

NEW YORK STATE 2011 SCHOOL DISTRICT DETERMINATIONS PURSUANT TO PART B OF THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT (IDEA)

34 CFR section 300.600 requires each state to make determinations annually about the performance of each public school district based on the public school district's annual performance relating to State Performance Plan (SPP) indicators (see <http://www.p12.nysed.gov/specialed/spp/2011/final211.htm>). These determinations must be made in consideration of information obtained through monitoring visits, other public information made available, including any audit findings and whether the data submitted by the local educational agency (LEA) is valid, reliable, and timely. The state must consider compliance and may consider other performance indicators in relation to the state's targets for improvement for these indicators. Based upon this information, the state must determine whether the district:

- meets the requirements and purposes of IDEA;
- needs assistance in implementing the requirements of IDEA;
- needs intervention in implementing the requirements of IDEA; or
- needs substantial intervention in implementing the requirements of IDEA.

Each school district identified as Needs Assistance or Needs Intervention is required, pursuant to the state's authority in 34 CFR §300.300, to obtain technical assistance to improve its performance results and/or correction of findings of noncompliance.

In addition, 34 CFR §300.608 requires that an LEA that is not meeting the requirements of Part B of IDEA, including the targets in the State's performance plan, is prohibited from reducing the LEAs maintenance of effort under §300.203 for any fiscal year.

See <http://www.p12.nysed.gov/specialed/spp/2011annualcriteria.htm> for information on the specific performance and compliance criteria the State used to make IDEA determinations.

The reason(s) (whether performance and/or compliance) for the IDEA determinations are indicated by an X. The # years means the number of consecutive years the district has had the identified IDEA determination. Compliance determinations were made based on data from August 31, 2011.