

New Jersey Part C FFY 2007 SPP/APR Response Table

Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps
<p>1. Percent of infants and toddlers with IFSPs who receive the early intervention services on their IFSPs in a timely manner.</p> <p>[Compliance Indicator]</p>	<p>The State's FFY 2007 reported data for this indicator are 88.17%. These data represent slippage from the FFY 2006 data of 93.2%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that all five of its findings of noncompliance identified in FFY 2006 related to this indicator were corrected in a timely manner.</p>	<p>The State reported that noncompliance identified in FFY 2006 with the timely service requirements was corrected in a timely manner.</p> <p>The State must demonstrate, in the FFY 2008 APR due February 1, 2010, that the State is in compliance with the requirements in timely service requirements, 34 CFR §§303.321(e)(2), 303.322(e)(1), and 303.342(a), including correction of the noncompliance the State reported under this indicator in the FFY 2007 APR.</p> <p>The State must report, in its FFY 2008 APR due February 1, 2010, that it has verified that each EIS program with noncompliance reported by the State under this indicator in the FFY 2007 APR: (1) is correctly implementing the specific regulatory requirements; and (2) has initiated services for each child, although late, unless the child is no longer within the jurisdiction of the EIS program, consistent with OSEP Memorandum 09-02, dated October 17, 2008 (OSEP Memo 09-02).</p> <p>If the State is unable to demonstrate compliance in the FFY 2008 APR, the State must review its improvement activities and revise them, if necessary to ensure compliance.</p>
<p>2. Percent of infants and toddlers with IFSPs who primarily receive early intervention services in the home or programs for typically developing children.</p>	<p>The State's FFY 2007 reported data for this indicator are 97.8%. The State's data for FFY 2006 were 99.3%. The State's data reflect a high level of performance for this indicator.</p> <p>The State did not meet its target of 99.3%.</p>	<p>OSEP looks forward to reviewing the State's data in the FFY 2008 APR, due February 1, 2010.</p> <p>The State's actual target data for provision of services to infants and toddlers in natural</p>

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Monitoring Priorities and Indicators	Status of APR Data/SPP Revision Issues	OSEP Analysis/Next Steps																												
[Results Indicator]		environments are at or greater than 95%. There is no expectation that an increase in that percentage is necessary. The State indicated it is monitoring for individualized setting decisions in accordance with Part C natural environment requirements. It is important that the State continue to monitor to ensure that the determination of settings in which infants and toddlers with disabilities receive early intervention services is individualized on the IFSP.																												
<p>3. Percent of infants and toddlers with IFSPs who demonstrate improved:</p> <p>A. Positive social-emotional skills (including social relationships);</p> <p>B. Acquisition and use of knowledge and skills (including early language/ communication); and</p> <p>C. Use of appropriate behaviors to meet their needs.</p> <p>[Results Indicator]</p>	<p>The State's FFY 2007 reported progress data for this indicator are:</p> <table border="1" data-bbox="548 683 1446 1505"> <thead> <tr> <th data-bbox="548 683 1077 867">07-08 Infant and Toddler Outcome Progress Data</th> <th data-bbox="1077 683 1199 867">Social Emotional</th> <th data-bbox="1199 683 1323 867">Knowledge & Skills</th> <th data-bbox="1323 683 1446 867">Appropriate Behavior</th> </tr> </thead> <tbody> <tr> <td data-bbox="548 867 1077 938">a. % of infants & toddlers who did not improve functioning.</td> <td align="center" data-bbox="1077 867 1199 938">2</td> <td align="center" data-bbox="1199 867 1323 938">0</td> <td align="center" data-bbox="1323 867 1446 938">0</td> </tr> <tr> <td data-bbox="548 938 1077 1081">b. % of infants & toddlers who improved but not sufficient to move nearer to functioning comparable to same-aged peers.</td> <td align="center" data-bbox="1077 938 1199 1081">5</td> <td align="center" data-bbox="1199 938 1323 1081">8</td> <td align="center" data-bbox="1323 938 1446 1081">2</td> </tr> <tr> <td data-bbox="548 1081 1077 1187">c. % of infants & toddlers who improved to a level nearer to same-aged peers but did not reach it.</td> <td align="center" data-bbox="1077 1081 1199 1187">4</td> <td align="center" data-bbox="1199 1081 1323 1187">25</td> <td align="center" data-bbox="1323 1081 1446 1187">26</td> </tr> <tr> <td data-bbox="548 1187 1077 1292">d. % of infants & toddlers who improved functioning to reach a level comparable to same-aged peers.</td> <td align="center" data-bbox="1077 1187 1199 1292">12</td> <td align="center" data-bbox="1199 1187 1323 1292">35</td> <td align="center" data-bbox="1323 1187 1446 1292">19</td> </tr> <tr> <td data-bbox="548 1292 1077 1398">e. % of infants & toddlers who maintained functioning at a level comparable to same-aged peers.</td> <td align="center" data-bbox="1077 1292 1199 1398">76</td> <td align="center" data-bbox="1199 1292 1323 1398">32</td> <td align="center" data-bbox="1323 1292 1446 1398">53</td> </tr> <tr> <td data-bbox="548 1398 1077 1505">Total (approx. 100%)</td> <td align="center" data-bbox="1077 1398 1199 1505">99.00%</td> <td align="center" data-bbox="1199 1398 1323 1505">100.00%</td> <td align="center" data-bbox="1323 1398 1446 1505">100.00%</td> </tr> </tbody> </table>	07-08 Infant and Toddler Outcome Progress Data	Social Emotional	Knowledge & Skills	Appropriate Behavior	a. % of infants & toddlers who did not improve functioning.	2	0	0	b. % of infants & toddlers who improved but not sufficient to move nearer to functioning comparable to same-aged peers.	5	8	2	c. % of infants & toddlers who improved to a level nearer to same-aged peers but did not reach it.	4	25	26	d. % of infants & toddlers who improved functioning to reach a level comparable to same-aged peers.	12	35	19	e. % of infants & toddlers who maintained functioning at a level comparable to same-aged peers.	76	32	53	Total (approx. 100%)	99.00%	100.00%	100.00%	<p>The State reported the required progress data and improvement activities. The State must provide baseline data, targets and improvement activities with the FFY 2008 APR, due February 1, 2010.</p>
07-08 Infant and Toddler Outcome Progress Data	Social Emotional	Knowledge & Skills	Appropriate Behavior																											
a. % of infants & toddlers who did not improve functioning.	2	0	0																											
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Total (approx. 100%)	99.00%	100.00%	100.00%																											

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<p>4. Percent of families participating in Part C who report that early intervention services have helped the family:</p> <p>A. Know their rights; B. Effectively communicate their children's needs; and C. Help their children develop and learn.</p> <p>[Results Indicator]</p>	<p>The State's reported data for this indicator are:</p> <table border="1" data-bbox="548 280 1482 673"> <thead> <tr> <th></th> <th>FFY 2006 Data</th> <th>FFY 2007 Data</th> <th>FFY 2007 Target</th> <th>Progress</th> </tr> </thead> <tbody> <tr> <td>A. Know their rights. (%)</td> <td>59.9</td> <td>67.1</td> <td>64</td> <td>7.2</td> </tr> <tr> <td>B. Effectively communicate their children's needs. (%)</td> <td>55.6</td> <td>63.2</td> <td>60</td> <td>7.6</td> </tr> <tr> <td>C. Help their children develop and learn. (%)</td> <td>70.4</td> <td>80.8</td> <td>73</td> <td>10.4</td> </tr> </tbody> </table> <p>The State revised the baseline and targets for this indicator and OSEP accepts those revisions. The revised targets are less rigorous. However, the State utilized an evidence-based methodology to measure its survey results. The State indicated that stakeholders were provided an opportunity to comment on the revised targets.</p> <p>These data represent progress from the FFY 2006 data.</p> <p>The State met all of its FFY 2007 targets for this indicator.</p>		FFY 2006 Data	FFY 2007 Data	FFY 2007 Target	Progress	A. Know their rights. (%)	59.9	67.1	64	7.2	B. Effectively communicate their children's needs. (%)	55.6	63.2	60	7.6	C. Help their children develop and learn. (%)	70.4	80.8	73	10.4	<p>OSEP appreciates the State's efforts to improve performance.</p>
	FFY 2006 Data	FFY 2007 Data	FFY 2007 Target	Progress																		
A. Know their rights. (%)	59.9	67.1	64	7.2																		
B. Effectively communicate their children's needs. (%)	55.6	63.2	60	7.6																		
C. Help their children develop and learn. (%)	70.4	80.8	73	10.4																		
<p>5. Percent of infants and toddlers birth to 1 with IFSPs compared to:</p> <p>A. Other States with similar eligibility definitions; and B. National data.</p> <p>[Results Indicator]</p>	<p>The State's FFY 2007 reported data for this indicator are .65%. These data represent progress from the FFY 2006 data of .63%.</p> <p>The State met its FFY 2007 target of .62%.</p>	<p>OSEP appreciates the State's efforts to improve performance.</p>																				
<p>6. Percent of infants and toddlers birth to 3 with IFSPs compared to:</p> <p>A. Other States with similar eligibility definitions; and B. National data.</p>	<p>The State's FFY 2007 reported data for this indicator are 2.84%. These data represent progress from the FFY 2006 data of 2.8%.</p> <p>The State met its FFY 2007 target of 2.31%.</p>	<p>OSEP appreciates the State's efforts to improve performance.</p>																				

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[Results Indicator]		
<p>7. Percent of eligible infants and toddlers with IFSPs for whom an evaluation and assessment and an initial IFSP meeting were conducted within Part C's 45-day timeline.</p> <p>[Compliance Indicator]</p>	<p>The State's FFY 2007 reported data for this indicator are 92.8%. These data represent slippage from the FFY 2006 data of 95.8%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that three of five findings of noncompliance identified in FFY 2006 were corrected in a timely manner and that the remaining two findings subsequently were corrected by July 16, 2008.</p>	<p>The State reported that noncompliance identified in FFY 2006 with the 45-day timeline requirements in 34 CFR §§303.321(e)(2), 303.322(e)(1), and 303.342(a) was corrected.</p> <p>The State must demonstrate, in the FFY 2008 APR, due February 1, 2010, that the State is in compliance with the requirements in 34 CFR §§303.321(e)(2), 303.322(e)(1), and 303.342(a), including correction of the noncompliance the State reported under this indicator in the FFY 2007 APR.</p> <p>The State must report, in its FFY 2008 APR due February 1, 2010, that it has verified that each EIS program with noncompliance reported by the State under this indicator in the FFY 2007 APR: (1) is correctly implementing the specific regulatory requirements; and (2) has conducted the initial evaluation, assessment and IFSP meeting, although late, unless the child is no longer within the jurisdiction of the EIS program, consistent with OSEP Memo 09-02.</p> <p>If the State is unable to demonstrate compliance in the FFY 2008 APR, the State must review its improvement activities and revise them, if necessary, to ensure compliance.</p>
<p>8. Percent of all children exiting Part C who received timely transition planning to support the child's transition to preschool and other appropriate community services by their third birthday</p>	<p>The State's FFY 2007 reported data for this indicator are 99.2%. These data represent progress from the FFY 2006 data of 96.5%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that all seven of its findings of noncompliance identified in</p>	<p>The State reported that noncompliance identified in FFY 2006 with the IFSP transition content requirements was corrected in a timely manner.</p> <p>OSEP appreciates the State's efforts and</p>

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<p>including: A. IFSPs with transition steps and services; [Compliance Indicator]</p>	<p>FFY 2006 related to this indicator were corrected in a timely manner.</p>	<p>looks forward to reviewing in the FFY 2008 APR, due February 1, 2010, the State's data demonstrating that it is in compliance with the IFSP transition content requirements in 34 CFR §§303.148(b)(4) and 303.344(h), including reporting correction of the noncompliance identified in the FFY 2007 APR.</p> <p>The State must report, in its FFY 2008 APR due February 1, 2010, that it has verified that each EIS program with noncompliance reported by the State under this indicator in the FFY 2007 APR: (1) is correctly implementing the specific regulatory requirements; and (2) has developed an IFSP with transition steps and services, unless the child is no longer within the jurisdiction of the EIS program, consistent with OSEP Memo 09-02.</p> <p>If the State is unable to demonstrate compliance in the FFY 2008 APR, the State must review its improvement activities and revise them, if necessary to ensure compliance.</p>
<p>8. Percent of all children exiting Part C who received timely transition planning to support the child's transition to preschool and other appropriate community services by their third birthday including: B. Notification to LEA, if child potentially eligible for Part B; and [Compliance Indicator]</p>	<p>The State's FFY 2007 reported data for this indicator are 98.7%. These data represent progress from the FFY 2006 data of 98.4%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that both of its findings of noncompliance identified in FFY 2006 related to this indicator were corrected in a timely manner.</p>	<p>The State reported that noncompliance identified in FFY 2006 with the LEA notification requirement in 34 CFR §303.148(b)(1) was corrected in a timely manner.</p> <p>OSEP appreciates the State's efforts and looks forward to reviewing in the FFY 2008 APR, due February 1, 2010, the State's data demonstrating that it is in compliance with the requirement in LEA notification 34 CFR §303.148(b)(1), including correction of the noncompliance the State reported under this indicator in the</p>

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		<p>FFY 2007 APR.</p> <p>The State must report, in its FFY 2008 APR due February 1, 2010, that it has verified that each EIS program with noncompliance reported by the State under this indicator in the FFY 2007 APR: (1) is correctly implementing the specific regulatory requirement; and (2) has provided notification to the LEA, unless the child is no longer within the jurisdiction of the EIS program, consistent with OSEP Memo 09-02.</p> <p>If the State is unable to demonstrate compliance in the FFY 2008 APR, the State must review its improvement activities and revise them, if necessary to ensure compliance.</p>
<p>8. Percent of all children exiting Part C who received timely transition planning to support the child's transition to preschool and other appropriate community services by their third birthday including:</p> <p>C. Transition conference, if child potentially eligible for Part B.</p> <p>[Compliance Indicator]</p>	<p>The State's FFY 2007 reported data for this indicator are 95%. These data represent slippage from the FFY 2006 data of 95.2%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that all four of its findings of noncompliance identified in FFY 2006 related to this indicator were corrected in a timely manner.</p>	<p>The State reported that noncompliance identified in FFY 2006 with the timely transition conference requirements was corrected in a timely manner.</p> <p>OSEP appreciates the State's efforts and looks forward to reviewing in the FFY 2008 APR, due February 1, 2010, the State's data demonstrating that it is in compliance with the requirements in 34 CFR §303.148(b)(2)(i) (as modified by IDEA section 637(a)(9)(A)(ii)(II)), including correction of the noncompliance the State reported under this indicator in the FFY 2007 APR.</p> <p>The State must report, in its FFY 2008 APR due February 1, 2010, that it has verified that each EIS program with noncompliance reported by the State under this indicator in the FFY 2007 APR: (1) is correctly implementing the specific</p>

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		<p>regulatory requirements; and (2) has conducted a transition conference for each child potentially eligible for Part B, although late, unless the child is no longer within the jurisdiction of the EIS program, consistent with OSEP Memo 09-02.</p> <p>If the State is unable to demonstrate compliance in the FFY 2008 APR, the State must review its improvement activities and revise them, if necessary to ensure compliance.</p>
<p>9. General supervision system (including monitoring, complaints, hearings, etc.) identifies and corrects noncompliance as soon as possible but in no case later than one year from identification.</p> <p>[Compliance Indicator]</p>	<p>The State's FFY 2007 reported data are 91.3%. These data remain unchanged from the FFY 2006 data of 91.3%.</p> <p>The State did not meet its FFY 2007 target of 100%.</p> <p>The State reported that 21 of 23 findings of noncompliance identified in FFY 2006 were corrected in a timely manner and that the two remaining findings subsequently were corrected by July 16, 2008.</p>	<p>The State must review its improvement activities and revise them, if appropriate, to ensure they will enable the State to provide data in the FFY 2008 APR, due February 1, 2010, demonstrating that the State timely corrected noncompliance identified by the State in FFY 2007, in accordance with IDEA section 635(a)(10)(A) and 34 CFR §303.501(b) and OSEP Memo 09-02.</p> <p>In reporting on correction of noncompliance, the State must report that it has: (1) corrected all instances of noncompliance (including noncompliance identified through the State's monitoring system, through the State's data system and by the Department); and (2) verified that each EIS program with identified noncompliance is correctly implementing the specific regulatory requirements, consistent with OSEP Memo 09-02.</p> <p>In addition, in responding to Indicators 1, 7, 8A, 8B and 8C in the FFY 2008 APR due February 1, 2010, the State must report on correction of the noncompliance described in this table under those indicators.</p>

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		In reporting on Indicator 9 in the FFY 2008 APR, the State must use the Indicator 9 Worksheet.
10. Percent of signed written complaints with reports issued that were resolved within 60-day timeline or a timeline extended for exceptional circumstances with respect to a particular complaint. [Compliance Indicator]	The State reported that it received four written complaints during the reporting period. However, all the complaints were withdrawn or dismissed prior to the expiration of the 60-day timeline. The data for FFY 2006 were 100%.	OSEP appreciates the State's efforts in achieving compliance with the due process requirements in 34 CFR §§303.510 through 303.512.
11. Percent of fully adjudicated due process hearing requests that were fully adjudicated within the applicable timeline. [Compliance Indicator]	The State reported it did not receive any requests for due process hearings that were fully adjudicated during the FFY 2007 reporting period. These data remain unchanged from the FFY 2006 data.	OSEP looks forward to reviewing the State's data in the FFY 2008 APR, due February 1, 2010.
12. Percent of hearing requests that went to resolution sessions that were resolved through resolution session settlement agreements (applicable if Part B due process procedures are adopted). [Results Indicator]	Not applicable.	This indicator does not apply to the State because the State has not adopted the Part B due process procedures to resolve Part C due process hearing requests.
13. Percent of mediations held that resulted in mediation agreements. [Results Indicator]	The State's FFY 2007 reported data for this indicator are 100%. These data remain unchanged from the FFY 2006 data of 100%. The State reported that seven of seven mediations resulted in mediation agreements. The State reported fewer than ten mediations held in FFY 2007. The State is not required to provide targets or improvement activities until any FFY in which ten or more mediations were held.	OSEP looks forward to reviewing the State's data in the FFY 2008 APR, due February 1, 2010.
14. State reported data (618 and State Performance Plan and Annual Performance Report) are timely and	The State's FFY 2007 reported data for this indicator are 100%. These data remain unchanged from the FFY 2006 data of 100%. The State met its FFY 2007 target of 100%.	OSEP appreciates the State's efforts in achieving compliance with the data reporting requirements in IDEA sections 616, 618, and 642 and 34 CFR §§76.720

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accurate. [Compliance Indicator]		and 303.540. In reporting on Indicator 14 in the FFY 2008 APR, the State must use the Indicator 14 Data Rubric.
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