



Illinois State Board of Education

100 North First Street • Springfield, Illinois 62777-0001
www.isbe.net

James T. Meeks
Chairman

Christopher A. Koch, Ed.D.
State Superintendent of Education

April 29, 2015

00-000-0000-00

ADMIN

ISBE

100 N First

Springfield, IL 62777

Dear Superintendent:

The Individuals with Disabilities Education Act (IDEA) requires each state to submit a State Performance Plan (SPP) to evaluate the State's efforts to implement the requirements of IDEA and describe how the State will improve its implementation. Indicator 12 of the SPP requires the Illinois State Board of Education (ISBE) to analyze the transition between Early Intervention (EI) (Part C) and Early Childhood (EC) (Part B) services on or before the child's third birthday as shown below:

Indicator 12 - Percent of children referred by Part C prior to age 3, who are found eligible for Part B, and who have an IEP developed and implemented by their third birthdays.

34 CFR 300.124(b)

The State must have in effect policies and procedures to ensure that -

- i) By the third birthday of a child described in paragraph (a) of this section, an IEP or, if consistent with 300.323(b) and section 636(d) of the Act, and IFSP, has been developed and is being implemented for the child consistent with 300.101(b).*

The following criteria are utilized to determine if there are instances of non-compliance with Indicator 12:

- a. # of children who have been served in Part C and referred to Part B for eligibility determination
- b. # of those referred determined to be NOT eligible and whose eligibility was determined prior to their third birthdays
- c. # of those found eligible who have an IEP developed and implemented by their third birthdays.
- d. # of children for whom parent refusal to provide consent caused delays in evaluation or initial services.
- e. # of children who were referred to Part C less than 90 days before their third birthday.

Based on final 2013-2014 school year data collected through the Student Information System (SIS) and records from the Department of Human Services (DHS), your district did not reach the measurable and rigorous target for SPP Indicator 12 compliance of 100% and has been issued a finding of non-compliance for Indicator 12. Findings are issued for instances in which students were not successfully transitioned by their third birthday for the following delay codes:

4 - CFC delay

6 - LEA delay

Corrective action required for district level findings

To close findings of non-compliance the Illinois State Board of Education (ISBE) must verify that the district (LEA) has corrected each individual case of non-compliance unless the child is no longer within the jurisdiction of the LEA and is correctly implementing the specific regulatory requirements related to Indicator 12 - 100% compliance - based on a review of the updated data. In order to demonstrate that findings of non-compliance have been corrected, the district is required to do the following:

- Develop and implement the IEP, or determine the child ineligible for each individual case of noncompliance, although late, unless the child is no longer within the jurisdiction of the LEA. Attached you will find a listing of all instances of non-compliance for which your district is responsible in the 2013-2014 school year.

- Provide a summary of the steps taken to address similar situations in the future and a written assurance to ISBE that the district is correctly implementing the regulations related to Indicator 12. This statement of assurance **must** be submitted to ISBE by **November 2, 2015**.

Technical assistance resources for Indicator 12 can be found at:

http://www.isbe.net/earlychi/html/ec_speced_intervention.htm or by calling Felicia Malloy, principal consultant, Special Education Services Division at 217/782-5589 to assist you in this process.

Sincerely,

A handwritten signature in black ink, appearing to read "David Andel". The signature is fluid and cursive, with the first name "David" being more prominent than the last name "Andel".

David Andel
Division Administrator
Special Education Services
Illinois State Board of Education

Enc: 1

CC: State approved Director of Special Education

EI Number: 500000 **LAST, FIRST**

Early Intervention Termination Date: 01/01/0001

Address: 200 N 1ST
 Springfield, IL 62777

Date of Birth: 01/01/2010

Date Services Began: 10/10/2010

Reason for Delay: Code 6

Early Childhood					
Data Elements	Code	Value	Description	Data Type	Mandatory/ Optional
Reason for Delay in Transition	1	No Delay		char(1)	Subsequent Mandatory; only enter data when Early Intervention and Referral by CFC are 'Yes'
	2	Parent failure or refusal to produce child for evaluation caused a delay in the eligibility determination timeline. Examples: Parents declined referral. Parents declined services. Parents decided to have services privately. The IEP has not been written because the parent misses or cancels appointments. The child has been in the hospital. There was a death in the child's family.			
	3	The child enrolled in the district after parental consent was received in another district, but before eligibility could be determined. Example: The family moves into the district during the transition process.			
	4	Early Intervention (CFC) sends the referral after the child is 2 years and 9 months, but they received the child before age 2 years and 9 months.			
	5	Early Intervention (CFC) receives child after 2 years and 9 months and makes the referral.			
	6	School District Delay Examples: The referral was made after the school year ended. There was a delay due to scheduling difficulties on behalf of district. The child's birthday falls during the summer. The family has not provided evidence of residency. The child's physical was not provided.			