

**Guam Department of Education
Compliance Monitoring Office**

Special Education Compliance Summary Data
for the May 20, 2025 Guam Education Board Meeting

The Compliance Monitoring Office reviews the **Part B** data available through the special education student data management system as a means to monitor the schools for the following IDEA compliance requirements: **Initial Evaluations*, Eligibility Determination, timely IEPs, timely Reevaluations, LRE- the provision of related services, and Secondary Transition (*high schools only*).

Monitoring is conducted on an **annual basis**. Schools & the Division of Special Education have one year (from the date findings were issued) to correct and close any findings of noncompliance timely. Updated verifications are conducted **quarterly** to track the progress or lack thereof, leading up to the one year timeline; and beyond, if needed (*see quarterly verification schedule below*):

Time period: Verification	
January - March: April	April - June: July
July - September: October	October - December: January

Before an identified area of noncompliance can be verified as corrected, child specific noncompliance must be corrected, unless the child is no longer within the jurisdiction of the school or noncompliance was subsequently corrected.

Additionally, the school &/or Division must demonstrate correct implementation of the identified area of noncompliance by correctly implementing the applicable compliance requirement through subsequent data on the specified timeline for correction. Data reports for the subsequent data (*new files*) must reflect 100% compliance in the identified area of noncompliance.

[OSEP QA23-01]

I. Division Level Noncompliance

a) Longstanding:

- Child Find: timely initial assessments within 60 calendar days **next verification: 06/02/2025*

II. Offsite Noncompliance:

- Noncompliance for the current 2024 time period
(one year timeline to correct: June 29, 2025) **next verification: 06/02/2025*

1. Elementary Schools: 4/26 (15%) schools are pending correction of noncompliance findings relative to the following area(s):

CL Taitano	Eligibility Determination		DL Perez	Eligibility Determination
LBJ	Eligibility Determination		Price	<i>Pending *initial evaluations</i>

2. Middle Schools: 1/8 (13%) schools are pending correction of noncompliance findings relative to the following area(s):

AIJMS	Timely IEPs		FBLG	Timely IEPs Timely Reevaluations
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III. Dispute Data [time period: 7/1/2024 - present (05/13/2025)]

- Mediation = None
- Formal State Complaints = 4
 - C 2025-001= 1 finding of noncompliance= Corrective Action Plan: completed & closed 02/25/2025.
 - C 2025-002= *pending completion of investigation*; 60 day timeline: 05/30/25.
 - C 2025-003= *pending completion of investigation*; 60 day timeline: 06/02/25.
 - C 2025-004= *pending completion of investigation*; 60 day timeline: 06/03/25.
- Request for Due Process = 10
 - DP 2025-01: **resolved** via Resolution Agreement
 - DP 2025-02: **resolved** via Resolution Agreement
 - DP 2025-03: ~~resolved via Resolution Agreement~~ *CLOSED
 - DP2025-04: **withdrawn** (12/10/2024)
 - DP2025-05: **resolved** via Resolution Agreement
 - DP2025-06: **resolved** via Resolution Agreement
 - DP2025-07: **resolved** via Resolution Agreement
 - DP2025-08: received *final stages of resolution period*; finalizing documents.
 - DP2025-09: received 04/11/2025 and is *currently in resolution period*.
 - DP2025-10: **resolved** via Resolution Agreement

The Compliance Office continues to monitor the implementation of active Mediation and Resolution Agreements.

The Compliance Monitoring Office (CMO) conducts off-site reviews of **PART C** by utilizing compiled data available through the Special Education Student Data Management System of the Guam Early Intervention Program for compliance with the following requirements:

Time Period: September 1, 2024 – March 31, 2025

One Year Timeline: May 16, 2026

1) Indicator #1: Timely Receipt of Services – Infants and toddlers with Individualized Family Service Plans (IFSPs) receive intervention services on their IFSPs in a timely manner.

There were a total of 18 findings of noncompliance for this indicator, as 15 infants/toddlers during this reporting period did not receive early intervention services timely. 5 were a result of parent delays, 1 program delay, and 12 pending. The breakdown of the findings are–

- ☐ Occupational Therapy: 7
- ☐ Physical Therapy: 4
- ☐ Assistive Technology: 2
- ☐ Home Visits: 3
- ☐ Special Instruction: 2

2) Indicator #7: 45-Day Timeline – Initial evaluation, assessment and an initial IFSP meeting was conducted within the 45-Day Timeline.

There were a total of 33 findings of noncompliance for this indicator during this reporting period. The breakdown of the findings are–

- ☐ 22 Late: (19 parent delays & 3 exceptional circumstances)
- ☐ 11 pending: (2 parent cancellations)

3) Indicator #8: Transition to Preschool – All children exiting Part C received timely transition planning to support the child's transition to preschool and other appropriate community services by their third birthday.

There were a total of 3 findings of noncompliance for this indicator. While all 3 infants/toddlers exited by their 3rd birthday, they did not meet the Transition Conference requirements as it was not held timely.

The following additional related requirements have been identified as the priority areas that will also be monitored for this time period:

1. **Contents of an IFSP- Results/Outcomes:** The IFSP must include a statement of measurable results or outcomes expected to be achieved for the child and family, and the criteria, procedures, and timelines used to determine the degree to which progress towards achieving results/outcomes– the length, duration, frequency, intensity, & method of delivering the early intervention services (§303.344(c) through (d)).
2. **Timely, Comprehensive, Multidisciplinary Evaluation** of an Infant/Toddler [20 U.S.C. 1435 (a)(3)].

The CMO will be conducting a comprehensive file review and will provide the board with updated information upon its completion.

***The Compliance Monitoring Office is available to provide an in-depth comprehensive overview training relative to Special Education’s Part B & Part C Monitoring.**