exited Part C, were provided with appropriate transition plans documenting all necessary transition steps and services prior to the children exiting Part C.

The improvement activities outlined for 2009-2010 were implemented as follows:

1.	Monitor programs for compliance with this indicator. When noncompliance is identified, Co-Leads staff will work with programs to determine and correct non-compliance.
----	--

- Completed and continuing. All agencies reviewed in 2009-2010 were found to be in compliance with this indicator, or were required to correct noncompliance.

2.	<i>Discontinued 2007-2008—encompassed in revised Activity 1.</i>
----	--

3.	Provide training and technical assistance in a variety of venues, such as with school districts, Planning Region Teams, Services Coordinators, families, and others as appropriate, about providing transition services, and correctly documenting steps, services, and notification on the transition plan.
----	--

- Completed and continuing.

4.	Discontinued 2007-2008—encompassed in revised Activity 3.	
5.	Discontinued 2007-2008—encompassed in revised Activity 3.	

Correction of FFY 2008 Findings of Noncompliance (if State reported less than 100% compliance):

Level of compliance (actual target data) State reported for FFY 2008 for Indicator 8A: 94.4%

1.	Number of findings of noncompliance the State made during FFY 2008 (the period from July 1, 2008, through June 30, 2009)	2
2.	Number of FFY 2008 findings the State verified as timely corrected (corrected within one year from the data of notification to the EIS program of the finding)	2
3.	Number of FFY 2008 findings <u>not</u> verified as corrected within one year [(1) minus (2)]	0

The State made 2 Findings on Indicator 8A as noted above. This data differs from the C9 worksheet, which reflects 3 Findings, as the State made 1 additional Finding for a related requirement on this indicator, thus addressing all areas of noncompliance in 8A as instructed by the September 2008 OSEP FAQ and the Updated 2009 OSEP FAQ Guidance on Identification and Correction of Noncompliance.

Verification of Correction (either timely or subsequent):

The Co-Leads notified each EIS program in writing concerning the finding of noncompliance and the requirement that the noncompliance be corrected as soon as possible, but in no case more than one year from identification. The State verified that each EIS program not in compliance correctly implemented the specific regulatory requirement and ensured that all children were provided appropriate transition plans with all necessary transition steps/services prior to these children exiting Part C as noted in the FFY 2008 APR. In FFY 2008, due to lack of documentation regarding family transition steps and services, two Planning Regions were found to be in noncompliance for Indicator 8A only. Each EIS program not in compliance was required to develop and implement a corrective action plan to ensure correction of non-compliance within one year. The Co-Leads monitored the implementation of the action plans and reviewed different files from those previously reviewed or reviewed the state database of newly referred children for assurance that compliance was met and CAP-related processes, as well as specific regulatory requirements, were implemented. Within one year of identification, each EIS program was found to be in 100% compliance in meeting the specific regulatory requirement.

- There were no findings of noncompliance in 2008-2009 for Indicators 8-B and 8-C.

Revisions, with Justification, to Proposed Targets / Improvement Activities / Timelines / Resources for (2009-2010):

There were no revisions in 2009-2010.

[Reported using the Optional Template provided by OSEP]
Part C State Annual Performance Report (APR) for 2009-2010

Overview of the Annual Performance Report Development:

See APR Overview, Page 1.

Monitoring Priority: Effective General Supervision Part C / General Supervision

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.

(20 U.S.C. 1416(a)(3)(B) and 1442)

Measurement:

Percent of noncompliance corrected within one year of identification:

- a. # of findings of noncompliance.
- b. # of corrections completed as soon as possible but in no case later than one year from identification.

Percent = [(b) divided by (a)] times 100.

States are required to use the “Indicator 9 Worksheet” to report data for this indicator.

FFY	Measurable and Rigorous Target
2009 <i>(2009-2010)</i>	100% of noncompliance issues identified through monitoring, complaints, or due process were corrected and compliance met, within the one-year timeline.

Actual Target Data for (2009-2010): 100% - target met

(Target data for FFY 2009 is the percent shown in the last row of the Indicator C-9 Worksheet [column (b) sum divided by column (a) sum times 100]) See Indicator C-9 Worksheet following.

Indicator C-9 Worksheet: Summary of findings and correction reported in 2008-2009:

Indicator/ Indicator Clusters	General Supervision System Components:	# of EIS programs issued findings in FFY 2008 (7/1/08 to 6/30/09)	(a) : # of findings of noncompliance identified in FFY 2008 (7/1/08 to 6/30/09)	(b) : # of findings of noncompliance from (a) for which correction was verified no later than one year from identification
1. Percent of infants and toddlers with IFSPs who receive the early intervention services on their IFSPs in a timely manner.	Monitoring Activities:	0	0	0
	Dispute Resolution, Complaints, Hearings	0		
2. Percent of infants and toddlers with IFSPs who primarily receive early intervention services in the home or community-based settings	Monitoring Activities:	0	0	0
	Dispute Resolution, Complaints, Hearings	0		
3. Percent of infants and toddlers with IFSPs who demonstrate improved outcomes	Monitoring Activities: CHILD OUTCOMES MEASUREMENT (NEBRASKA RESULTS MATTER)	0	0	0
	Dispute Resolution, Complaints, Hearings	0		
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 c. Help their children develop and learn.	Monitoring Activities:	0	0	0
	Dispute Resolution, Complaints, Hearings	0		
5. Percent of infants and toddlers birth to 1 with IFSPs 6. Percent of infants and toddlers birth to 3 with IFSPs	Monitoring Activities:	0	0	0
	Dispute Resolution, Complaints, Hearings	0		
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.	Monitoring Activities:	2	10	10
	Dispute Resolution, Complaints, Hearings	0		
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:	—	—	—	—
8A. IFSPs with transition steps and services;	Monitoring Activities:	2	3	3
	Dispute Resolution, Complaints, Hearings	0		
8B. Notification to LEA, if child potentially eligible for Part B	Monitoring Activities:	0	0	0
	Dispute Resolution, Complaints, Hearings	0		

Indicator C-9 Worksheet: Summary of findings and correction reported in 2008-2009:

Indicator/ Indicator Clusters	General Supervision System Components:	# of EIS programs issued findings in FFY 2008 <small>(7/1/08 to 6/30/09)</small>	(a) : # of findings of noncompliance identified in FFY 2008 <small>(7/1/08 to 6/30/09)</small>	(b) : # of findings of noncompliance from (a) for which correction was verified no later than one year from identification
8C. Transition conference, if child potentially eligible for Part B.	Monitoring Activities:	3	3	3
	Dispute Resolution, Complaints, Hearings	0		
OTHER AREAS OF NONCOMPLIANCE:	N/A			
Sum the numbers down Column a and Column b			16	16

Percent of noncompliance corrected within one year of identification = (column (b) sum divided by column (a) sum) times 100: $16 \div 16 = 1 \times 100 = 100\%$

The State made 3 Findings on the C9 Worksheet Indicator 8A as noted above and verified all 3 Findings/issues of noncompliance were corrected within the timeline required. This data differs from data previously reported in Indicator 8A, which reflects only 2 Findings. This is due to the State reporting an additional Finding for a related requirement on the C9 worksheet under the appropriate indicator, thus addressing all areas of noncompliance in 8A as instructed by the September 2008 OSEP FAQ and the Updated 2009 OSEP FAQ Guidance on Identification and Correction of Noncompliance.

The State reported 3 Findings on the C9 Worksheet for Indicator 8C, as noted above, and verified all 3 Findings/issues of noncompliance were corrected within the timeline required. This data differs from data reported in the FFY 2008 APR as the State discovered this error in FFY 2009 when entering data for the C9Worksheet, Indicator 8C, and is correctly reporting this data and subsequent correction of noncompliance in the FFY 2009 APR within the C9 Worksheet.

Describe the process for selecting EIS programs for Monitoring:

The monitoring process for Early Intervention Services (EIS) is on a three year cycle with one-third (1/3) of the Planning Regions being monitored each year. The state utilizes the following methods to monitor: file review; state database review; dispute resolution, complaints, hearings; and child/family outcome measurements and results.

Discussion of Improvement Activities Completed and Explanation of Progress or Slippage that Occurred for (2009-2010):

The State met the target of 100% for FFY 2009. All findings of noncompliance in FFY 2008 were corrected in a timely manner as evidenced in the C-9 Worksheet above.

The improvement activities outlined for 2009-2010 were implemented as follows:

1.	Provide technical assistance and oversee implementation of corrective action plans for agencies having areas of noncompliance.
----	--

- Completed and continuing

2.	Provide technical assistance to Planning Region Teams and school districts about the file review process in the current year monitoring cycle.
----	--

- Completed and continuing

3.	Review files in next third of the state (per three-year monitoring cycle) and identify findings of noncompliance.
----	---

- Completed and continuing

4.	Provide technical assistance and training to EIS agencies to support corrective action plans on noncompliance standards.
----	--

- Completed and continuing

Correction of FFY 2008 Findings of Noncompliance Timely Corrected (corrected within one year from identification of the noncompliance):

1. Number of findings of noncompliance the State made during FFY 2008 (the period from July 1, 2008 through June 30, 2009) (Sum of Column a on the Indicator C 9 Worksheet)	16
2. Number of findings the State verified as timely corrected (corrected within one year from the date of notification to the EIS programs of the finding) (Sum of Column b on the Indicator C 9 Worksheet)	16
3. Number of findings <u>not</u> verified as corrected within one year [(1) minus (2)]	0

Correction of FFY 2008 Findings of Noncompliance Not Timely Corrected (corrected more than one year from identification of the noncompliance):

4. Number of FFY 2008 findings not timely corrected (same as the number from (3) above)	0
5. Number of findings the State has verified as corrected beyond the one-year timeline (“subsequent correction”)	0
6. Number of findings <u>not</u> yet verified as corrected [(4) minus (5)]	0

Actions Taken if Noncompliance Not Corrected

All findings of non-compliance identified in FFY 2008 (2008-2009) were corrected and brought into compliance within the one-year timeline as required to meet the target of 100%.

Verification of Correction (either timely or subsequent)

In each case of noncompliance found in FFY 2008, the Co-Leads notified the EIS program in writing concerning the finding of noncompliance and the requirement that the noncompliance be corrected as soon as possible, but in no case more than one year from identification. The State verified that each EIS program not in compliance correctly implemented the specific regulatory requirement and ensured that all children were provided all services as specified on the IFSP. Each EIS program not in compliance was required to develop and implement a corrective action plan to ensure correction of non-compliance within one year. The Co-Leads monitored the implementation of the action plans and reviewed different files from those previously reviewed or reviewed the state database of newly referred children for assurance that compliance was met and CAP-related processes, as well as specific regulatory requirements, were implemented. Within one year of identification, each EIS program was found to be in 100% compliance in meeting the specific regulatory requirement.

Correction of Remaining FFY 2007 Findings of Noncompliance (if applicable)

If the State reported 100% for this indicator in its FFY 2007 APR and did not report that the remaining FFY 2007 findings were subsequently corrected, provide the information below:

1. Number of remaining FFY 2007 findings noted in OSEP's June 1, 2009, FFY 2008 APR response table for this indicator	0
2. Number of remaining FFY 2007 findings the State has verified as corrected	0
3. Number of remaining FFY 2007 findings the State has NOT verified as corrected [(1) minus (2)]	0

Correction of Any Remaining Findings of Noncompliance from FFY 2006 or Earlier

All findings of noncompliance from FFY 2006 and earlier were corrected within the one-year timeline as required.

Additional Information Required by the OSEP APR Response Table

Statement from the Response Table	State's Response
None	None

Revisions, with Justification, to Improvement Activities / Timelines / Resources for (2009-2010):

There were no revisions in FFY 2009.

Part C State Annual Performance Report (APR) for 2009-2010

Overview of the Annual Performance Report Development:

See APR Overview, Page 1.

Monitoring Priority: Effective General Supervision Part C / General Supervision

Indicator 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.

(20 U.S.C. 1416(a)(3)(B) and 1442)

Measurement:

Percent = [(1.1(b) + 1.1(c)) divided by 1.1] times 100.

Applied: 0 + 0 = 0 divided by 1.1 = 0 X 100 = 0

FFY	Measurable and Rigorous Target
<p>2009 (2009-2010)</p>	<p>100% of complaints are resolved within the established timeline (60 days or extended timeline for exceptional circumstances).</p>

Actual Target Data for (2009-2010):

No complaints were filed for Part C.

Discussion of Improvement Activities Completed and Explanation of Progress or Slippage that occurred for (2009-2010):

Data supports that measurable and rigorous targets were maintained.

The improvement activities outlined for 2009-2010 were implemented as follows:

1.	Within sixty (60) calendar days of receipt of a signed written complaint for EIS, the Department of Education Special Education Office and Health and Human Services (Co-Leads) will review all relevant information and provide written notification of findings of facts and conclusions and the basis for such findings to all parties involved.
----	---

- No complaints were filed for Part C, so no action was taken.

2.	Work with PTI-Nebraska to develop collaborative training on parent’s rights.
----	--

- Completed and continuing

3.	Family Partners will meet regularly with parent members of the Early Childhood Interagency Coordinating Council (ECICC) to discuss issues pertinent to families of infants and toddlers with disabilities and recommend actions to the ECICC. Concerns about parent rights will be addressed in the discussions.
----	--

- Completed and continuing

Revisions, with Justification, to Proposed Targets / Improvement Activities / Timelines / Resources for (2009-2010):

There were no revisions in FFY 2009.

Part C State Annual Performance Report (APR) for 2009-2010

Overview of the Annual Performance Report Development:

See APR Overview, Page 1.

Monitoring Priority: Effective General Supervision Part C / General Supervision

Indicator 11: Percent of fully adjudicated due process hearing requests that were fully adjudicated within the applicable timeline.

(20 U.S.C. 1416(a)(3)(B) and 1442)

Measurement:

Percent = [(3.2(a) + 3.2(b)) divided by 3.2] times 100.

Applied: 0 + 0 divided by 3.2 = 0 X 100 = 0

FFY	Measurable and Rigorous Target
<p>2009 (2009-2010)</p>	<p>100% of fully adjudicated due process hearing requests are resolved within the established timeline (45-day timeline or a timeline that is properly extended by the hearing officer).</p>

Actual Target Data for (2009-2010):

In 2009-2010, there were no due process hearing requests for Part C.

Discussion of Improvement Activities Completed and Explanation of Progress or Slippage that occurred for (2009-2010):

The improvement activities outlined for 2009-2010 were implemented as follows:

<p>1.</p>	<p>Within forty-five (45) days after the receipt of a petition by the Department, the hearing officer shall prepare a final decision and order directing such action as may be necessary and mail a copy of the decision and order to each of the parties and to the Commissioner.</p>
-----------	--

- No due process hearings were requested for Part C, so no action was taken.

Revisions, with Justification, to Proposed Targets / Improvement Activities / Timelines / Resources for (2009-2010):

There were no revisions for FFY 2009.

Part C State Annual Performance Report (APR) for 2009-2010

Overview of the Annual Performance Report Development:

See APR Overview, Page 1.

Monitoring Priority: Effective General Supervision Part C / General Supervision

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).

(20 U.S.C. 1416(a)(3)(B) and 1442)

Measurement:

Percent = (3.1(a) divided by 3.1) times 100.

Applied: 0 divided by 3.1 = 0 X 100 = 0

FFY	Measurable and Rigorous Target
<p>2009 <i>(2009-2010)</i></p>	<p>There were no resolution sessions held during the 2007-2008 FFY. The State will provide baseline targets and improvement activities in any FFY in which 10 or more resolution sessions are held.</p>

Actual Target Data for (2009-2010):

There were no due process hearings for 2009-2010; therefore no resolution sessions were conducted.

Discussion of Improvement Activities Completed and Explanation of Progress or Slippage that occurred for (2009-2010):

The improvement activities outlined for 2009-2010 were implemented as follows:

1.	Implement the resolution process.
----	-----------------------------------

- No implementation was necessary because there were no hearing requests.

2.	<i>Completed 2006-2007.</i>
3.	<i>N/A</i>
4.	<i>Completed 2006-2007.</i>
5.	<i>Completed 2006-2007.</i>

6.	Provide training and information to school districts regarding resolution sessions and dispute resolution procedures.
----	---

- Completed and continuing.

Revisions, with Justification, to Proposed Targets / Improvement Activities / Timelines / Resources for (2009-2010):

There were no revisions for FFY 2009.

Part C State Annual Performance Report (APR) for 2009-2010

Overview of the Annual Performance Report Development:

See APR Overview, Page 1.

Monitoring Priority: Effective General Supervision Part C / General Supervision

Indicator 13: Percent of mediations held that resulted in mediation agreements.

(20 U.S.C. 1416(a)(3)(B) and 1442)

Measurement:

Percent = [(2.1(a)(i) + 2.1(b)(i)) divided by 2.1] times 100.

Applied: 0 + 0 divided by 2.1 = 0 X 100 = 0

FFY	Measurable and Rigorous Target
<p>2009 (2009-2010)</p>	<p>Targets are not required if complaints are fewer than 10 (per report from OSEP 3/10/06). The State will provide baseline targets and improvement activities in any FFY in which 10 or more resolution sessions are held.</p>

Actual Target Data for (2009-2010):

In 2009-2010, no mediations were held for Part C.

Discussion of Improvement Activities Completed and Explanation of Progress or Slippage that occurred for (2009-2010):

Improvement activities are not required if complaints are fewer than 10 (per report from OSEP 3/10/06).

Revisions, with Justification, to Proposed Targets / Improvement Activities / Timelines / Resources for (2009-2010):

There were no revisions in FFY 2009..

Part C State Annual Performance Report (APR) for 2009-2010

Overview of the Annual Performance Report Development:

See APR Overview, Page 1.

Monitoring Priority: Effective General Supervision Part C / General Supervision

Indicator 14: State reported data (618 and State Performance Plan and Annual Performance Report) are timely and accurate.

(20 U.S.C. 1416(a)(3)(B) and 1442)

Measurement:

State reported data, including 618 data, State performance plan, and annual performance reports, are:

- a. Submitted on or before due dates (February 1 for child count, including race and ethnicity, settings and November 1 for exiting, personnel, dispute resolution); and
- b. Accurate, including covering the correct year and following the correct measurement.

States are required to use the “Indicator 14 Data Rubric” for reporting data for this indicator.

FFY	Measurable and Rigorous Target
<p>2009 (2009-2010)</p>	<p>State reported data is submitted in a timely and accurate manner 100% of the time.</p>

Actual Target Data for (2009-2010): 100%--target met.

During FFY 2009 Nebraska submitted all Part C reports and data on time. Nebraska maintained a 100% rating for timely reporting as reported in Indicator 14 Rubric below.

Part C Indicator 14 Data Rubric FFY 2009:

Indicator 14 - SPP/APR Data			
APR Indicator	Valid and reliable	Correct calculation	Total
1	1	1	2
2	1	1	2
3	1	1	2
4	1	1	2
5	1	1	2
6	1	1	2
7	1	1	2
8A	1	1	2
8B	1	1	2
8C	1	1	2
9	1	1	2
10	1	1	2
11	1	1	2
12	1	1	2
13	1	1	2
		Subtotal	30
APR Score Calculation	Timely Submission Points (5 pts for submission of APR/SPP by February 1, 2010)		5
	Grand Total		35

Indicator 14 - 618 Data					
Table	Timely	Complete Data	Passed Edit Check	Responded to Date Note Requests	Total
Table 1 – Child Count Due Date: 2/1/10	1	1	1	1	4
Table 2 – Settings Due Date: 2/1/10	1	1	1	1	4
Table 3 – Exiting Due Date: 11/1/10	1	1	1	NA	3
Table 4 – Dispute Resolution Due Date: 11/1/10	1	1	1	N/A	3
				Subtotal	14
			Weighted Total (subtotal X 2.5)		35
Indicator # 14 Calculation					
			A. APR Total	35	35
			B. 618 Total	35	35
			C. Grand Total	70	70
Percent of timely and accurate data = (C divided by 70 times 100)			(C) / (70) X 100 =		100

Discussion of Improvement Activities Completed and Explanation of Progress or Slippage that occurred for (2009-2010):

The improvement activities outlined for 2009-2010 were implemented as follows:

1.	Completed 2006-2007.
2.	Completed 2005-2006.
3.	Completed 2006-2007.

4.	Monitor system for accuracy of reporting and make adjustments as needed.
----	--

- Completed and continuing.

5.	Completed 2007-2008.
----	----------------------

Revisions, with Justification, to Proposed Targets / Improvement Activities /Timelines / Resources for (2009-2010):

There were no revisions in FFY 2009.

