State

Part B State Performance Plan (SPP) and Annual Performance Report (APR)

Instruction Sheet

I. General Instructions

Information Collection 1820-0624, *Part B State Performance Plan (Part B – SPP) and Annual Performance Report (Part B – APR)*, contains both Part B – SPP and Part B – APR instructions. The instruction sheet is divided into four sections: 1) General Instructions; 2) State Performance Plan; 3) Annual Performance Report; and 4) Related Requirements. States are encouraged to make note of the following due dates and implement a development schedule accordingly:

1) By February 1, 2007, States must EITHER –

   A. Submit a revised complete SPP that addresses all of the "New Indicators, " and any deficiencies identified in the Office of Special Education Programs' SPP response letter that was issued earlier this year; OR

   B. Submit, using the SPP template, complete information for all of the "New Indicators" and any deficiencies identified in the Office of Special Education Programs' SPP response letter that was issued earlier this year. In this case, the State also must indicate where on its website that a complete copy of the SPP, including the new information, is available.

2) By February 1, 2007, States must submit the FFY 2005 APR.

Please note that for the February 1, 2007 submission States must provide, at least, SPP information for "New Indicators" 4B, 7, 8, 9, 10, 11, 13, and 18, and APR information for Indicators 1, 2, 3, 4A, 5, 6, 12, 14, 15, 16, 17, 19, and 20.

When completing the SPP and APR, States will need to use the following parts of Information Collections 1820-0624 and 1820-0677.

SPP Materials –

- SPP Instructions (See Section II of the enclosed Instructions.)
- Part B Indicator/Measurement Table with Instructions[1]
- SPP Template

APR Materials –

- APR Instructions (See Section III of the enclosed Instructions.)
- Part B Indicator/Measurement Table with Instructions
- For the FFY 2005 (2005-2006) APR, use Table 7 of Information Collection 1820-0677 (*Report of Dispute Resolution Under Part B of the Individuals with Disabilities Education Act*) when addressing the following Monitoring Priority and Indicators: Effective General Supervision Part B / General Supervision, Indicators 16, 17, 18, and 19.
- APR Template

As noted in the conference report to HR 1350, it is Congress' expectation that SPPs, indicators, and targets will be developed with broad stakeholder input and public dissemination. Therefore, the State is required to provide information in the Overview to State Performance Plan Development section of the SPP template to specify how the State: 1) Obtained 'broad input' from stakeholders related to "New Indicators"; and 2) Disseminated the SPP to the public.

Similarly, in the APR, the State is to provide a description of the process the State used to develop the APR. The description must include how and when the State will report annually to the public on: 1) the State's progress and/or slippage in meeting the 'measurable and rigorous targets' found in the SPP; and 2) the performance of each local educational agency located in the State on the targets in

[1] Monitoring Priorities, indicators, and measurements included on the *Part B Indicator Measurement Table* are to be used to populate designated sections of the SPP and APR Templates. Populated templates can be found at http://www.ed.gov/policy/speced/guid/idea/bapr/index.html

the SPP.

The *Part B Indicator Measurement Table* lists the Monitoring Priorities and Indicators, required data sources and measurement and instructions for providing the required information for each indicator. In addition to the percentages required in the indicators, States are required to provide actual numbers used in the calculations.[2] In examining data, States are encouraged to use the strategies and questions provided in the *Using Data to Guide Improvement Efforts: Data Analysis* workshop. These questions can be accessed at http://www.ed.gov/policy/speced/guid/idea/bapr/index.html

States may add indicators if there are additional areas that the State wishes to track and measure. If additional indicators are added the State is to include a data source, measurement, and calculation for each indicator added. In addition, the State must include targets and data to address its performance against the targets the State establishes for those additional indicators.

States are allowed to use sampling when so indicated on the *Part B Indicator Measurement Table.* When sampling is used, a description of the sampling methodology outlining how the design will yield valid and reliable estimates *must* be submitted to OSEP. The description must describe the: (a) sampling procedures followed (e.g., random/stratified, forms validation); and (b) similarity or differences of the sample to the population of students with disabilities (e.g., how all aspects of the population such as disability category, race, age, gender, etc. will be represented). The description must also include how the State Education Agency addresses any problems with: (1) response rates; (2) missing data; and (3) selection bias.

Samples from local education agencies (LEAs) must be representative of each of the LEAs sampled considering such variables as disability categories, age, race, and gender. If a State chooses to sample LEAs, all LEAs with average daily memberships (ADM) of over 50,000 *must* be included in the sample. States have the option of sampling within some LEAs and using a census (i.e., obtaining data from the total targeted population) in other LEAs. Relative to small districts, the State shall not report to the public or the Secretary any information on performance that would result in the disclosure of personally identifiable information about individual children or where the available data is insufficient to yield statistically reliable information, i.e., numbers are too small.

For indicators that permit sampling, the State must include in its report on the performance of LEAs the most recently available performance data on each LEA and the date the data were obtained. If a State is using sampling for one or more indicators, the State must sample on the performance of each LEA on each of those indicators at least once during the course of the SPP. Further, if a State is using sampling, the State must collect data from a representative sample of LEAs each year in order to report on State performance annually.

To submit an SPP and/or APR:

Submit a copy of the SPP and/or APR to the following address:

U.S. Department of Education
ATTN: Janet Scire / Mail Stop 2600
7100 Old Landover Road
Landover, MD, 20785-1506

If available, a corresponding electronic text file of the SPP and/or APR should be submitted to OSERS.bapr@ed.gov

The submission requirements, tables, and templates that should be used to complete the Part B SPP and/or APR can be accessed electronically at http://www.ed.gov/policy/speced/guid/idea/monitor/index.html.

If you have any further questions about the SPP and/or APR and/or the submission options listed above, please contact your Part B State contact.

[2] States are not required to provide the actual numbers if they are using percentages from the 618 data that have been previously calculated and are presented on IDEADATA.org.

State

II. State Performance Plan (SPP)

The State Performance Plan (FFY 2005-2010) was submitted on December 2, 2005 and is to be reviewed by the State at least once every six years. The Secretary shall review each SPP. A SPP shall be deemed approved by the Secretary unless the Secretary makes a written determination, prior to the expiration of the 120-day period beginning on the date on which the Secretary received the plan, that the plan does not meet the requirements of 20 U.S.C. 1416, including the specific provisions described at 20 U.S.C. 1416(b).

States are to provide information, as instructed, in the following section of the SPP Template:

Overview of State Performance Plan Development:

- Provide a description of the process the State used to develop the SPP. The description must include how the State:
  - Obtained 'broad input' from stakeholders; and
  - Will disseminate the SPP to the public.

Information found in the following sections of the SPP Template is provided by the Secretary:

Monitoring Priority:

- A prioritized area in which State and local education agencies' performance is measured. Monitoring priorities are determined by the Secretary.

Indicator:

- A statement used to help quantify and/or qualify a monitoring priority. Indicators are determined by the Secretary.

Measurement:

- Specific measures, determined by the Secretary and in designated cases by the State, used to quantify or qualify given indicators. Measurements are determined by the Secretary or in designated cases by the State.

States are to provide information, as instructed, in the following sections of the SPP Template:

Overview of Issue/Description of System or Process:

- Provide an overview or description of the issue (e.g., LRE) or system (e.g., monitoring).

Baseline Data:

- Provide baseline data using the measurements provided by the Secretary or as determined by the State.

Discussion of Baseline Data:

- Provide clarification needed in regard to the baseline data.

FFY:

- Indicate the federal fiscal year on which data are being reported.

Measurable and Rigorous Target:

- Designate, for each indicator, the desired level of performance to be reached for each specified federal fiscal year (FFY).
- Baseline, targets and improvement activities for Indicators 4B, 7, 8, 9, 10, 11, 13, and 18 are due with the FFY 2005 (2005-2006) APR due February 1, 2007.
- For Indicators 7 and 14, provide entry data on February 1, 2007. Baseline, targets, and improvement activities based on progress data that are to be provided with the FFY 2006 APR are due February 1, 2008. In the February 1, 2007 APR, describe how data are to be collected so that the State will be able to report baseline data, targets, and improvement activities with the FFY 2006 APR due February 1, 2008.
- Targets for Indicators 11, 12, 13, 15, 16, 17, and 20 cannot be less than 100%.
- Targets for Indicators 9 and 10 are 0%.

Improvement Activities/Timelines/Resources:

- Describe how the State will improve performance for each indicator, including activities, timelines, and resources.

III. Annual Performance Report

The State Annual Performance Report is to be submitted annually in accordance with 20 U.S.C. 1416(b)(2)(C)(ii)(II). The first APR will be due February 1, 2007. The State shall report annually to the public on the performance of each local educational agency located in the State on the targets in the State's performance plan. The State shall report annually to the Secretary and the public on the performance of the State under the State's performance plan.

States are to provide information, as instructed, in the following section of the APR Template:

Overview of the Annual Performance Report Development:

- Provide a description of the process the State used to develop the APR. The description must include how and when the State will report annually to the public on the:
  - Progress and/or slippage in meeting the 'measurable and rigorous targets' found in the SPP; and
  - Performance of each local educational agency located in the State on the targets in the SPP.

Information found in the following sections of the APR Template is provided by the Secretary:

Monitoring Priority:

- A prioritized area in which States and local education agencies' performance is measured. Monitoring priorities are determined by the Secretary.

Indicator:

- A statement used to help quantify and/or qualify a monitoring priority. Indicators are determined by the Secretary.

Measurement:

- Specific measures, determined by the Secretary and in designated cases by the State, used to quantify or qualify given indicators. Measurements are determined by the Secretary or in designated cases by the State.

States are to provide information, as instructed, the following sections of the APR Template:

FFY:

- Indicate the federal fiscal year on which data are being reported.

Measurable and Rigorous Target:

- Designate, for each indicator, the desired level of performance to be reached for the specified FFY.

Actual Target Data for *(Insert FFY)*:

- Provide the actual target data for the given indicator.

Discussion of Improvement Activities Completed and Explanation of Progress or Slippage that occurred for *(Insert FFY)*:

- Analyze data to form a basis for this discussion. Describe the improvement activities

implemented during the FFY and progress on meeting the targets. Describe any slippage, e.g., lack of progress on the target, improvement activities not completed, etc., that has occurred and how the State plans to address the slippage through adjustments or improvements made in State programs, policies, or practices. If the State did not meet a compliance target, provide information regarding the nature of the continuing noncompliance, improvement activities completed (e.g., review of policies and procedures, technical assistance, training, etc.) and any enforcement actions that were taken. Provide an explanation of performance data in this section, if needed.

- The State shall not report to the public or the Secretary any information on performance that would result in the disclosure of personally identifiable information about individual children or where the available data is insufficient to yield statistically reliable information, i.e., numbers are too small.

Revisions, with Justification, to Proposed Targets / Improvement Activities / Timelines / Resources for *(Insert FFY)*:

- Provide information on revised targets, activities, timelines or resources. This information should include the State's revisions to the SPP and justification for the revisions. Revisions to targets, activities, timelines or resources do not relieve the State of its responsibility to provide "Actual Target Data" for the given year.

IV. **Related Requirements**

This document includes a list of the Monitoring Priorities and Indicators and the requirements from the statutes and regulations that are related to each Priority and Indicator. The purpose of this document is to inform States of the statutory and/or regulatory requirements related to each Indicator that will be reviewed by OSEP as part of Focused Monitoring. That is, if OSEP determines that it will do Focused Monitoring in a State because that State is low performing or in noncompliance with a specific indicator, OSEP will review the Related Requirements for that Indicator as part of the Focused Monitoring. OSEP encourages States to examine their general supervision systems to determine how they address these Related Requirements.