

**DEPARTMENT OF DEVELOPMENTAL SERVICES**

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September 27, 2022

Javier Zaldivar, Executive Director  
San Andreas Regional Center  
6203 San Ignacio Avenue, Suite 200  
San Jose, CA 95119

Dear Mr. Zaldivar:

This letter is to convey the results of the Department of Developmental Services (DDS) remote review of San Andreas Regional Center's (SARC) Early Start program. This review was conducted through DDS' Self-Assessment Monitoring (SAM) system on July 1, 2022, to ensure that California meets Part C of the Individuals with Disabilities Education Act requirements.

SARC completed a self-assessment of 90 records through SAM. This consisted of 45 regular records and 45 transition records. The details of the monitoring review findings are in the enclosed monitoring report.

Required Action:

The U.S. Department of Education's Office of Special Education Programs requires the state lead agency, DDS, to verify correction of noncompliance based on the individual child level (prong 1) and the systemic level (prong 2) as soon as possible, and no later than one year from the date of this letter. A plan, signed by you, addressing the systemic level (prong 2) areas of noncompliance is required to be submitted to DDS within 30 days from the date of this letter. As part of the plan of correction, SARC should identify and address the root cause of noncompliance on each outstanding finding. Identifying the root cause ensures that corrective actions are meaningful and effective. Please forward the required evidence of clearance on each of the outstanding individual findings (prong 1) as soon as it is available (if applicable). DDS will require SARC to provide subsequent records to clear the systemic level findings. In addition, please see recommendations listed on page 5 of the monitoring report.

**"Building Partnerships, Supporting Choices"**

Javier Zaldivar, Executive Director  
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Thank you for your cooperation during the monitoring review of SARC's Early Start program and your commitment to serve children and families. If you have any questions, please contact Nate Taleon, Chief, Federal Programs Monitoring Section, at (951) 374-0174, or by email at [nathaniel.taleon@dds.ca.gov](mailto:nathaniel.taleon@dds.ca.gov).

Sincerely,

*Original signed by:*

MARICRIS ACON  
Deputy Director  
Federal Programs Division

Enclosure

cc: Glendora Pitre, SARC  
Mike Keeley, SARC  
Arushie Nugapitiya, SARC  
Irene De La Rosa, SARC

**EARLY START MONITORING REPORT SUMMARY  
SAN ANDREAS REGIONAL CENTER**

DATE OF REVIEW: JULY 1- AUGUST 17, 2022  
FINAL REPORT DATE: SEPTEMBER 27, 2022

<b>ITEMS AT 100% COMPLIANCE</b>				
	<b>REQUIREMENT</b>	<b>RECORDS IN COMPLIANCE</b>	<b>TOTAL RECORDS REVIEWED</b>	<b>COMPLIANCE PERCENTAGE</b>
R2	Initial evaluation determined the infant's or toddler's level of functioning in all five developmental domains, including hearing, vision, and health.  34 Code of Federal Regulations (CFR), §§303.24, 303.310 and §303.321	45	45	100%
R3	Initial assessment for service planning identified unique strengths and service needs in all five developmental domains, including hearing, vision, and health, prior to the initial Individualized Family Services Plan (IFSP).  34 CFR, §§303.24 303.310 and 303.321	45	45	100%
R7	The IFSP included the frequency and length for all early intervention services.  34 CFR, §303.344(d)(1)(i)	45	45	100%

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**CLEARED FINDINGS**

Findings cleared prior to the issuance of the report. No further action is required.

REQUIREMENT		ORIGINAL RECORDS IN COMPLIANCE	TOTAL RECORDS REVIEWED	ORIGINAL COMPLIANCE PERCENTAGE	SUBSEQUENT RECORDS IN COMPLIANCE	TOTAL SUBSEQUENT RECORDS REVIEWED	SUBSEQUENT COMPLIANCE PERCENTAGE
R4	Written notice of the IFSP meeting. 34 CFR, §303.342(d)(2)	44	45	97.8%	█	█	100%
R6	Timely provision of services 34 CFR, §§303.344(f)(1) and 340.420(b)(2)	44	45	97.8%	█	█	100%
O5	A Periodic Review was completed when early intervention services were added, decreased or changed. 34 CFR, §303.342(b)(1)(ii)	44	45	97.8%	█	█	100%
T1	The IFSP included transition steps and services. 34 CFR, §§303.209(d) & (e) and 303.344(h)	42	45	93.3%	█	█	100%
T3	Transition Conference occurred in a timely manner and the Local Educational Agency (LEA) was invited to the transition meeting. 34 CFR, §303.209(c)(1)	42	45	93.3%	█	█	100%

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**NONCOMPLIANCE**

San Andreas Regional Center must clear findings on both the child-specific and systemic levels. Systemic level findings must be cleared as soon as possible but no later than one year from the final report date. **A Plan of Correction and subsequent review are required to clear these items.**

REQUIREMENT		RECORDS IN COMPLIANCE	TOTAL RECORDS REVIEWED	COMPLIANCE PERCENTAGE	PRONG 1 (CHILD-SPECIFIC)	PRONG 2 (SYSTEMIC)
					OUTSTANDING	OUTSTANDING
R1	Obtained written parental consent for evaluation/assessment. 34 CFR, §§303.7 and 303.420(a)(1) and (2)	41	45	91.1%	X	X
R5	Initial IFSP meeting was conducted within the 45-day timeline. 34 CFR, §§303.310 and 303.342(a)	34	45	75.6%		X
R8	Early intervention services are provided in the natural environment or the IFSP contains an appropriate justification when services are not provided in a natural environment. 34 CFR, §§303.26, 303.126 and 303.344(d)(1)(ii)	44	45	97.8%	X	X
O1	IFSP includes services necessary to meet needs of child & family. 34 CFR, §§303.344(d)(1) and (e)	42	45	93.3%	X	X
O2	IFSP includes present levels of child's development in all five domains (including health, hearing, and vision). 34 CFR, §303.344(a)	44	45	97.8%	X	X
O4	Location of all services is specified on the IFSP. 34 CFR, §303.344(d)(3)(iii)	40	45	88.9%	X	X
T2	Timely referral to LEA. 34 CFR, §§303.209(b) and 303.401(d)	37	45	82.2%		X

R- "Regular" corresponds to the Regular Review Tool item, followed by the number of the Regular Review Tool item (ex.- R1 refers to the Regular Review Tool item number 1).

T- "Transition" corresponds to the Transition Review Tool item, followed by the number of the Transition Review Tool item (ex.- T3 refers to the Transition Review Tool item number 3).

O- "Other" refers to an additional finding, not included in the Regular or Transition review tools.

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**OUTSTANDING INDIVIDUAL FINDINGS (PRONG 1)**

#	UCI	Item 1 Consent to Evaluate	Item 8 Natural Environment	Other 1 IFSP Includes Services Necessary to Meet Needs of Child/Family	Other 2 IFSP includes present levels of child's development in all five domains	Other 4 Location of Service
2	██████					X
4	██████	X				
8	██████	X				
9	██████	X				
22	██████				X	
23	██████			X		
24	██████		X			
31	██████					X
32	██████			X		X
33	██████			X		

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**RECOMMENDATIONS**

During the monitoring review, the Department of Developmental Services (DDS) reviewed multiple records where:

- the initial IFSP meeting was held more than 45 days from the date the initial referral was received, and there were no indications of exceptional family circumstances; and,
- the referral to the LEA was sent fewer than 90 days prior to the child's third birthday.

Considering what is outlined above, DDS recommends SARC to align practices/procedures related to:

- timely initial IFSP meeting; and,
- timely referral to the LEA.

as required by 34 Code of Federal Regulations (CFR) §§303.310, 303.342(a), 303.209(b) and 303.401(d).