

Table A – Wyoming Part B

Issues Identified in the State Performance Plan

SPP Indicator	Issue	Required Action
<p><b>Indicator 2:</b> Percent of youth with IEPs dropping out of high school compared to the percent of all youth in the State dropping out of high school. (20 U.S.C. 1416 (a)(3)(A))</p>	<p>Other: The State did not provide 2004-2005 baseline data in the SPP in response to this indicator.</p>	<p>The State must include, in the FFY 2005 APR, due February 1, 2007, both baseline data from FFY 2004 (July 1, 2004 through June 30, 2005) and progress data from FFY 2005 (July 1, 2005 through June 30, 2006). Failure to include these data will affect OSEP's determination of the State's status under section 616(d) of the IDEA.</p>
<p><b>Indicator 8:</b> Percent of parents with a child receiving special education services who report that schools facilitated parent involvement as a means of improving services and results for children with disabilities. (20 U.S.C. 1416(a)(3)(A))</p>	<p>Other: An evaluation of the sampling plan for Indicator 8 indicated that it was not technically sound (see OSEP's February 14, 2006 memorandum). Data will lack validity if based on a sampling plan that is not technically sound. OSEP is concerned because your plan is to use these invalid data to establish baseline data for this indicator. The submission of invalid data is inconsistent with Federal statute and regulations, including section 616(b)(2)(B) of the IDEA, and will affect OSEP's determination of the State's status under section 616(d) of the IDEA.</p>	<p>As indicated in OSEP's February 14, 2006 memorandum, if a revised sampling plan has not been accepted by OSEP by the time the State submits its FFY 2005 APR on February 1, 2007, the State must submit a revised sampling methodology with the State's FFY 2005 APR that describes how data were collected. In the FFY 2005 APR, you must explain how your State addressed the deficiencies in the data collection noted in the attachment to the OSEP memorandum. If you decide not to sample, but rather gather census data, please inform OSEP and revise your SPP accordingly.</p>
<p><b>Indicator 12:</b> 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 97.69% level of compliance for indicator 12 in the SPP, specifically the requirement at 34 CFR §300.132. 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>

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<p><b>Indicator 19:</b> Percent of mediations held that resulted in mediation agreements. (20 U.S.C. 1416(a)(3)(B))</p>	<p>Other: The State included targets and improvement activities regarding mediation; however, baseline data indicated that the total number of mediations requested was fewer than ten. OSEP guidance on developing the SPP indicated that targets and improvement activities were not needed until the total number of mediations requested totaled ten or greater.</p>	<p>The State may remove the targets and improvement activities related to mediation in the APR, due February 1, 2007, if the number of mediations for 2004-2005 is less than ten. In a reporting period, when the number of mediations reaches ten or greater, the State must develop targets and improvement activities, and report them in the corresponding APR.</p>
<p><b>Indicator 20:</b> State reported data (618, State Performance Plan and Annual Performance Report) are timely and accurate. (20 U.S.C. 1416(a)(3)(B))</p>	<p>Other: The State did not provide baseline data in the SPP regarding the accuracy of the data. In addition, while the State provided some information that allows OSEP to make inferences regarding the State's intended targets for indicator 20, the State did not explicitly indicate that its targets are 100% for both timely data and accurate data reports.</p>	<p>The State must include, in the FFY 2005 APR, due February 1, 2007, both baseline data from FFY 2004 (July 1, 2004 through June 30, 2005) and progress data from FFY 2005 (July 1, 2005 through June 30, 2006). Failure to include these data will affect OSEP's determination of the State's status under section 616(d) of the IDEA. Also, WDE must revise the targets in the APR, due February 1, 2007, to clarify that it is the State's intent to reach 100% accuracy and 100% timeliness regarding data reported, whether to OSEP or the public, under section 618 of the IDEA, in the SPP and in the APRs.</p>