



Overview of IDEA Part B Annual Determinations Rubric and Changes

Division of Elementary, Secondary, and
Specialized Education

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Overview: Accountability Under IDEA

- The Individuals with Disabilities Education Act (IDEA) requires all states to have a special education performance plan.
 - The **State Performance Plan (SPP)** is a six-year plan that describes special education services in DC and our plan for continued improvement. The SPP covers 17 content areas, referred to as indicators.
 - The U.S. Department of Education (USED) requires states to report on their performance against the targets outlined in the SPP for each indicator via the **Annual Performance Report (APR)**, and uses the results from this report to make an annual determination on DC's overall performance.
 - Note that public charter schools who elect DCPS as their LEA for IDEA are not reported separately.
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Annual IDEA Performance Determinations

- In addition to the SPP and APR, states are required to make “determinations” annually under Section 616(d) on the performance of LEAs’ programs for students with disabilities.
34 CFR §300.600(a)
- **States must consider:**
 - Performance on compliance indicators;
 - Whether data submitted by LEAs are valid, reliable and timely;
 - Uncorrected noncompliance from other sources; and
 - Any audit findings.
- **States may also consider:**
 - Performance on results indicators; and
 - Other information.

OSSE's Determination Methodology

In making Part B LEA determinations, OSSE considers:

- Compliance with Annual Performance Report (APR) indicators;
- Information regarding timely, valid, and reliable data;
- On-site compliance monitoring and dispute resolution findings;
- Sub-recipient audit findings;
- Relevant financial data and compliance with the Funding for Public Schools and Public Charter School Amendment Act of 2011;
- Performance on results indicators; and
- Evidence of timely correction of findings of noncompliance.

Calculation and Determination Levels

The determination score is calculated by dividing the total points earned from elements 1 - 8 by the total possible points from elements 1 - 8.

$$\text{Determination score} = \frac{\text{Total points earned from elements 1 - 8}}{\text{Total points possible from elements 1 - 8}}$$

LEAs are assigned a determination level based on their overall percentage score.

- 81 - 100% → Meets Requirements
- 61 - 80% → Needs Assistance
- 41 - 60% → Needs Intervention
- 0 - 40% → Needs Substantial Intervention

Enforcement Actions

- States are required to apply enforcement actions to LEAs at certain determination levels for a given time period:
 - Needs assistance for two or more consecutive years
 - Needs intervention for three or more consecutive years
 - Needs substantial intervention at any time
- *Note: States have discretion to apply enforcement actions before an LEA meets the thresholds above

Why Did OSSE Make A Change?

In Federal Fiscal Year 2013 (FFY 13), OSSE identified 30 out of 39 LEAs as “meets requirements” through the IDEA determinations process. However, with its FFY 2014 submission of the APR, the District reported the following outcome data for students with disabilities:

Outcome	Percentage
Graduated with a regular diploma in 4 years	41%
College and career ready (level 3 or 4) based on the PARCC assessment	7%
Enrolled in higher education	17%
Competitively employed	9%
Enrolled in some type of postsecondary training, or engaged in some type of employment	11%

OSSE's Revision Process

After reviewing data trends and outcomes, OSSE engaged in a review process that included the following steps:

- Review of rubric components to determine which elements could not be changed and which elements allowed for flexibility
- Internal work group to develop recommendations for change
- Consultation with Local Education Agencies (LEAs) via webinar, with proposed changes and solicitation of input
- In-person focus group with LEAs and related stakeholders to further discuss potential changes
- Decision on final proposed revisions, based on input, and review with leadership
- Finalization of new rubric

Revisions made to the Rubric

Element-by-Element Overview

Element 1: Compliance Indicators

Element 1 is calculated based on the number of compliance indicators below in which the LEA demonstrated 100 percent compliance for indicators 4b, 9 and 10 and a 95 percent or above compliance rate for Indicators 11, 12, and 13, based on data collected through monitoring activities and APR reporting. **(REQUIRED)**

Element	FFY 2013 Weight	FFY 2014 Weight	Reason for Change
Significant Discrepancy (B4)	1 point	1 point	<ul style="list-style-type: none"> All indicators were previously weighted equally; new weights prioritize performance in areas of focus via current or prior USED special conditions Most LEAs do not meet the 100% compliance target; new approach provides ability to consider progress on correction of noncompliance as well as overall compliance, and provides ability to receive credit when compliance is less than 100%
Disproportionate Representation by race (B9)	1 point	1 point	
Disproportionate Representation by Race and Disability (B10)	1 point	1 point	
Timely Initial Evaluations (B11)	1 point	2 points	
C to B Transition (B12)	1 point	2 points	
Secondary Transition (B13)	1 point	2 points	
Total Points	6 points	9 points	
Percent of Calculation	21%	33%	

Element 2: Timely, Valid, and Reliable Data

Element 2 is based on the LEAs submission of timely, valid, and reliable data to the state. **(REQUIRED)**

Element	FFY 2013 Weight	FFY 2014 Weight	Reason for Change
Timely submission of Child Count data	4 points	1 point	<ul style="list-style-type: none"> Previously, OSSE only considered timely submission of Child Count data under this category Change moves additional administrative submissions from other sections under element 2 Change reduces overall weight of administrative items
Timely submission of IDEA Phase I and Phase II applications	N/A	1 point	
Timely submission of Maintenance of Effort (MOE) data	N/A	1 point	
Total Points	4 points	3 points	
Percent of Calculation	14%	11%	

Element 3: Monitoring Results

Element 3 is broken down into two subparts: a) results of on-site monitoring reviews, and b) the results of any dispute resolution reviews, such as state complaints and hearing officer determinations.

Element	FFY 2013 Weight	FFY 2014 Weight	Reason for change
3A – Percent of items reviewed during the on-site monitoring process that were fully compliant. (Ex. 9 out of 10 items reviewed were compliant = 90%)	Up to 2 points	Up to 2 points	<ul style="list-style-type: none"> No change
3B – Number of findings that resulted from dispute resolution activities.	Up to 2 points	Up to 2 points	<ul style="list-style-type: none"> No change
Total Points	4 points	4 points	
Percent of Calculation	14%	15%	

Element 4: Audit Results

Element 4 is calculated based on the results of their sub-recipient audit reports.

Element	FFY 2013 Weight	FFY 2014 Weight	Reason for change
Results of the A-133 audit required by federal law for sub-recipients receiving more than \$500k* in federal grant funds	Average of 4 points	Average of 4 points	<ul style="list-style-type: none"> No change Clarification that the most recent audit available for each LEA is used for this element
Results of the independent financial audit required by local law			
Total Points	4 points	4 points	
Percent of Calculation	14%	15%	

***The threshold will increase to \$750k for future determinations in alignment with federal updates.**

Element 5: IDEA Reimbursement

Element 5 is calculated based on the LEA's rate of reimbursements for IDEA funds.

Element	FFY 2013 Weight	FFY 2014 Weight	Reason for change
Where the LEA sought valid reimbursement for at least 60% (45% in FFY 2013) of its IDEA funds within the first 15 months of the grant cycle.	2 points	2 points	<ul style="list-style-type: none"> Timely use of federal grant funds is a key obligation, as it ensures services are provided as intended As the sub-recipient has 27 months to utilize the grant; a 60% threshold at 15 months seemed reasonable and not an undue burden
Whether or not the LEA submitted its Phase I and Phase II IDEA applications timely.	2 points	N/A (moved to element 2)	
Total Points	4 points	2 points	
Percent of Calculation	14%	7%	<ul style="list-style-type: none"> Timely submission of the IDEA applications (administrative item) is now considered under element 2

Element 6: LEA Maintenance of Effort (MOE)

Element 6 is calculated based on whether the LEA was compliant with MOE requirements.

Element	FFY 2013 Weight	FFY 2014 Weight	Reason for Change
Did the provide required data on MOE to OSSE timely?	1 point	N/A (element 2)	<ul style="list-style-type: none"> Timely reporting on MOE data (administrative item) will be considered under element 2
Did the LEA comply with IDEA Maintenance of effort (MOE) requirements?	1 point	1 point	
Total Points	2 points	1 point	
Percent of Calculation	7%	4%	

Element 7: Performance Indicators

Element 7a (Indicator 3b) is calculated based on whether or not the LEA met participation targets for the disability subgroup on math and/or reading assessments.

Element in FFY 2013	Element in FFY 2014	FFY 2013/2014 Weight	Reason for Change
Did the LEA meet AMO targets for math?	Did the LEA meet the 95% participation rate target for the disability subgroup on the PARCC math assessment?	1 point	<ul style="list-style-type: none"> No change to weight for this element FFY 2014 was the first year LEAs participated in Partnership for Assessment of Readiness for College and Careers (PARCC) Annual Measurable Objective (AMO) not applicable for FFY 2014 and 2015 reporting per USED guidance and changes to the accountability system under the Elementary and Secondary Education Act (ESEA) as amended by the Every Student Succeeds Act (ESSA)
Did the LEA meet AMO targets for reading?	Did the LEA meet the 95% participation rate target for the disability subgroup on the PARCC reading assessment?	1 point	
Total Points	2 points	2 points	
Percent of Calculation	7%	7%	

Element 7: Performance Indicators

Element 7b (Indicator 3c) will be calculated based on LEA performance on statewide math and/or reading assessments.

Element	FFY 2014 Weight	Reason for Change
<p>LEA Performance on PARCC for math and/or reading:</p> <p>Level 1: Percentage of students who did not yet meet expectations</p> <p>Level 2: Percentage of students who partially met expectations</p> <p>Level 3: Percentage of students who approached expectations</p> <p>Level 4: Percentage of students who met expectations</p> <p>Level 5: Percentage of students who exceeded expectations</p>	<p>No weight will be assigned to this element for FFY 2014</p> <p>Data is previewed for planning purposes</p>	<ul style="list-style-type: none"> • Currently, OSSE only considers participation on assessments • FFY 2014 was the first year LEAs participated in the Partnership for Assessment of Readiness for College and Careers (PARCC) • OSSE will consider PARCC disability subgroup performance results in alignment with the timeline for use of PARCC results in OSSE’s overall accountability framework under ESSA

Element 8: Correction of Noncompliance

Element 8 is calculated based on the timely correction of identified noncompliance.
(REQUIRED)

Element	FFY 2013 Weight	FFY 2014 Weight	Reason for Change
Percent of noncompliance corrected within the required timeline.	2 points	2 points	<ul style="list-style-type: none">No change
Total Points	2 points	2 points	
Percent of Calculation	7%	7%	

Contact Information

We appreciate the LEAs that provided input into this revision process!

For more information regarding the FFY 2014 IDEA Part B Determinations rubric, please contact Megan Williams at Megan.Williams@dc.gov or (202) 741-0477.