

Guam Part B FFY 2005 SPP/APR Response Table

Monitoring Priorities and Indicators	Status	OSEP Analysis/Next Steps
Monitoring Priority: FAPE in the LRE		
<p>1. Percent of youth with IEPs graduating from high school with a regular diploma compared to percent of all youth in the State graduating with a regular diploma.</p> <p>[Results Indicator]</p>	<p>Guam’s FFY 2005 reported data for this indicator are 62%. Guam met its FFY 2005 target of 50%.</p>	<p>Guam met its target and OSEP appreciates Guam’s efforts to improve performance.</p>
<p>2. 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.</p> <p>[Results Indicator]</p>	<p>Guam’s FFY 2005 reported data for this indicator are 8%. This represents slippage from FFY 2004 data of 4.9%. Guam did not meet its FFY 2005 target of .8%.</p>	<p>Guam revised its baseline and improvement activities for this indicator and OSEP accepts those revisions</p> <p>OSEP’s March 15, 2006 SPP response letter required Guam to include in the February 1, 2007 APR a review of the activities for this indicator to determine if they need revision or modification or if additional activities were needed to achieve Guam’s target. Guam provided additional activities for this indicator.</p> <p>OSEP looks forward to Guam’s data demonstrating improvement in performance in the FFY 2006 APR, due February 1, 2008.</p>
<p>3. Participation and performance of children with disabilities on statewide assessments:</p> <p>A. Percent of districts that have a disability subgroup that meets the State’s minimum “n” size meeting the State’s AYP objectives for progress for disability subgroup.</p> <p>[Results Indicator]</p>	<p>Not Applicable.</p>	<p>Indicator 3A is not applicable because the assessment requirements in Title I of the Elementary and Secondary Education Act do not apply to Guam.</p>
<p>3. Participation and performance of children with disabilities on statewide assessments:</p> <p>B. Participation rate for children with IEPs in a regular assessment with no accommodations; regular assessment with accommodations;</p>	<p>Guam’s FFY 2005 reported data for this indicator in math are 85%. This represents progress from FFY 2004 data of 77%. Guam met its FFY</p>	<p>Guam met its target and OSEP appreciates Guam’s efforts to improve performance.</p>

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<p>alternate assessment against grade level standards; alternate assessment against alternate achievement standards.</p> <p>[Results Indicator]</p> <p>Math</p>	<p>2005 target of 80%.</p>	
<p>3. Participation and performance of children with disabilities on statewide assessments:</p> <p>B. Participation rate for children with IEPs in a regular assessment with no accommodations; regular assessment with accommodations; alternate assessment against grade level standards; alternate assessment against alternate achievement standards.</p> <p>[Results Indicator]</p> <p>Reading</p>	<p>Guam's FFY 2005 reported data for this indicator in reading are 83%. Guam met its FFY 2005 target of 80%.</p>	<p>Guam met its target and OSEP appreciates Guam's efforts to improve performance.</p>
<p>3. Participation and performance of children with disabilities on statewide assessments:</p> <p>C. Proficiency rate for children with IEPs against grade level standards and alternate achievement standards.</p> <p>[Results Indicator]</p> <p>Math</p>	<p>Guam's FFY 2005 reported data for this indicator in math are 2.9%. This represents slippage from FFY 2004 data of 9%. Guam did not meet its FFY 2005 target of 20%.</p>	<p>Guam revised the improvement activities for this indicator in its SPP and OSEP accepts those revisions.</p> <p>OSEP's March 15, 2006 SPP response letter required that Guam include in the February 1, 2007 APR a review of its activities to determine if additional activities are needed, or if Guam's activities need to be revised or modified, to have the desired effect. Guam made the following revision to its activities:</p> <ol style="list-style-type: none"> 1. Full implementation for procedures for participation in districtwide assessment including alternate assessment; 2. Pilot implementation of an alternate assessment based on alternate achievement standards; 3. Development of a plan to review and revise Guam's comprehensive districtwide assessment system; 4. Implementation of the plan; and 5. Monitoring of procedures for participation rates, proficiency rates, provisions for appropriate accommodations and alternate assessment

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		<p>based on alternate achievement standards.</p> <p>OSEP looks forward to Guam's data demonstrating improvement in performance in the FFY 2006 APR, due February 1, 2008.</p>
<p>3. Participation and performance of children with disabilities on statewide assessments:</p> <p>C. Proficiency rate for children with IEPs against grade level standards and alternate achievement standards.</p> <p>[Results Indicator]</p> <p>Reading</p>	<p>Guam's FFY 2005 reported data for this indicator in reading are 3.13%. This represents slippage from FFY 2004 data of 9%. Guam did not meet its FFY 2005 target of 20%.</p>	<p>Guam revised the improvement activities for this indicator in its SPP and OSEP accepts those revisions.</p> <p>OSEP's March 15, 2006 SPP response letter required Guam include in the February 1, 2007 APR a review of its activities to determine if additional activities are needed, or if Guam's activities need to be revised or modified, to have the desired effect. (See specific revisions to improvement activities above.)</p> <p>OSEP looks forward to Guam's data demonstrating improvement in performance in the FFY 2006 APR, due February 1, 2008.</p>
<p>4. Rates of suspension and expulsion:</p> <p>A. Percent of districts identified by the State as having a significant discrepancy in the rates of suspensions and expulsions of children with disabilities for greater than 10 days in a school year; and</p> <p>[Results Indicator]</p>	<p>Guam's FFY 2005 reported data for this indicator are 3.01% of children with disabilities are suspended for greater than 10 days or expelled compared to .68% of children without disabilities. Guam did not meet its FFY 2005 target of 0% significant discrepancy for long-term suspension and expulsion rates between general education and special education students.</p>	<p>Guam revised the improvement activities for this indicator in its SPP and OSEP accepts those revisions.</p> <p>Since Guam is a unitary system and does not have local educational agencies, Guam determined whether there are significant discrepancies occurring in the rate of long-term suspensions and expulsions of children with disabilities by comparing the rate of long-term suspensions and expulsions of children with disabilities to the rates for nondisabled children. Guam's definition of "significant discrepancy" is when the percentage calculated for children with disabilities exceeds the percentage calculated for children without disabilities.</p> <p>OSEP's March 15, 2006 SPP response letter required Guam to include in the February 1, 2007 APR baseline data from FFY 2004 and progress data from FFY 2005. Guam was also required to include its definition of significant discrepancy and to review its activities and revise or modify them if necessary to have the desired effect. In the FFY 2005 APR Guam provided FFY 2004 baseline data, FFY 2005 progress data, its definition of significant discrepancy and revised its activities. Guam added the following activities:</p> <ol style="list-style-type: none"> 1. Implementation of "Project Men'Halom", a U.S. Department of Education Character Education Grant using positive behavioral and intervention strategies to all middle schools; 2. Development and implementation of a system of documenting the

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		<p>effectiveness of training given to IEP teams;</p> <ol style="list-style-type: none"> 3. Development and implementation a system of tracking manifestation determinations for children with disabilities and its relation to the suspensions and/or expulsions for children with disabilities for greater than 10 days; 4. Development and implementation of a system of tracking manifestation determinations for children with disabilities and its relation to suspensions and expulsions; and 5. Development of a monitoring system with the intent of tracking and providing appropriate interventions to students with multiple suspensions. <p>Guam identified a significant discrepancy but did not describe how Guam reviewed, and if appropriate revised its policies, procedures, and practices relating to the development and implementation of IEPs, the use of positive behavioral interventions and supports, and procedural safeguards to ensure compliance with the IDEA, as required by 34 CFR §300.170(b). In its FFY APR, Guam must describe the review, and if appropriate revision, of policies, procedures, and practices relating to the development and implementation of IEPs, the use of positive behavioral interventions and supports, and procedural safeguards to ensure compliance with the IDEA.</p> <p>OSEP looks forward to Guam’s data demonstrating improvement in performance in the FFY 2006 APR, due February 1, 2008.</p>
<p>4. Rates of suspension and expulsion: B. Percent of districts identified by the State as having a significant discrepancy in the rates of suspensions and expulsions of greater than 10 days in a school year of children with disabilities by race and ethnicity. [Results Indicator; New]</p>	<p>Not Applicable.</p>	<p>This indicator is not applicable to Guam as the only racial/ethnic group present is Asian/Pacific Islander.</p>

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<p>5. Percent of children with IEPs aged 6 through 21: A. Removed from regular class less than 21% of the day; [Results Indicator]</p>	<p>Guam's FFY 2005 reported data for this indicator are 36%. Guam met its FFY 2005 target of 34%.</p>	<p>Guam met its target and OSEP appreciates Guam's efforts to improve performance.</p>
<p>5. Percent of children with IEPs aged 6 through 21: B. Removed from regular class greater than 60% of the day; or [Results Indicator]</p>	<p>Guam's FFY 2005 reported data for this indicator are 29%. Guam's met its FFY 2005 target of 29%.</p>	<p>Guam met its target and OSEP appreciates Guam's efforts to improve performance.</p>
<p>5. Percent of children with IEPs aged 6 through 21: C. Served in public or private separate schools, residential placements, or homebound or hospital placements. [Results Indicator]</p>	<p>Guam's FFY 2005 reported data for this indicator are 0%. Guam met its FFY 2005 target of .04%.</p>	<p>Guam met its target and OSEP appreciates Guam's efforts to improve performance.</p>
<p>6. Percent of preschool children with IEPs who received special education and related services in settings with typically developing peers (i.e., early childhood settings, home, and part-time early childhood/part-time early childhood special education settings). [Results Indicator]</p>	<p>Guam's FFY 2005 reported data for this indicator are 55%. Guam met its FFY 2005 target of 47%.</p>	<p>Guam met its target and OSEP appreciates Guam's efforts to improve performance. Please note that, due to changes in the 618 State-reported data collection, this indicator will change for the FFY 2006 APR due February 1, 2008. States will be required to describe how they will collect valid and reliable data to provide baseline and targets in the FFY 2007 APR, due February 1, 2009.</p>
<p>7. Percent of preschool children with IEPs who demonstrate improved: A. Positive social-emotional skills (including social relationships);</p>	<p>Entry data provided.</p>	<p>Guam reported the required entry data and activities. Guam must provide progress data and improvement activities with the FFY 2006 APR, due February 1, 2008.</p>

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<p>B. Acquisition and use of knowledge and skills (including early language/ communication and early literacy); and</p> <p>C. Use of appropriate behaviors to meet their needs.</p> <p>[Results Indicator; New]</p>		
<p>8. 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.</p> <p>[Results Indicator; New]</p>	<p>Guam's FFY 2005 reported baseline data for this indicator are 62%.</p>	<p>Guam provided baseline data, targets and improvement activities and OSEP accepts the SPP for this indicator.</p>
Monitoring Priority: Disproportionality		
<p>9. Percent of districts with disproportionate representation of racial and ethnic groups in special education and related services that is the result of inappropriate identification.</p> <p>[Compliance Indicator; New]</p>	<p>Not Applicable.</p>	<p>This indicator is not applicable to Guam as the only racial/ethnic group present is Asian/Pacific Islander.</p>
<p>10. Percent of districts with disproportionate representation of racial and ethnic groups in specific disability categories that is the result of inappropriate identification.</p> <p>[Compliance Indicator; New]</p>	<p>Not Applicable.</p>	<p>This indicator is not applicable to Guam as the only racial/ethnic group present is Asian/Pacific Islander.</p>
Monitoring Priority: Effective General Supervision		
<p>11. Percent of children with parental consent to evaluate, who were evaluated within 60 days (or State-established timeline).</p> <p>[Compliance Indicator; New]</p>	<p>Guam's FFY 2005 reported baseline data for this indicator are 44%.</p>	<p>Guam provided baseline data, targets and improvement activities and OSEP accepts the SPP for this indicator.</p> <p>The State reported data based on the Federal timeline within which the evaluation must be conducted.</p>

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		OSEP looks forward to reviewing data in the FFY 2006 APR, due February 1, 2008 that demonstrate compliance with the requirements of 34 CFR §300.301(c)(1), including data demonstrating correction of noncompliance identified in FFY 2005.
<p>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.</p> <p>[Compliance Indicator]</p>	<p>Guam's FFY 2005 reported data are 100%. However, as explained in the next column, Guam incorrectly calculated the measurement for this indicator. OSEP's calculation for this indicator based on Guam FFY 2005 data is 90%. Guam's FFY 2005 data represents progress from the FFY 2004 data of 46%. Based upon OSEP's calculation for his indicator, Guam did not meet its FFY 2005 target of 100%.</p>	<p>Guam's FFY 2005 reported data for this indicator was calculated incorrectly. Guam included 4 IEPs that did not meet the timeline requirement due to parental delays. The measurement for this indicator only allows for parent delays caused by parent refusal to provide consent. Part C instructions allow for the inclusion of parental delays however, Part B instructions for this Indicator allow for parental delays only if the delay is caused by parental refusal to provide consent.</p> <p>OSEP's March 15, 2006 SPP response letter required that Guam provide data that demonstrated compliance with 34 CFR §300.132 (now 34 CFR §300.124) by March 28, 2006. The State reported in the March 28, 2006 Progress Report that from September 2, 2005 to March 1, 2006, 100% of children referred by Part C, who were found eligible for Part B, had an IEP developed and implemented by their third birthday.</p> <p>The State must review its improvement strategies and revise them, if appropriate, to ensure that they will enable the State to include data in the FFY 2006 APR, due February 1, 2008, that demonstrate compliance with requirements of 34 CFR §300.124, including data demonstrating correction of noncompliance identified in FFY 2005.</p>
<p>13. Percent of youth aged 16 and above with an IEP that includes coordinated, measurable, annual IEP goals and transition services that will reasonably enable the student to meet the post-secondary goals.</p> <p>[Compliance Indicator; New]</p>	<p>Guam's FFY 2005 reported baseline data for this indicator are 13%.</p>	<p>Guam provided baseline data, targets and improvement activities and OSEP accepts the SPP for this indicator.</p> <p>OSEP looks forward to reviewing data in the FFY 2006 APR, due February 1, 2008 that demonstrate compliance with the requirements of 34 CFR §300.320(b), including data demonstrating correction of noncompliance identified in FFY 2005.</p>
<p>14. Percent of youth who had IEPs, are no longer in secondary school and who have been competitively employed, enrolled in some type of post-secondary school, or both, within one year of leaving high school.</p>	<p>Guam provided a plan that describes how data will be collected.</p>	<p>Guam provided a plan that describes how these data will be collected.</p> <p>Guam must provide baseline data, targets, and improvement activities with the FFY 2006 APR, due February 1, 2008.</p>

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[Results Indicator; New]		
<p>15. General supervision system (including monitoring, complaints, hearings, etc.) identifies and corrects noncompliance as soon as possible but in no case later than one year from identification.</p> <p>[Compliance Indicator; New]</p>	<p>In its FFY 2005 APR, the State reported 64% compliance for this indicator. However, because school monitoring visits were not conducted in FFY 2004 (2004-2005), those data are based upon correction of findings of noncompliance that the State made in 2005-2006, rather than correction in 2005-2006 of findings that the State made in 2004-2005, as required by the measurement for this indicator. Therefore, the State's data are not valid and reliable and OSEP cannot determine whether the State met its FFY 2005 target.</p>	<p>Because school monitoring visits were not conducted in FFY 2003, Guam was unable to provide FFY 2004 baseline data on the percent of findings of noncompliance that were corrected within one year of identification. Guam did provide FFY 2004 baseline data that 33% percent of noncompliance identified through other general supervision components, such as complaints and due process hearings, was corrected within one year of identification.</p> <p>Because school monitoring visits were not conducted in FFY 2004, Guam was unable to provide FFY 2005 progress data on the percent of findings of noncompliance made in 2004-2005 that were corrected within one year of identification in 2005-2006, as required by the measurement for this indicator.</p> <p>OSEP's March 15, 2006 SPP response letter required Guam to include in the February 1, 2007 APR: (1) data that demonstrate correction of outstanding noncompliance identified through other general supervision mechanisms in the FFY 2004 SPP; (2) data on its progress in correcting findings of noncompliance identified in FFY 2005; (3) data that demonstrate compliance with the requirement at 34 CFR §300.504(c) (now 34 CFR §300.504(d)) to provide the notice of procedural safeguards in the native language of the parent and take steps to ensure that the parent understands the content of the notice and that there is written evidence that the requirements at 34 CFR §300.504(c) are met; and (4) data that demonstrate compliance with the requirements at 34 CFR §§300.121, 300.300 and 300.350(a) (now 34 CFR §300.101) regarding children with disabilities receiving all of the special education and related services on their IEP.</p> <p>In the FFY 2005 APR, Guam reported on its progress in correcting findings of noncompliance identified in FFY 2005. Guam reported that 64% of findings of noncompliance (7 out of 11 findings) identified in FFY 2005 were corrected within one year of identification.</p> <p>Guam reported that procedures are in place to address oral translations of the notice of procedural safeguards and written translations have been initiated. Guam still reports this as an area of noncompliance.</p> <p>Guam reported data that 93% of required services are provided to students with disabilities. Guam keeps track of the delivery of special education and</p>

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		<p>related services as specified in IEPs and has initiated several activities to address its personnel shortage. Guam still reports this as an area of noncompliance.</p> <p>Guam must review its improvement activities and revise them, if appropriate, to ensure they will enable the State to meet the requirements of 20 U.S.C. 1232d(b)(3)(E), and 34 CFR §§300.149 and 300.600. In its response to Indicator 15, the State must provide in the FFY 2006 APR, due February 1, 2008: (1) data on correction of outstanding noncompliance identified through other general supervision mechanisms in the FFY 2004 SPP; (2) data that demonstrate compliance with the requirement at 34 CFR §300.504(d) to provide the notice of procedural safeguards in the native language of the parent and take steps to ensure that the parent understands the content of the notice and that there is written evidence that the requirements at 34 CFR §300.504(d) are met; (3) data that demonstrate compliance with the requirements at 34 CFR §300.101 regarding children with disabilities receiving all of the special education and related services on their IEPs; and (4) data, disaggregated by APR indicator, on the status of timely correction of the noncompliance of findings identified by the State during FFY 2005. In addition, the State must, in responding to Indicators 11, 12, and 13, specifically identify and address the noncompliance identified in this table under those indicators.</p>
<p>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.</p> <p>[Compliance Indicator]</p>	<p>Guam's FFY 2005 reported data for this indicator are 100% (3 out of 3). Guam met its FFY 2005 target of 100%.</p>	<p>Guam revised the baseline for this indicator in its SPP and OSEP accepts those revisions.</p> <p>OSEP's March 15, 2006 SPP response letter required Guam to include in the February 1, 2007 APR data that demonstrate full compliance with 34 CFR §300.661(a) and (b) (now 34 CFR §300.152(a) and (b)).</p> <p>OSEP appreciates Guam's efforts in achieving compliance.</p>
<p>17. Percent of fully adjudicated due process hearing requests that were fully adjudicated within the 45-day timeline or a timeline that is properly extended by the hearing officer at the request of either party.</p> <p>[Compliance Indicator]</p>	<p>Guam reported no fully adjudicated hearings were held in FFY 2005.</p>	<p>Guam reported no fully adjudicated hearings were held in FFY 2005.</p>

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<p>18. Percent of hearing requests that went to resolution sessions that were resolved through resolution session settlement agreements.</p> <p>[Results Indicator]</p>	<p>Guam's FFY 2005 reported data for this indicator are 100% (6 out of 6).</p>	<p>Guam reported 6 resolution sessions were held in FFY 2005. Guam is not required to provide targets or improvement activities until any FFY in which 10 or more resolution meetings are held.</p>
<p>19. Percent of mediations held that resulted in mediation agreements.</p> <p>[Results Indicator]</p>	<p>Guam's FFY 2005 reported data for this indicator are 100% (1 out of 1).</p>	<p>Guam reported one mediation was held in FFY 2005. Guam is not required to provide targets or improvement activities until any FFY in which 10 or more mediations are held.</p>
<p>20. State reported data (618 and State Performance Plan and Annual Performance Report) are timely and accurate.</p> <p>[Compliance Indicator]</p>	<p>Guam's FFY 2005 reported data for this indicator are 100%. Guam reported that it met its FFY 2005 target of 100%.</p>	<p>Although the State reported 100% compliance for this indicator, the State did not provide valid and reliable data for Indicator 15. The State must provide data in the FFY 2006 APR, due February 1, 2008, that demonstrate compliance with the requirements in IDEA section 618 and 34 CFR §§76.720 and 300.601(b).</p>