

Table A – Kansas Part B

Issues Identified in the State Performance Plan

SPP Indicator	Issue	Required Action
<p>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. (20 U.S.C. 1416(a)(3)(B))</p>	<p>Noncompliance: The State reported a 61% level of compliance for indicator 12 in the SPP, specifically the requirement at 34 CFR §300.132 that IEPs are developed and implemented by their third birthdays for children referred by Part C prior to age 3, who are found eligible for Part B.</p>	<p>The State must ensure that this noncompliance is corrected within one year of its identification and include data in the APR, due February 1, 2007, that demonstrate compliance with this requirement. The State should review and, if necessary revise, its improvement strategies included in the SPP to ensure they will enable the State to include data in the APR, that demonstrate full compliance with this requirement. Failure to demonstrate compliance at that time may affect OSEP's determination of the State's status under section 616(d) of the IDEA.</p>
<p>Indicator 16: 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))</p>	<p>Noncompliance: The State reported a 96% level of compliance for indicator 16 in the SPP, specifically the requirement at 34 CFR §300.661 to resolve formal, written complaints within 60 days of receipt. While this level of compliance is below 100% and requires improvement activities to achieve full compliance, OSEP recognizes the effort made by the State in working toward compliance with this requirement.</p>	<p>OSEP looks forward to reviewing data in the APR, due February 1, 2007, that demonstrate full compliance with this requirement.</p>