

**2013 Local Education Agency Compliance Report**  
**Department of Special Education**  
**Prepared for Board of Trustees Meeting**  
**December 10, 2013**

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**Purpose of Report**

To inform the Board of the District’s special education compliance status associated with indicators 11, 12 and 13 in the State Performance Plan (SPP).

**Board Goal**

II. Teaching & Learning. . . In pursuit of excellence, the district will advocate and practice true accountability based on measurement of individual student progress over time, regardless of external mandates.

**History**

Annually the Texas Education Agency informs the district of its status related to special education compliance for State Performance Plan (SPP) indicators 11, 12 and 13. Each year, no later than August 31, the district electronically submits data associated with these three indicators to the TEA. The Agency reviews the data submission to determine the special education compliance status of these three indicators. For three consecutive years, DISD received a non-compliance status for SPP 11, 12, and 13. The chart below denotes the years of non-compliance. Beginning 2010-2011, the Special Education Leadership team began creating systems and implementing activities to move the district to a compliance status. Below is the compliance status for the years 2008-2009, 2009-2010, 2010-2011, 2011-2012 and 2012-2013.

<b>State Performance Plan (SPP) Indicator</b>	<b>2012-2013 Compliance Status</b>	<b>2011-2012 Compliance Status</b>	<b>2010-2011 Compliance Status</b>	<b>2009-2010 Compliance Status</b>	<b>2008-2009 Compliance Status</b>
Indicator 11 – Percent of children who are evaluated within 60 days of receiving parental consent for initial evaluation	<b>100%</b>	<b>100%</b>	97.4%	94.9%	98%
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 birthday.	<b>100%</b>	<b>100%</b>	100%	92.1%	82%
Indicator 13 – Percent of youth with IEPs aged 16 and above with an IEP that includes appropriate measurable postsecondary goals that are annually updated and based upon an age appropriate transition assessment, transition services, including courses of study, that will reasonably enable the student to meet those postsecondary goals, and annual IEP goals related to the student’s transition service needs.	<b>100%</b>	<b>100%</b>	89.5%	100%	98%

**Objective**

- Meet and maintain federal requirement of 100 % compliance for SPP 11, 12 and 13.

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**Status**

Based on a letter from the Texas Education Agency dated October 31, 2013, Denton ISD has met the “compliant” status for SPP indicators 11, 12 and 13. Attached is the letter for your reading.

<b>State Performance Plan (SPP) Indicator</b>	<b>2013 Compliance Status</b>
Indicator 11 – Percent of children who are evaluated within 60 days of receiving parental consent for initial evaluation	<b>100%</b>
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 birthday.	<b>100%</b>
Indicator 13 – Percent of youth with IEPs aged 16 and above with an IEP that includes appropriate measurable postsecondary goals that are annually updated and based upon an age appropriate transition assessment, transition services, including courses of study, that will reasonably enable the student to meet those postsecondary goals, and annual IEP goals related to the student’s transition service needs.	<b>100%</b>

**Activities to Maintain Federal State Performance Plan Compliance Status**

The Executive Director of Special Education and Special Education Supervisors will continue to review reports each grading period and meet with evaluation staff to ensure timelines are met for SPP indicators 11, 12 and 13. The Executive Director will meet with the Special Education Support Staff to review the compliance status as well as the requirements and their involvement in maintaining the compliant status. The Special Education Secondary Coordinator and the evaluation supervisors will continue to provide training and guidance to ensure continued compliance with the SPP 13 components. Additionally, she will meet regularly with the three Post-Secondary Facilitators (previously titled transition teachers) from each traditional secondary campus to ensure all component of SPP 13 are met for all students ages 14 – 21. As in the past, beginning early 2014 spring they will begin random sample folder reviews to review compliance status for the components of SPP 13. Finally, each grading period the campus special education evaluation staff will provide campus administrators with a list of outstanding referrals. Reports will include deadline for evaluation as well as timeline for ARD meeting.

Information Only

October 31, 2013

Dr. Jamie Wilson, Superintendent  
Denton ISD  
1307 N Locust St  
Denton, TX 76201

Subject: 2013 Local Educational Agency (LEA) Compliance Report

Dear Dr. Jamie Wilson:

The purpose of this letter is to notify your district of its status related to the special education compliance findings identified as a result of data collected and reviewed associated with Indicators 11, 12 and 13 in the State Performance Plan (SPP), in accordance with the Individuals with Disabilities Education Act (IDEA). By August 30, 2013, all districts and charter schools were required to submit data to the Texas Education Agency to determine compliance in regard to timely evaluations for students referred for special education services (SPP 11); timely and effective transition from IDEA Part-C early childhood intervention into IDEA Part-B early childhood special education (SPP 12); and secondary transition individualized education program (IEP) requirements (SPP 13) for the 2011-12 school year. The federally required state target for all three of these compliance indicators is 100%. Districts reporting less than 100% compliance were given an opportunity for clarification in which data corrections could be submitted by September 30, 2013. In accordance with federal regulation and guidance from the U.S. Department of Education Office of Special Education Programs (OSEP), when findings of noncompliance with the requirements of the IDEA are identified, including through a state's data review process, the State must require districts to correct the noncompliance as soon as possible, but in no case later than one year, after the State's written notification to the LEA of the finding of noncompliance. This letter serves as official written notification of findings of compliance or noncompliance for the following SPP indicators:

**Indicator 11**

Percent of children who were evaluated within 60 days of receiving parental consent for initial evaluation or, if the State establishes a timeframe within which the evaluation must be conducted, within that timeframe. (20 U.S.C. 1416(a)(3)(B))

**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))

**Indicator 13**

Percent of youth with IEPs aged 16 and above with an IEP that includes appropriate measurable postsecondary goals that are annually updated and based upon an age appropriate transition assessment, transition services, including courses of study, that will reasonably enable the student to meet those postsecondary goals, and annual IEP goals related to the student's transition service needs. (20 U.S.C. 1416(a)(3)(B))

**Status of Compliance and Corrective Action Required**

The attached LEA compliance profile reflects your LEA's compliance with SPP indicators 11, 12, and 13 for the 2012-13 reporting year.

The State appreciates the efforts of LEAs that reported 100% compliance for this and past years. No corrective action is required if the district reported 100% compliance with an indicator.



# TEXAS EDUCATION AGENCY

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Michael L. Williams  
Commissioner

LEAs that did not report, and subsequent clarification did not result in 100% compliance must complete corrective actions for each of the indicators in which the state target of 100% was not met. A corrective action plan must be developed to include all indicators that reflect noncompliance. The corrective action plan (CAP) will indicate the specific steps the LEA will take to ensure the full correction of the noncompliance.

For an LEA that is in any stage of intervention for the 2013-2014 performance-based monitoring (PBM) system in the special education program, the LEA will include the correction of the SPP indicators within a CAP that will be submitted according to the timelines for submittal of intervention required activities. These dates may be found in the guidance documents for the various stages of intervention. The guidance documents are on the TEA website at <http://www.tea.state.tx.us/pmi>.

For an LEA that is **not** staged in any stage of PBM interventions for special education, a CAP will be developed to include any SPP indicator reflecting noncompliance. LEAs will submit the CAP to the agency by **December 6, 2013**.

The CAP form is on the TEA website at <http://www.tea.state.tx.us/pmi/>. The LEA will submit the plan by uploading the form to the Intervention Stage and Activity Manager (ISAM) application on the TEA Secure Environment (TEASE). Instructions for uploading the document in ISAM can be found on the TEA website at <http://www.tea.state.tx.us/pmi/>.

Activities planned to achieve the required corrections should address:

- possible review/revision of the LEA's operating guidelines;
- steps/procedures that will be taken to correct the noncompliance identified in the review of student-specific information;
- steps/procedures that will be put in place to ensure that the same errors will not occur in the future; and
- how the LEA will monitor itself to know if the noncompliance is being corrected and remains corrected.

As stated earlier in this letter, the LEA must address and correct an issue of noncompliance as soon as possible, but in no case longer than one calendar year from this notification. Follow-up verification of the corrective action will be implemented through the Program Monitoring and Interventions process.

Should you have any questions regarding the data collection process you may call the Division of Federal and State Education Policy at 512-463-9414. For questions related to the submittal of corrective action information, call the Division of Program Monitoring and Interventions at 512-463-5226.

Sincerely,

Monica Martinez  
Interim Associate Commissioner  
Standards and Programs

cc: LEA Special Education Director  
Executive Director, Region 11 Education Service Center  
Special Education Contact, Region 11 Education Service Center

Enclosure



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## Local Educational Agency (LEA) Compliance Profile (2012-13) State Performance Plan Indicators 11, 12, and 13

Region 11  
County District No. 061901  
District Name Denton ISD

### Indicator 11

Percent of children who were evaluated within 60 days of receiving parental consent for initial evaluation or, if the State establishes a timeframe within which the evaluation must be conducted, within that timeframe. (20 U.S.C. 1416(a)(3)(B))

Compliance percentage	Compliance Status
100%	Compliant

### 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))

Compliance percentage	Compliance Status
100%	Compliant

### Indicator 13

Percent of youth with IEPs aged 16 and above with an IEP that includes appropriate measurable postsecondary goals that are annually updated and based upon an age appropriate transition assessment, transition services, including courses of study, that will reasonably enable the student to meet those postsecondary goals, and annual IEP goals related to the student's transition service needs. (20 U.S.C. 1416(a)(3)(B))

Compliance percentage	Compliance Status
100%	Compliant



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**Information Only**

October 31, 2013

Subject: 2013 Local Educational Agency (LEA) Clarification Participation Addendum

Denton ISD  
CDN 061901

As a requirement of the State Performance Plan (SPP) and the Annual Performance Report (APR), the Texas Education Agency (TEA) is required to determine whether local education agencies (LEA) meet the State performance goals for FFY 2012 (SY 2012-2013) included in Texas's SPP. In order to determine if the goal was met, data from the SPP data collection system in TEASE is reviewed for each district. According to data in the SPP system, Denton ISD appeared noncompliant and was given an opportunity for clarification in the SPP system. Thank you for submitting documentation to clarify your data for FFY 2012 (SY 2012-2013) Indicator(s) 11.

In accordance with OSEP Memorandum 09-02, the TEA must verify that the identified noncompliance (student level) has been corrected and that the specific regulatory requirements are being correctly implemented through a review of updated data. Denton ISD has demonstrated that both the identified noncompliance (student level) has been corrected and that a review of additional clarification data reflects 100% compliance with implementation of the specific regulatory requirements.

According to the data and clarifications submitted to the TEA, it has been determined that Denton ISD is 100% compliant, as required by IDEA for Indicator(s) 11, and is specifically reported in the enclosed Compliance Report. Any further action required pertaining to this or any other SPP Indicator is outlined in the enclosed 2013 Local Educational Agency (LEA) Compliance Report letter.