



IDEA, PART C
DATA DICTIONARY

(Revised February 2012)

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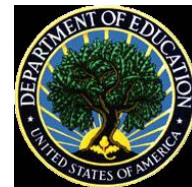
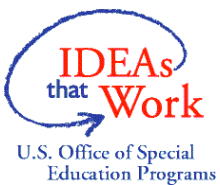


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INTRODUCTION

The Data Accountability Center (DAC), under a grant to Westat from the Office of Special Education Programs (OSEP), provides technical assistance in the collection of data for programs authorized under *IDEA*. One of the areas of assistance requested by states was a dictionary of terms that appear in the annual data collection forms.

This Data Dictionary includes terms found in the following Part C data tables or in the instructions for the tables:

1. Table 1 - Count of Infants and Toddlers
2. Table 2 - Program Settings
3. Table 3 - Infants and Toddlers Exiting Part C
4. Table 4 - Dispute Resolution

The terms are listed in alphabetical order with a notation at the bottom of each page indicating the table where the term is found. When a definition contains other terms that are defined in the dictionary, those terms appear in italics. Listings of the terms found on individual tables appear on pages iv through vii. The listing on pages viii through ix notes which terms appear on multiple tables.

Definitions in this dictionary take precedence over those provided in previous dictionaries. This dictionary reflects the 2004 amendments to *IDEA* and revised 34 CFR Part 303 regulations.

Terms From Table 1: Count of Infants and Toddlers

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Community-based	4
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White.....	38

Terms From Table 3: Infants and Toddlers Exiting Part C

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Age (Exiting).....	1
American Indian or Alaska Native.....	2
Asian or Pacific Islander	2
At-risk	3
Attempts to contact the parent and/or child were unsuccessful.....	3
Black or African American	4
Deceased.....	7
Early intervention services	10
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Terms From Table 4: Dispute Resolution

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Terms Found on Multiple Tables

<u>Term</u>	<u>Tables</u>	<u>Page</u>
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Asian or Pacific Islander	Count of Infants and Toddlers Program Settings Infants and Toddlers Exiting Part C	2
At risk	Count of Infants and Toddlers Program Settings Infants and Toddlers Exiting Part C	3
Black or African American	Count of Infants and Toddlers Program Settings Infants and Toddlers Exiting Part C	4
Count date	Count of Infants and Toddlers Program Settings	7
Early intervention services	Count of Infants and Toddlers Program Settings Infants and Toddlers Exiting Part C	10
Gender	Count of Infants and Toddlers Infants and Toddlers Exiting Part C	14
Hispanic or Latino	Count of Infants and Toddlers Program Settings Infants and Toddlers Exiting Part C	17
Individualized family service plan (IFSP)	Count of Infants and Toddlers Program Settings Infants and Toddlers Exiting Part C	18
Infants and toddlers with disabilities	Count of Infants and Toddlers Program Settings Infants and Toddlers Exiting Part C	19
Native Hawaiian or Other Pacific Islander	Count of Infants and Toddlers Program Settings Infants and Toddlers Exiting Part C	24
Other setting	Count of Infants and Toddlers Program Settings	28
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<u>Term</u>	<u>Tables</u>	<u>Page</u>
Two or more races	Count of Infants and Toddlers Program Settings Infants and Toddlers Exiting Part C	37
Unduplicated count	Count of Infants and Toddlers Program Settings Infants and Toddlers Exiting Part C	38
White	Count of Infants and Toddlers Program Settings Infants and Toddlers Exiting Part C	38

Age

Age is a child's actual age in years on the date of the child count: state-designated date between October 1 and December 1 (inclusive) of the current reporting year (i.e., a child who is 1 year, 11 months old will be counted as 1 year old).

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 2 (Program Settings)

Age (Exiting)

A child's actual *age* in years on the date the child exited the Part C program (e.g., a child who is 1 year, 11 months old will be counted as 1 year old).

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

American Indian or Alaska Native

A person having origins in any of the original peoples of North and South America (including Central America) and who maintains tribal affiliation or community attachment. (Does not include persons of Hispanic/Latino ethnicity.)

Source

Federal Register Vol. 72, No. 202

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 2 (Program Settings)
Table 3 (Infants and Toddlers Exiting Part C)

Asian or Pacific Islander

A person having origins in any of the original peoples of the Far East, Southeast Asia, the Indian subcontinent, or the Pacific Islands. This includes, for example, Cambodia, China, India, Japan, Korea, Malaysia, Pakistan, the Philippine Islands, Thailand, Vietnam, Hawaii, Guam, and Samoa.

Source

Non-regulatory definition developed by OMB for data collection

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 2 (Program Settings)
Table 3 (Infants and Toddlers Exiting Part C)

At-risk

The term 'at-risk infant or toddler' means an individual under 3 years of age who would be at risk of experiencing a substantial developmental delay if *early intervention services* were not provided to the individual. At the state's discretion, at-risk infant or toddler may include an infant or toddler who is at risk of experiencing developmental delays because of biological or environmental factors that can be identified, such as low birth weight, respiratory distress as a newborn, lack of oxygen, brain hemorrhage, infection, nutritional deprivation, and a history of abuse or neglect, being directly affected by illegal substance abuse or withdrawal symptoms resulting from prenatal drug exposure.

Source

P.L. 108-446, Section 632(1)
34 CFR §§303.5

The defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 2 (Program Settings)
Table 3 (Infants and Toddlers Exiting Part C)

Attempts to contact the parent and/or child were unsuccessful

This includes all children under the age of 3 who had an active *IFSP* and for whom Part C personnel have been unable to provide *early intervention services* either due to lack of response from the parent or family, or inability to contact or locate the family or child after repeated, documented attempts. Include in this category any child who was no longer receiving services under Part B before reaching age 3, and who has not been reported in the categories 7-9.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

Black or African American

A person having origins in any of the Black racial groups of Africa. (Does not include persons of Hispanic/Latino ethnicity.)

Source

Federal Register Vol. 72, No. 202

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 2 (Program Settings)
Table 3 (Infants and Toddlers Exiting Part C)

Community-based

A setting where children without disabilities typically are found. These settings include but are not limited to child care centers (including family day care), preschools, regular nursery schools, early childhood center, libraries, grocery stores, parks, restaurants, and community centers (e.g., YMCA, Boys and Girls Clubs).

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 2 (Program Settings)

Complaint pending

A written, signed complaint that is either still under investigation or the lead agency's written decision has not been issued.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Complaint pending a due process hearing

A written, signed complaint in which one or more of the allegations in the complaint are the subject of a *due process complaint* that has not been resolved.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Complaint with report issued

A written decision was provided by the lead agency to the complainant regarding alleged violations of a requirement of Part C of *IDEA*.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Complaint withdrawn or dismissed

A written, signed complaint that was withdrawn by the complainant for any reason or that was determined by the lead agency to be resolved by the complainant and the early intervention service provider or lead agency through mediation or other dispute resolution means, and no further action by the lead agency was required to resolve the complaint; or a complaint dismissed by the lead agency for any reason, including that the complaint does not include all of the required content.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Count date

A date that is state designated between October 1 and December 1 (inclusive). States must use the same *count date* each year.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 1 (Count of Infants and Toddlers)
Table 2 (Program Settings)

Deceased

Infants and toddlers with disabilities who died during the reporting period, even if their death occurred at the age of *exit*.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following tables:

Table 3 (Infants and Toddlers Exiting Part C)

Decision within extended timeline

For states using the Part C due process hearing procedures, the written decision from a *hearing fully adjudicated* was provided to the parties in the hearing more than 30 days after the receipt of the *due process complaint*, but within a specific time extension granted by the hearing officer at the request of either party. For states using the Part B due process hearing procedures, a decision within extended timeline is the written decision (from a *hearing fully adjudicated*) provided to the parties in the hearing more than 30 or 45 days (whichever hearing timeline the state has adopted under 34 CFR §303.447(a) after the expiration of the resolution period, but within a specific time extension granted by the hearing or reviewing officer at the request of either party.

Source

34 Code of Federal Regulations §303.437 and §303.447(a)

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Decision within timeline

For states using the Part C due process hearing procedures, the written decision from a *hearing fully adjudicated* was provided to the parties in the due process hearing not later than 30 days after the receipt of the *due process complaint*. For states using the Part B due process hearing procedures, a decision within timeline is the written decision (from a *hearing fully adjudicated*) provided to the parties in the hearing not later than 30 days or 45 days (whichever hearing timeline the state has adopted under 34 CFR §303.447(a) after the expiration of the resolution period.

Source

Departmental definition based on 34 Code of Federal Regulations §303.430, §303.447, and §303.447(a)

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Due process complaint

A filing by a parent, early intervention service provider, or lead agency to initiate an impartial due process hearing on matters relating to the identification, evaluation, or placement of an infant or toddler with a disability or to the provision of appropriate *early intervention services* to such child.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Due process complaints withdrawn or dismissed

A *due process complaint* that has not resulted in a fully adjudicated due process hearing and is also not under consideration by a hearing officer. This includes *due process complaints* resolved through a *mediation agreement* or through a *written settlement agreement*, those settled by some other agreement between the parties (parent and early intervention service provider or lead agency) prior to completion of the due process hearing, those withdrawn by the filing party, those determined by the hearing officer to be insufficient or without cause, and those not fully adjudicated for other reasons.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Early intervention services

General. Early intervention services means developmental services that— (1) Are provided under public supervision; (2) Are selected in collaboration with the parents; (3) Are provided at no cost, except, subject to §§ 303.520 and 303.521, where Federal or State law provides for a system of payments by families, including a schedule of sliding fees; (4) Are designed to meet the developmental needs of an infant or toddler with a disability and the needs of the family to assist appropriately in the infant's or toddler's development, as identified by the IFSP Team, in any one or more of the following areas, including— (i) Physical Development; (ii) Cognitive development; (iii) Communication development; (iv) Social or emotional development; or (v) Adaptive development; (5) Meet the standards of the State in which the early intervention services are provided, including the requirements of part C of the Act; (6) Include services identified under paragraph (b) of this section; (7) Are provided by *qualified personnel* (as that term is defined in § 303.31), including the types of personnel listed in paragraph (c) of this section; (8) To the maximum extent appropriate, are provided in natural environments, as defined in § 303.26 and consistent with §§ 303.126 and 303.344(d); and (9) Are provided in conformity with an IFSP adopted in accordance with section 636 of the Act and § 303.20.

(b) *Types of early intervention services.* Subject to paragraph (d) of this section, early intervention services include the following services defined in this paragraph:

(1) *Assistive technology device and service* are defined as follows: (i) *Assistive technology device* means any item, piece of equipment, or product system, whether acquired commercially off the shelf, modified, or customized, that is used to increase, maintain, or improve the functional capabilities of an infant or toddler with a disability. The term does not include a medical device that is surgically implanted, including a cochlear implant, or the optimization (e.g., mapping), maintenance, or replacement of that device. (ii) *Assistive technology service* means any service that directly assists an infant or toddler with a disability in the selection, acquisition, or use of an assistive technology device. The term includes— (A) The evaluation of the needs of an infant or toddler with a disability, including a functional evaluation of the infant or toddler with a disability in the child's customary environment; (B) Purchasing, leasing, or otherwise providing for the acquisition of assistive technology devices by infants or toddlers with disabilities; (C) Selecting, designing, fitting, customizing, adapting, applying, maintaining, repairing, or replacing assistive technology devices; (D) Coordinating and using other therapies, interventions, or services with assistive technology devices, such as those associated with existing education and rehabilitation plans and programs; (E) Training or technical assistance for an infant or toddler with a disability or, if appropriate, that child's family; and (F) Training or technical assistance for professionals (including individuals providing education or rehabilitation services) or other individuals who provide services to, or are otherwise substantially involved in the major life functions of, infants and toddlers with disabilities. (2) *Audiology services* include— (i) Identification of children with auditory impairments, using at-risk criteria and appropriate audiologic screening techniques; (ii) Determination of the range, nature, and degree of hearing loss and communication functions, by use of audiological evaluation procedures; (iii) Referral for medical and other services necessary for the habilitation or rehabilitation of an infant or toddler with a disability who has an auditory impairment; (iv) Provision of auditory

(Continued)

Early intervention services (continued)

training, aural rehabilitation, speech reading and listening devices, orientation and training, and other services; (v) Provision of services for prevention of hearing loss; and (vi) Determination of the child's individual amplification, including selecting, fitting, and dispensing appropriate listening and vibrotactile devices, and evaluating the effectiveness of those devices. (3) *Family training, counseling, and home visits* means services provided, as appropriate, by social workers, psychologists, and other qualified personnel to assist the family of an infant or toddler with a disability in understanding the special needs of the child and enhancing the child's development. (4) *Health services* has the meaning given the term in § 303.16. (5) *Medical services* means services provided by a licensed physician for diagnostic or evaluation purposes to determine a child's developmental status and need for early intervention services. (6) *Nursing services* include—(i) The assessment of health status for the purpose of providing nursing care, including the identification of patterns of human response to actual or potential health problems; (ii) The provision of nursing care to prevent health problems, restore or improve functioning, and promote optimal health and development; and (iii) The administration of medications, treatments, and regimens prescribed by a licensed physician. (7) *Nutrition services* include— (i) Conducting individual assessments in— (A) Nutritional history and dietary intake; (B) Anthropometric, biochemical, and clinical variables; (C) Feeding skills and feeding problems; and (D) Food habits and food preferences; (ii) Developing and monitoring appropriate plans to address the nutritional needs of children eligible under this part, based on the findings in paragraph (b)(7)(i) of this section; and (iii) Making referrals to appropriate community resources to carry out nutrition goals. (8) *Occupational therapy* includes services to address the functional needs of an infant or toddler with a disability related to adaptive development, adaptive behavior, and play, and sensory, motor, and postural development. These services are designed to improve the child's functional ability to perform tasks in home, school, and community settings, and include—

- (i) Identification, assessment, and intervention;
 - (ii) Adaptation of the environment, and selection, design, and fabrication of assistive and orthotic devices to facilitate development and promote the acquisition of functional skills; and
 - (iii) Prevention or minimization of the impact of initial or future impairment, delay in development, or loss of functional ability.
- (9) *Physical therapy* includes services to address the promotion of sensorimotor function through enhancement of musculoskeletal status, neurobehavioral organization, perceptual and motor development, cardiopulmonary status, and effective environmental adaptation. These services include—
- (i) Screening, evaluation, and assessment of children to identify movement dysfunction;
 - (ii) Obtaining, interpreting, and integrating information appropriate to program planning to prevent, alleviate, or compensate for movement dysfunction and related functional problems; and

(Continued)

Early intervention services (continued)

(iii) Providing individual and group services or treatment to prevent, alleviate, or compensate for, movement dysfunction and related functional problems.

(10) *Psychological services* include—

(i) Administering psychological and developmental tests and other assessment procedures;

(ii) Interpreting assessment results;

(iii) Obtaining, integrating, and interpreting information about child behavior and child and family conditions related to learning, mental health, and development; and

(iv) Planning and managing a program of psychological services, including psychological counseling for children and parents, family counseling, consultation on child development, parent training, and education programs.

(11) *Service coordination services* has the meaning given the term in § 303.34.

(12) *Sign language and cued language services* include teaching sign language, cued language, and auditory/oral language, providing oral transliteration services (such as amplification), and providing sign and cued language interpretation.

(13) *Social work services* include—

(i) Making home visits to evaluate a child's living conditions and patterns of parent-child interaction;

(ii) Preparing a social or emotional developmental assessment of the infant or toddler within the family context;

(iii) Providing individual and family group counseling with parents and other family members, and appropriate social skill-building activities with the infant or toddler and parents;

(iv) Working with those problems in the living situation (home, community, and any center where early intervention services are provided) of an infant or toddler with a disability and the family of that child that affect the child's maximum utilization of early intervention services; and

(v) Identifying, mobilizing, and coordinating community resources and services to enable the infant or toddler with a disability and the family to receive maximum benefit from early intervention services.

(14) *Special instruction* includes—

(i) The design of learning environments and activities that promote the infant's or toddler's acquisition of skills in a variety of developmental areas, including cognitive processes and social interaction;

(ii) Curriculum planning, including the planned interaction of personnel, materials, and time and space, that leads to achieving the outcomes in the IFSP for the infant or toddler with a disability;

(iii) Providing families with information, skills, and support related to enhancing the skill development of the child; and

(iv) Working with the infant or toddler with a disability to enhance the child's development.

(15) *Speech-language pathology services* include—

(i) Identification of children with communication or language disorders and delays in development of communication skills, including the diagnosis and appraisal of specific disorders and delays in those skills;

(Continued)

Early intervention services (continued)

(ii) Referral for medical or other professional services necessary for the habilitation or rehabilitation of children with communication or language disorders and delays in development of communication skills; and

(iii) Provision of services for the habilitation, rehabilitation, or prevention of communication or language disorders and delays in development of communication skills.

(16) *Transportation and related costs* include the cost of travel and other costs that are necessary to enable an infant or toddler with a disability and the child's family to receive early intervention services.

(17) *Vision services* mean—

(i) Evaluation and assessment of visual functioning, including the diagnosis and appraisal of specific visual disorders, delays, and abilities that affect early childhood development;

(ii) Referral for medical or other professional services necessary for the habilitation or rehabilitation of visual functioning disorders, or both; and

(iii) Communication skills training, orientation and mobility training for all environments, visual training, and additional training necessary to activate visual motor abilities.

(c) *Qualified personnel*. The following are the types of qualified personnel who provide early intervention services under this part:

(1) Audiologists.

(2) Family therapists.

(3) Nurses.

(4) Occupational therapists.

(5) Orientation and mobility specialists.

(6) Pediatricians and other physicians for diagnostic and evaluation purposes.

(7) Physical therapists.

(8) Psychologists.

(9) Registered dietitians.

(10) Social workers.

(11) Special educators, including teachers of children with hearing impairments (including deafness) and teachers of children with visual impairments (including blindness).

(12) Speech and language pathologists.

(13) Vision specialists, including ophthalmologists and optometrists.

(d) *Other services*. The services and personnel identified and defined in paragraphs (b) and (c) of this section do not comprise exhaustive lists of the types of services that may constitute early intervention services or the types of qualified personnel that may provide early intervention services. Nothing in this section prohibits the identification in the IFSP of another type of service as an early intervention service provided that the service meets the criteria identified in

(Continued)

Early intervention services (continued)

paragraph (a) of this section or of another type of personnel that may provide early intervention services in accordance with this part, provided such personnel meet the requirements in § 303.31.
(Authority: 20 U.S.C. 1432(4))

Source

34 Code of Federal Regulations §303.13(a)
IDEA Section 632(4)

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 2 (Program Settings)
Table 3 (Infants and Toddlers Exiting Part C)

Gender

Classification of the student based on sex—male or female.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 3 (Infants and Toddlers Exiting Part C)

Health services

Health services mean services necessary to enable an otherwise eligible child to benefit from the other early intervention services under this part during the time that the child is eligible to receive early intervention services. (b) The term includes— (1) Such services as clean intermittent catheterization, tracheostomy care, tube feeding, the changing of dressings or colostomy collection bags, and other health services; and (2) Consultation by physicians with other service providers concerning the special health care needs of infants and toddlers with disabilities that will need to be addressed in the course of providing other early intervention services. (c) The term does not include— (1) Services that are— (i) Surgical in nature (such as cleft palate surgery, surgery for club foot, or the shunting of hydrocephalus); (ii) Purely medical in nature (such as hospitalization for management of congenital heart ailments, or the prescribing of medicine or drugs for any purpose); or (iii) Related to the implementation, optimization (e.g., mapping), maintenance, or replacement of a medical device that is surgically implanted, including a cochlear implant. (A) Nothing in this part limits the right of an infant or toddler with a disability with a surgically implanted device (e.g., cochlear implant) to receive the early intervention services that are identified in the child’s IFSP as being needed to meet the child’s developmental outcomes. (B) Nothing in this part prevents the EIS provider from routinely checking that either the hearing aid or the external components of a surgically implanted device (e.g., cochlear implant) of an infant or toddler with a disability are functioning properly; (2) Devices (such as heart monitors, respirators and oxygen, and gastrointestinal feeding tubes and pumps) necessary to control or treat a medical condition; and (3) Medical-health services (such as immunizations and regular “well-baby” care) that are routinely recommended for all children.

Source

34 Code of Federal Regulations §303.16

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

Hearing fully adjudicated

A hearing officer conducted a due process hearing, reached a final decision regarding matters of law and fact, and issued a written decision to the parties.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Hearing pending

A request for a due process hearing that has not yet been scheduled, is scheduled but has not yet been conducted, or has been conducted but is not yet fully adjudicated. (See definition for *hearing fully adjudicated*.)

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Hispanic or Latino

A person of Cuban, Mexican, Puerto Rican, South or Central American, or other Spanish culture or origin, regardless of race.

Source

Federal Register Vol. 72, No. 202

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 2 (Program Settings)
Table 3 (Infants and Toddlers Exiting Part C)

Home

The principal residence of the *eligible* infant's or toddler's family or caregivers.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following tables:

Table 2 (Program Settings)

Individualized family service plan (IFSP)

Individualized family service plan or *IFSP* means a written plan for providing early intervention services to an infant or toddler with a disability under this part and the infant's or toddler's family that— (a) Is based on the evaluation and assessment described in § 303.321; (b) Includes the content specified in § 303.344; (c) Is implemented as soon as possible once parental consent for the early intervention services in the IFSP is obtained (consistent with § 303.420); and (d) Is developed in accordance with the IFSP procedures in §§ 303.342, 303.343, and 303.345.(

Source

34 Code of Federal Regulations §303.20

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 2 (Program Settings)
Table 3 (Infants and Toddlers Exiting Part C)

Infants and toddlers with disabilities

Infant or toddler with a disability means an individual under three years of age who needs early intervention services because the individual— (1) Is experiencing a developmental delay, as measured by appropriate diagnostic instruments and procedures, in one or more of the following areas: (i) Cognitive development. (ii) Physical development, including vision and hearing. (iii) Communication development. (iv) Social or emotional development. (v) Adaptive development; or (2) Has a diagnosed physical or mental condition that— (i) Has a high probability of resulting in developmental delay; and (ii) Includes conditions such as chromosomal abnormalities; genetic or congenital disorders; sensory impairments; inborn errors of metabolism; disorders reflecting disturbance of the development of the nervous system; congenital infections; severe attachment disorders; and disorders secondary to exposure to toxic substances, including fetal alcohol syndrome. (b) *Infant or toddler with a disability* may include, at a State's discretion, an *at-risk infant or toddler* (as defined in § 303.5). (c) *Infant or toddler with a disability* may include, at a State's discretion, a child with a disability who is eligible for services under section 619 of the Act and who previously received services under this part until the child enters, or is eligible under State law to enter, kindergarten or elementary school, as appropriate, provided that any programs under this part must include—(1) An educational component that promotes school readiness and incorporates pre-literacy, language, and numeracy skills for children ages three and older who receive part C services pursuant to § 303.211; and (2) A written notification to parents of a child with a disability who is eligible for services under section 619 of the Act and who previously received services under this part of their rights and responsibilities in determining whether their child will continue to receive services under this part or participate in preschool programs under section 619 of the Act.

Source

34 Code of Federal Regulations §303.21

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 2 (Program Settings)
Table 3 (Infants and Toddlers Exiting Part C)

Maximum age

The upper age mandate for providing Part C services as defined by Federal or state law or policy.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

Mediation agreement

A written legally binding agreement signed by a parent and a representative of the lead agency who has authority to bind the lead agency, that specifies the resolution of any issues in the dispute that were reached through the mediation process. A *mediation agreement* that fully or partially resolves issues in dispute is included in *mediation agreements*.

Source

Departmental definition based on 34 Code of Federal Regulations §303.431

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Mediation held

A process conducted by a qualified and impartial mediator to resolve a disagreement between parties to a dispute involving any matter under Part C of *IDEA* and that concluded with or without a written mediation agreement between the parties.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Mediation not held

A request for mediation that did not result in a mediation being conducted by a qualified and impartial mediator. This includes requests that were withdrawn, requests that were dismissed, requests where one party refused to mediate, and requests that were settled by some agreement other than a *mediation agreement* between the parties.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Mediation held not related to due process complaint

A process conducted by a qualified and impartial mediator to resolve a disagreement between parties to a dispute involving any matter under Part C of *IDEA* that was not initiated by the filing of a due process complaint or did not include issues that were the subject of a due process complaint.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Mediation held related to due process complaint

A process conducted by a qualified and impartial mediator to resolve a disagreement between parties initiated by the filing of a *due process complaint* or included issues that were the subject of a *due process complaint*.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Mediation pending

A request for mediation that has not yet been scheduled or is scheduled but has not yet been held.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Mediation request

A request by a party to a dispute involving any matter under Part C of *IDEA* for the parties to meet with a qualified and impartial mediator to resolve the dispute(s).

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Moved out of state

Infants and toddlers with disabilities who moved out of state during the reporting period. This definition does not include children who moved within state (i.e., from one program to another) if services are known to be continuing.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

Native Hawaiian or Other Pacific Islander

A person having origins in any of the original peoples of Hawaii, Guam, Samoa, or other Pacific Islands. (Does not include persons of Hispanic/Latino ethnicity.)

Source

Federal Register Vol. 72, No. 202

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 2 (Program Settings)
Table 3 (Infants and Toddlers Exiting Part C)

No longer eligible for Part C *prior to reaching age three*

The definition includes children who within the 12-month reporting period have exited Part C before age three because they are no longer *eligible* under *IDEA*, Part C.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

No longer receiving services

Infants and toddlers with disabilities who was under age three and had an active individualized family service plan (IFSP) in place at some point during the reporting period and at the end of the reporting period either was no longer receiving services under Part C or had reached his or her third birthday. The categories of *reasons for exit* for counting purposes include children who:

1. *No longer eligible for Part C prior to reaching age three and,*
2. *Part B eligible, exiting Part C,*
3. *Part B eligible, continuing in Part C,*
4. *Not eligible for Part B, and exit with referrals to other programs,*
5. *Not eligible for Part B, and exit with no referrals,*
6. *Part B eligibility not determined,*
7. *Deceased,*
8. *Moved out of state,*
9. *Withdrawal by parent (or guardian),*
10. *Attempts to contact the parent and/or child were unsuccessful.*

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

Not eligible for Part B, exit with referrals to other programs

The definition includes all children who reached *maximum age* for Part C, were *determined not eligible for Part B*, and were referred to other programs, which may include preschool learning centers, Head Start (but not receiving Part B services), and *child care centers*, and/or were referred for other services, which may include *health* and *nutrition services*, such as WIC.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

Not eligible for Part B, exit with no referrals

The definition includes all children who reached *maximum age* for Part C and were determined *not eligible for Part B* services and were not referred to other programs.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

Nutrition services

Nutrition services include— (i) Conducting individual assessments in— (A) Nutritional history and dietary intake; (B) Anthropometric, biochemical, and clinical variables; (C) Feeding skills and feeding problems; and (D) Food habits and food preferences; (ii) Developing and monitoring appropriate plans to address the nutritional needs of children eligible under this part, based on the findings in paragraph (b)(7)(i) of this section; and (iii) Making referrals to appropriate community resources to carry out nutrition goals.

Source

34 Code of Federal Regulations §303.13(d)(7)

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

Other setting

Service settings other than:

1. *Home,*
2. *Community-based.*

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)

Table 2 (Program Settings)

Parent

Parent means— (1) A biological or adoptive parent of a child; (2) A foster parent, unless State law, regulations, or contractual obligations with a State or local entity prohibit a foster parent from acting as a parent; (3) A guardian generally authorized to act as the child’s parent, or authorized to make early intervention, educational, health or developmental decisions for the child (but not the State if the child is a ward of the State); (4) An individual acting in the place of a biological or adoptive parent (including a grandparent, stepparent, or other relative) with whom the child lives, or an individual who is legally responsible for the child’s welfare; or (5) A surrogate parent who has been appointed in accordance with § 303.422 or section 639(a)(5) of the Act. (b)(1) Except as provided in paragraph (b)(2) of this section, the biological or adoptive parent, when attempting to act as the parent under this part and when more than one party is qualified under paragraph (a) of this section to act as a parent, must be presumed to be the parent for purposes of this section unless the biological or adoptive parent does not have legal authority to make educational or early intervention service decisions for the child. (2) If a judicial decree or order identifies a specific person or persons under paragraphs (a)(1) through (a)(4) of this section to act as the “parent” of a child or to make educational or early intervention service decisions on behalf of a child, then the person or persons must be determined to be the “parent” for purposes of part C of the Act, except that if an EIS provider or a public agency provides any services to a child or any family member of that child, that EIS provider or public agency may not act as the parent for that child.

Source

34 Code of Federal Regulations §303.27

The above-defined term appears on the following table:

Table 2 (Program Settings)
Table 3 (Infants and Toddlers Exiting Part C)
Table 4 (Dispute Resolution)

Part B eligible, exiting Part C

All children who are determined to be *eligible* for Part B during the reporting period and who *exited* (or will soon exit) Part C. This includes children who receive Part B services in conjunction with Head Start.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

Part B eligible, continuing in Part C

All children determined to be eligible for Part B and whose parents were offered and consented to have their child remain in Part C under 20 USC §1432(5)(B)(ii) and §1435(c). The *Part B eligible, continuing in Part C* category may ONLY be used by a state whose application for *IDEA* Part C funds includes a policy under which parents of children with disabilities who were eligible for services under *IDEA* 619 and previously received services under Part C may continue to receive *early intervention services* under Part C beyond age three. States that do not offer this option under 20 USC §§1432(5)(B)(ii) and 1435(c) may NOT report children in this category.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

Part B eligibility not determined

All children *exiting* Part C services for whom Part B eligibility has not been made. Children who were referred for Part B evaluation, but for whom the eligibility determination has not been made or reported. This category also includes children for whom parents did not consent to transition planning. Include in this category any child who reached *maximum age* for Part C and who has not been counted as:

- *Eligible for IDEA, Part B;*
- *Not eligible for Part B, exit with referrals to other programs;* and
- *Not eligible for Part B, exit with no referrals.*

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

Primary setting

The service setting in which the infant or toddler receives the most hours of *early intervention service*. For example, a toddler who receives 1 hour of *home-based* service a month and 4 hours of service per month in a clinic (a *service provider location*) would be counted under the category “service provider location.”

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 2 (Program Settings)

Program setting

Type of services being received at a location, not the type of location. For example, children in a program designed for children with developmental delay or disabilities operated at a *hospital* should be counted under “program designed for children with developmental delay or disabilities.” Children who receive *physical therapy* at a *hospital* on an *outpatient* basis should be counted under “*service provider location*.” Children who are patients in a *hospital* are counted under “*hospital*.”

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 2 (Program Settings)

Public agency

As used in this part, *public agency* means the lead agency and any other agency or political subdivision of the State.

Source

34 Code of Federal Regulations §303.30

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 4 (Dispute Resolution)

Public supervision

Federal, state, or local funds used in connection with the provision of services; this includes children receiving services through a program funded by public monies as well as children receiving services from a private provider but whose services are supervised or paid for by a *public agency*.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)

Reason for exit

The reason the child is no longer receiving Part C services.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

Report with findings of noncompliance

The written decision provided by the lead agency to the complainant and local provider in response to a *written, signed complaint*, which finds the early intervention service provider or lead agency to be out of compliance with one or more requirements of Part C of *IDEA* or 34 CFR Part 303.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Report within extended timeline

The written decision from the lead agency was provided to the complainant and the local provider more than 60 days after the *written, signed complaint* was filed, but within an appropriately extended timeline. An appropriately extended timeline is an extension beyond 60 days that was granted due to exceptional circumstances that existed with respect to a particular complaint; or if the parent and the lead agency, *public agency* or early intervention service provider involved agreed to extend the time to engage in mediation, or to engage in other alternative means of dispute resolution, if available in the state or under state procedures.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Report within timeline

The written decision from the lead agency to the complainant and the local provider was provided not later than 60 days after receiving the *written, signed complaint*.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Residential facility

Treatment facility that is not primarily medical in nature where the infant or toddler currently resides and where he/she receives *early intervention services*.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 2 (Program Settings)

Resolution meeting

For States that have adopted Part B due process hearing procedures, a meeting, convened by the local provider or lead agency, between the parent and the relevant member(s) of the IFSP Team to discuss the parent's *due process complaint* and the facts that form the basis of the *due process complaint* so that the lead agency has the opportunity to resolve the dispute that is the basis for the *due process complaint*.

Source

Departmental definition based on 34 Code of Federal Regulations §303.442(a)

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Resolution period

For states that have adopted Part B due process hearing procedures, 30 days from the receipt of a *due process complaint* unless the period is adjusted because: (1) both parties agree in writing to waive the *resolution meeting*; or (2) after either the mediation or *resolution meeting* starts, but before the end of the 30-day period, the parties agree in writing that no agreement is possible; or (3) if both parties agree in writing to continue the mediation at the end of the 30-day *resolution period*, but later, the parent or local provider or lead agency withdraws from the mediation process.

Source

Departmental definition based on 34 Code of Federal Regulations §303.442(b)

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Resolved without a hearing

A *hearing request* that has not resulted in a fully adjudicated due process hearing and is also not under consideration by a hearing officer. This includes *hearing requests* resolved through a *mediation agreement* or through a *written settlement agreement*, those settled by some other agreement between the parties (parent and local service provider or lead agency) prior to completion of the due process hearing, those withdrawn by the filing party, those determined by the hearing officer to be insufficient or without cause, and those not fully adjudicated for other reasons.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Two or more races

A person having origins in two or more of the five race categories. (Does not include persons of Hispanic/Latino ethnicity.)

Source

Federal Register Vol. 72, No. 202

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 2 (Program Settings)
Table 3 (Infants and Toddlers Exiting Part C)

Unduplicated count

A particular child may be counted only once.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 2 (Program Settings)
Table 3 (Infants and Toddlers Exiting Part C)

White

A person having origins in any of the original peoples of Europe, the Middle East, or North Africa. (Does not include persons of Hispanic/Latino ethnicity.)

Source

Federal Register Vol. 72, No. 202

The above-defined term appears on the following tables:

Table 1 (Count of Infants and Toddlers)
Table 2 (Program Settings)
Table 3 (Infants and Toddlers Exiting Part C)

Withdrawal by parent (or guardian)

All children under the age of three whose parents declined all services (including service coordination services) after an *IFSP* was in place or declined to consent to *IFSP* services and provided written or verbal indication of withdrawal from services.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 3 (Infants and Toddlers Exiting Part C)

Written settlement agreement

A legally binding written document, signed by the parent and a representative of the lead agency who has authority to bind the lead agency, specifying the resolution of the dispute that formed the basis for a *due process complaint* arrived at in a *resolution meeting*. For the purposes of reporting on Table 4, a *written settlement agreement* is one that fully resolves all issues of the *due process complaint* and negates the need for a due process hearing.

Source

Departmental definition based on 34 Code of Federal Regulations §300.442((d)

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Written, signed complaint

A signed, written document submitted to a lead agency by an individual or organization (complainant) that alleges a violation of a requirement of Part C of *IDEA* or 34 CFR 303, including cases in which some required content is absent from the document.

Source

Non-regulatory definition developed by OSEP for data collection

The above-defined term appears on the following table:

Table 4 (Dispute Resolution)

Sources of Definitions

1. Code of Federal Regulations, Title 34 - Education, Part 300.
2. Code of Federal Regulations, Title 34 - Education, Part 303.
3. Code of Federal Regulations, Title 34 - Education, Parts 74-79.
4. Code of Federal Regulations, Title 34 - Education, Part 81.
5. *Federal Register*, vol. 72, No. 702.

Electronic Citations

1. Part C Regulations
<http://www.gpo.gov/fdsys/pkg/FR-2011-09-28/pdf/2011-22783.pdf>
2. Seven Race/ethnicity categories guidance
<http://edocket.access.gpo.gov/2007/pdf/E7-20613.pdf>