

Table B – Alaska Part B

Previously Identified Issues

Issue	State Submission	OSEP Analysis	Required Action
<p><u>SPP Indicator 4:</u> In its September 29, 2005 FFY 2003 Annual Performance Report (APR) letter OSEP required AKEED to submit, with the SPP: Either evidence demonstrating that the State is meeting the requirements of 34 CFR §300.146 (related to suspension and expulsion rates), or a plan designed to ensure correction of the noncompliance.</p>	<p>AKEED submitted, in the November 21, 2005 progress report:</p> <ul style="list-style-type: none"> ▪ Data demonstrating and information describing the State’s calculation of suspension rates by comparing the percentage of children with disabilities to the percentage of children without disabilities within a district who are suspended or expelled for more than ten days. 	<p>The State’s submission demonstrates that the State is able to identify significant discrepancies as required by 34 CFR §300.146 and that they did not identify any significant discrepancies.</p>	<p>No further action required.</p>
<p><u>SPP Indicator 13:</u> In its September 29, 2005 FFY 2003 APR letter, OSEP required AKEED to submit, with the SPP: Data and analysis demonstrating compliance with these requirements specifically, that youth aged 16 and above have an IEP that meets the requirement at 34 CFR §300.347(b) regarding the inclusion of information regarding transition planning in IEPs.</p>	<p>AKEED submitted, in the November 21, 2005 progress report:</p> <ul style="list-style-type: none"> ▪ Documentation that demonstrated compliance with the requirement at 34 CFR §300.347(b). AKEED submitted 2004-2005 data that of 162 applicable files reviewed, 95% had transition plans in place. For the remaining files, AKEED required and received corrective action from the local educational agencies (LEAs). 	<p>The State demonstrated correction. The State’s submission included data and analysis and indicates that AKEED has a mechanism in place to correct new noncompliance in this area when it is identified.</p>	<p>No further action required.</p>

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<p><u>SPP Indicator 15:</u> In its September 29, 2005 FFY 2003 APR letter, OSEP required AKEED to submit, with the SPP: Data demonstrating the correction of noncompliance in the seven districts that had not yet submitted evidence of compliance as required by 34 CFR §300.600.</p>	<p>AKEED submitted, in the November 21, 2005 progress report:</p> <ul style="list-style-type: none"> ▪ Documentation demonstrating the correction of noncompliance in all but one school district in which noncompliance was identified during the 2003-2004 school year. AKEED reported activities the State is taking to bring the remaining district into compliance including implementing a corrective action plan, hiring new personnel and providing technical assistance calls. ▪ AKEED submitted sections of its special education handbook that it uses as a primary monitoring tool to ensure that they monitor for the requirements of 34 CFR Part 300 and ensure correction when noncompliance is identified. 	<ul style="list-style-type: none"> ▪ AKEED provided sufficient documentation that it has ensured correction of previously identified noncompliance. ▪ OSEP has approved the special education handbook as an enforceable document. The materials submitted are sections of the handbook that are used as monitoring tools. 	<p>See Table A, indicator 15.</p>
<p><u>SPP Indicator 15B:</u> In its September 29, 2005 FFY 2003 APR letter, OSEP required AKEED to submit: Data demonstrating that children placed out-of-State had IEPs in place, as required by 34 CFR §300.401 with the SPP or by December 10, 2005.</p>	<p>AKEED submitted, with the SPP:</p> <ul style="list-style-type: none"> ▪ A copy of its signed memorandum of agreement demonstrating its fulfillment of its responsibility to oversee children with disabilities placed out-of-State. ▪ Documentation that 100% of children placed out-of-state had IEPs in 2003-2004 and 2004-2005. 	<p>The State provided data that demonstrate compliance with the requirement regarding 34 CFR §300.401.</p>	<p>No further action required.</p>

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<p><u>SPP Indicator 15B:</u> In its September 29, 2005 FFY 2003 APR letter, OSEP required AKEED to submit: Data and analysis demonstrating compliance with the requirements at 34 CFR §§ 300.346(a)(2)(i) and 300.520 regarding the inclusion of certain information regarding positive behavior interventions in some IEPs, or behavior plans including evidence that when the State identified noncompliance with these requirements, LEAs corrected the noncompliance within one year.</p>	<p>AKEED submitted, with the SPP:</p> <ul style="list-style-type: none"> ▪ The section of its monitoring procedures that addresses the behavioral interventions and assessments. The materials describe how AKEED ensures that information regarding positive behavior interventions and behavior plans are sufficiently represented in the child's IEP, as appropriate. ▪ Documentation that positive behavior interventions and behavior plans are an area of compliance monitored through AKEED's compliance monitoring. 	<p>On page 30 of the SPP, AKEED reported correction of noncompliance identified through its compliance monitoring in indicator 15.</p>	<p>See Table A, indicator 15.</p>