

Table B – Wyoming Part B

Previously Identified Issues

| Issue | State Submission | OSEP Analysis | Required Action |
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| <p>Indicator 4: In its October 21, 2005 FFY 2003 Annual Performance Report (APR) response letter, OSEP required WDE to:</p> <ul style="list-style-type: none"> Submit, in the SPP, either evidence demonstrating that the State was meeting the requirements of 34 CFR §300.146 or a plan designed to ensure correction of the noncompliance with 34 CFR §300.146. | <p>WDE submitted, in the SPP:</p> <ul style="list-style-type: none"> On pages 24-25, documentation that the State determines if significant discrepancies are occurring by comparing the rates of suspension and expulsion of children with disabilities among LEAs. WDE has defined significant discrepancy as any district that suspends or expels two or more students and at a rate of 0.5% or more of its children with disabilities. Data demonstrating that of 48 school districts, 37 reported no suspensions or expulsions for students with disabilities, four districts reported more than one suspension or expulsion, and two districts (4% of LEAs) were identified as having a significant discrepancy. On page 25 and in Attachment 6, information that, where a significant discrepancy was indicated, WDE was beginning to review LEA policies, procedures and practices and establish improvement strategies. | <ul style="list-style-type: none"> The information provided by the State shows that, while the State was beginning to review the policies and procedures of the two districts identified as having a significant discrepancy, the State is not currently in compliance with the requirements of 34 CFR §300.146(b), because it did not provide the results of the State's review of policies, procedures and practices in the affected LEAs. | <ul style="list-style-type: none"> The State must ensure that the noncompliance with 34 CFR §300.146(b) 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. |

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| <p>Indicator 12: In its October 2005 letter, OSEP required WDE to submit, in the SPP:</p> <ul style="list-style-type: none"> ▪ Responsive baseline data regarding the percentage of children referred by Part C prior to age three who are found eligible for Part B and receive special education and related services by their third birthdays. | <p>WDE submitted, in the SPP:</p> <ul style="list-style-type: none"> ▪ On page 48, baseline data, analysis, targets and activities responsive to the indicator. | <ul style="list-style-type: none"> ▪ WDE met the requirement of the October 2005 letter. Analysis of the baseline data is included in Table A. | <ul style="list-style-type: none"> ▪ See Table A, indicator 12. |
| <p>Indicator 15: In its October 2005 letter, OSEP required WDE to:</p> <ul style="list-style-type: none"> ▪ Clarify how it maintains general supervisory responsibility over the preschool special education programs operated by the Developmental Disabilities Division (DDD). ▪ Submit the results of on-site monitoring WDE conducted to follow up on alleged irregularities identified in narratives provided by DDD. | <p>WDE submitted, in the SPP:</p> <ul style="list-style-type: none"> ▪ On pages 4-6 in the Overview section, and in Attachments 3 and 5, documentation of how WDE maintains general supervisory responsibility over the preschool special education program operated by DDD. The documentation includes a description of oversight activities WDE carries out to monitor and evaluate the DDD's monitoring of preschool special education programs and collaborative activities WDE and DDD carry out to ensure the identification and correction of noncompliance in these programs. ▪ On pages 59-60, data demonstrating the identification | <ul style="list-style-type: none"> ▪ The documentation submitted met the requirements of the October 2005 letter. OSEP appreciates the State's efforts in ensuring compliance with this requirement. | <ul style="list-style-type: none"> ▪ OSEP looks forward to reviewing data in the APR, due February 1, 2007, demonstrating continued compliance with this requirement. |

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| | <p>and correction of noncompliance in DDD regional child development centers and a description of the inclusion of DDD preschool monitoring data in the baseline data.</p> | | |