

greater than 20 percent of the amount reserved under that paragraph for the fiscal year.

(c) *Carryover of amounts pursuant to section 643(e)(3) of the Act.* (1) *First succeeding fiscal year.* Pursuant to section 421(b) of GEPA, 20 U.S.C. 1221 *et seq.*, amounts under a grant provided under paragraph (a) of this section that are not obligated and expended prior to the beginning of the first fiscal year succeeding the fiscal year for which those amounts were appropriated must remain available for obligation and expenditure during the first succeeding fiscal year.

(2) *Second succeeding fiscal year.* Amounts under a grant provided under paragraph (a) of this section that are not obligated and expended prior to the beginning of the second fiscal year succeeding the fiscal year for which those amounts were appropriated must be returned to the Secretary and used to make grants to States under section 633 of the Act (from their allotments identified in §§303.731 through 303.733) during the second succeeding fiscal year.

(Authority: 20 U.S.C. 1443)

APPENDIX A TO PART 303—INDEX FOR
IDEA PART C REGULATIONS

ABILITY TO PAY (State definition)	303.521(a)(3).
ABROGATION OF STATE SOVEREIGN IMMUNITY	303.103.
ABUSE or NEGLECT:	
• At-risk infant or toddler (Definition)	303.5.
• Referral of specific at-risk infants and toddlers	303.303(b).
ACCESS (TO); ACCESSING (A–O):	
• Access rights (of parents)	303.405.
• Culturally competent services (Traditionally under-served groups).	303.227(b).
• Early Intervention records (definition)	303.403(b).
• Early Intervention services	303.34(b)(1).
• See also “Service Coordination (Services)”	
ACCESS (TO); ACCESSING (P–Z):	
• Personally identifiable information (Employees with access).	303.415(d).
• Private insurance (Parental consent prior to using or accessing).	303.520(b)(1)(i).
• Public Insurance (Written notification prior to using or accessing).	303.520(a).
• Records (Keep and afford access to the Secretary)	303.224(b).
• Safeguards (Employees with access to personally identifiable information).	303.415(d).
ACCESSIBLE; ACCESSIBILITY:	
• Central directory (Accessible to general public)	303.117.
• Individualized family service plan (IFSP) meetings (Accessibility and convenience of).	303.342(d).
• See also “Convenience (of hearings; meetings)”	303.602(b)(2).
• Meetings (Of Council).	
ACCESSIBILITY STANDARDS (Construction or Alteration):	
• Americans with Disabilities Act Accessibility Guidelines for Buildings and Facilities.	303.104(b)(1).
• Uniform Federal Accessibility Standards	303.104(b)(2).
ACQUISITION OF EQUIPMENT (Construction):	
• Appropriate equipment and construction or alteration of facilities.	303.104.
• See also “Accessibility standards”.	
ACT:	
• Definition (Individuals with Disabilities Education Act (IDEA)).	303.4.
ADAPTIVE DEVELOPMENT:	
• Developmental delay in	303.21(a)(1)(v).
• Early Intervention services (Definition)	303.13(a)(4)(v).
◦ See also in “Occupational therapy”	303.13(b)(8).
• Evaluation and assessment (Of the child)	303.321(b)(3).
• Individualized family service plan (IFSP) content (Child’s status).	303.344(a).
• Infant or toddler with a disability (Definition)	303.21(a)(1)(v).
ADVOCATE (Noun):	
• Individualized family service plan (IFSP) Team	303.343(a)(1)(iii).
AGGREGATE AMOUNT:	

Pt. 303, App. A

34 CFR Ch. III (7–1–17 Edition)

• Payments to Indians	303.731(a)(3).
• State allotments (Definition)	303.732(d)(1).
◦ See also “State allotments”	303.732(a),(b).
AMENDMENTS (To a State’s application):	
• Functions of the Council (Advise and assist lead agency with).	303.604(a)(4).
• Modifications required by the Secretary	303.228(c)(1).
AMERICANS WITH DISABILITIES ACT:	
• Civil Action	303.448(e).
APPLICABLE REGULATIONS	303.3.
APPLICATION:	
• See “State Application”.	
ASSESSMENT:	
• Assessment of child and family (Definition)	303.321(a)(2)(ii).
• Early Intervention services (Types of services)	303.13(b)(6)(i), (b)(7)(i), (b)(8)(i), (b)(9)(i), (b)(10)(i)–(b)(10)(ii), (b)(13)(ii), (b)(17)(i).
• Procedures for assessment of the child	303.321(c)(1).
• Procedures for assessment of the family	303.321(c)(2).
• Voluntary on part of the family	303.321(c)(2)(i).
• See also “Evaluation (And Assessment)”.	
ASSISTANTS (In personnel standards):	
• Use of	303.119(c).
• See also “Paraprofessionals”.	
ASSISTIVE and ORTHOTIC DEVICES:	
• Occupational therapy (Fabrication of)	303.13(b)(8)(ii).
ASSISTIVE TECHNOLOGY (AT):	
• Assistive Technology (AT) device	303.13(b)(1)(i).
• Assistive Technology (AT) service	303.13(b)(1)(ii).
AT NO COST:	
• Early Intervention services	303.13(a)(3).
• Initial copy of Early Intervention record	303.409(c).
• Parental rights at hearings (Record of hearing)	303.444(c)(2).
• System of payments and fees	303.521(a)(4)(i)–(a)(4)(ii).
AT-RISK:	
• Annual report of children served	303.721(a)(3).
• Audiology services (At-risk criteria)	303.13(b)(2)(i).
• Council (Authorized activities)	303.605(b).
• Definition (Infant or toddler)	303.5.
• Description of Early Intervention services to	303.204(b).
• Infant or toddler with a disability	303.21(b).
• Permissive use of funds by lead agency	303.501(e).
• Referral of specific at-risk infants and toddlers	303.303(b).
• State’s definition of (Application requirements)	303.204(a).
AUDIOLOGY SERVICES:	
• Definition	303.13(b)(2).
• Qualified personnel (Audiologists)	303.13(c)(1).
AUTHORIZED ACTIVITIES:	
• Council	303.605.
AWARD:	
• Eligible recipients	303.2(a).
• See also “Grants”.	
BIE:	
• See “Bureau of Indian Education”.	
BLINDNESS; BLIND:	
• Native language	303.25(b).
• Special educators (Teachers of children with visual impairments (Including blindness)).	303.13(c)(11).
BRAILLE:	
• Native language	303.25(b).
BRAIN HEMORRAGE:	
• At-Risk infant or toddler (Definition).	303.5.
BUREAU OF INDIAN EDUCATION (BIE):	
• Bureau of Indian Education (BIE)-funded schools	303.23(c).
• Council Composition (Other members selected by the Governor).	303.601(c).

- Payments to Indians 303.731(d).
- BUSINESS DAY (In Individuals with Disabilities Education Act (IDEA) Part B):
 - Resolution process (Agreement review period) 303.442(e).
 - Hearing rights 303.444(a)(3), (b)(1).
- CALENDAR DAY:
 - See “Day” (Definition) 303.9.
- CHILD ABUSE, PREVENTION, AND TREATMENT ACT (CAPTA):
 - Child protection and welfare programs under CAPTA .. 303.302(c)(1)(ii)(G).
- CASE MANAGEMENT:
 - In “Service coordination services” 303.34.
 - Medicaid reference to 303.34(c).
- CENTRAL DIRECTORY:
 - Public awareness program 303.301(b)(3).
 - State system requirement 303.117.
- CERTIFICATION (In Administration):
 - Annual report of children served 303.723.
 - Annual report of children served (Other responsibilities of the lead agency). 303.724(c).
 - Public participation application 303.208(a).
 - Regarding financial responsibility 303.202.
 - State application requirement 303.200(a).
- CERTIFICATION (Of personnel):
 - Personnel qualification standards 303.119(b).
 - Qualified personnel (Definition) 303.31.
 - CHILD (Definition) 303.6.
- CHILD ABUSE, PREVENTION, AND TREATMENT ACT:
 - See “CAPTA”.
- CHILD COUNT:
 - Accurate and unduplicated count (Annual report of children served—certification). 303.723.
 - Count and report (Annual report of children served—report requirement). 303.721(a).
 - Other responsibilities of lead agency:
 - Aggregate count data 303.724(d).
 - Ensure documentation of count is maintained 303.724(e).
 - Obtain certification (Of unduplicated and accurate count). 303.724(c).
 - Prohibited uses of funds (By Secretary of the Interior) 303.731(f).
- CHILD’S ELIGIBILITY:
 - Evaluation and assessment of child 303.320(a)(2)(i).
 - No single procedure as sole criterion 303.321(b).
 - Not eligible (Agency determination) 303.322.
 - Parental consent before determining a child’s eligibility. 303.420(a)(1)–(2).
 - Status of child during pendency of a due process complaint. 303.430(e)(2).
 - Transition to preschool 303.209(b)(1).
- CHILD FIND (A–E):
 - At public expense (Functions not subject to fees) 303.521(b)(1).
 - Comprehensive child find system:
 - State system requirement 303.115.
 - Substantive requirement 303.302.
 - Consistent with Part B 303.302(a)(1).
 - Content of an individualized family service plan (IFSP) (Transmission of child find information). 303.344(h)(2)(iii).
 - Coordination with other Federal and State efforts 303.302(c)(1)–(c)(2).
- CHILD FIND (F–PO):
 - Financial responsibility for 303.511(a).
 - Functions of the Council (Intra-agency and inter-agency collaboration). 303.604(a)(3).
 - Payments to Indians (Use of funds) 303.731(d).
 - Payor of last resort (Interim payments and reimbursement). 303.510(b).
- CHILD FIND (PR–Z):
 - Primary referral sources 303.303(c).

- Public awareness program (Information to be provided to parents) 303.301(b).
- Referral procedures (In general) 303.303(a)(1).
- Scope of child find 303.302(b).
- Screening procedures 303.320.
- State monitoring and enforcement 303.700(d)(2).
- State system requirement 303.115.

CHILD WITH A DISABILITY:

- Composition of the Council 303.601(a)(1)(ii).
- Infant or toddler with a disability (Definition) 303.21(c).
- State option to make Early Intervention services available to children three and older (Rules of construction). 303.211(e)(1).

CHROMOSOMAL ABNORMALITIES:

- Diagnosed physical or mental condition 303.21(a)(2)(ii).

CIVIL ACTION (Part B):

- Civil action (In general) 303.448(a).
- Finality of review decision 303.446(d).
- Rule of construction 303.448(e).
- Time limitation 303.448(b).

CIVIL ACTION (Part C) 303.438.

CLEFT PALATE; CLUB FOOT (Surgery for):

- Health services (Not included) 303.16(c)(1)(i).

COCHLEAR IMPLANT:

- Assistive technology device (Not included) 303.13(b)(1)(i).
- Health services (Not included) 303.16(c)(1)(iii).

COGNITIVE DEVELOPMENT:

- Content of an individualized family service plan (IFSP) (Child’s status). 303.344(a).
- Developmental delay in 303.21(a)(1)(i).
- Early Intervention services (Definition) 303.13(a)(4)(ii).
- Evaluation and assessment (Of child) 303.321(b)(3).
- Infant or toddler with a disability (Definition) 303.21(a)(1)(i).

COLOSTOMY COLLECTION BAGS:

- Health services (Included) 303.16(b)(1).

COMMINGLING:

- Prohibition against 303.225(a)(1).

COMMUNICATION DEVELOPMENT:

- Content of individualized family service plan (IFSP) (Child’s status). 303.344(a).
- Developmental delay in 303.21(a)(1)(iii).
- Early Intervention services (Definition) 303.13(a)(4)(iii).
- Evaluation and assessment (Of child) 303.321(b)(3).
- Infant or toddler with a disability (Definition) 303.21(a)(1)(iii).

COMPLAINTS:

- Annual report of children served (Number of due process complaints). 303.721(c).
- Confidentiality procedures 303.401(b)(2).
- Minimum State complaint procedures (Comparison with due process complaints). 303.433(c).
 - See also “State Complaint Procedures”.
- State dispute resolution options:
 - Due process hearing procedures 303.430(d).
 - In general 303.430(a).
 - State complaint procedures 303.430(c).

COMPLIANCE:

- Compliance agreement (Enforcement) 303.704(b)(2)(ii).
- Compliance with certain regulations (Construction or alteration of facilities). 303.104(b).
- Corrective action plans to achieve compliance (Enforcement). 303.704(b)(2)(i).
- Modifications of State application required by the Secretary (For compliance). 303.228(c).
- Reports and records (To ensure compliance with Part C). 303.224(b).

COMPREHENSIVE SYSTEM OF PERSONNEL DEVELOPMENT (CSPD). 303.118.

CONFIDENTIALITY (A–D):	
• Access rights	303.405.
• Confidentiality and opportunity to examine records	303.401(a)–(c).
• Consent prior to disclosure or use	303.414.
• Definitions:	
○ Destruction	303.403(a).
○ Early Intervention records	303.403(b).
○ Participating agency	303.403(c).
• Destruction of information	303.416.
CONFIDENTIALITY (E–N):	
• Enforcement by lead agency	303.417.
• Family Educational Rights and Privacy Act (FERPA)	303.401(b).
• Fees for records	303.409.
• Hearing procedures	303.413.
• List of types and locations of information	303.408.
• Notice to parents	303.404.
CONFIDENTIALITY (O–Z):	
• Opportunity for a hearing	303.411.
• Parental authority to inspect and review records	303.405(c).
• Record of access	303.406.
• Records on more than one child	303.407.
• Result of hearing	303.412.
• Safeguards	303.415.
• Secretary’s action (To protect)	303.402.
CONGENITAL DISORDERS:	
• Diagnosed physical or mental condition (Infant or toddler with a disability).	303.21(a)(2)(ii).
CONGENITAL HEART AILMENTS:	
• Health services (Not included)	303.16(c)(1)(ii).
CONGENITAL INFECTIONS:	
• Diagnosed physical or mental condition (Infant or toddler with a disability).	303.21(a)(2)(ii).
CONSENT (A–H):	
• Continue Early Intervention services from age three to kindergarten, with consent.	303.501(d).
• Definition	303.7.
• Due process complaint (Sufficiency to amend)	303.441(d)(3)(i).
• Early Intervention services	303.420(a)(3).
• Early Intervention services in lieu of Free Appropriate Public Education (FAPE) from age three to kindergarten.	303.501(d).
• Evaluation and assessment of a child	303.420(a)(2).
• Granting of consent is voluntary	303.7(c)(1).
• Hearing rights (Additional disclosure)	303.444(b)(2).
CONSENT (I–Q):	
• Individualized family service plan (IFSP) (Definition)	303.20(c).
• Insurance:	
○ Private insurance	303.520(b).
○ Public insurance	303.520(a).
• Interim individualized family service plan (IFSP)	303.345(a).
• Lead agency responsible for procedural safeguards (Consent and notice, etc.).	303.400(a).
• Lead agency role if consent not given	303.420(b).
• Parental consent and ability to decline services	303.420.
• Permissive use of funds by lead agency (Continue Early Intervention services in lieu of Free Appropriate Public Education (FAPE)).	303.501(d).
• Prior to disclosure or use of personally identifiable information.	303.414.
• Provision of Early Intervention services before evaluation and assessment are completed.	303.345(a).
CONSENT (R–Z):	
• Required before:	
○ Administering screening procedures	303.420(a)(1).
○ Conducting an evaluation and assessment of a child.	303.420(a)(2).
○ Providing Early Intervention services	303.420(a)(3).

○ Using private insurance	303.520(b).
• Revocation of consent (Not retroactive)	303.7(c)(2).
• State option for Early Intervention services after age three:	
○ Available funds for	303.211(d).
○ Continuation of Early Intervention services	303.211(b)(5).
○ Referral to Part C (Trauma due to exposure to family violence, under age three).	303.211(b)(7).
• Status of child during due process complaint	303.430(e).
• Timelines for screening, initial evaluation, or assessments.	303.310(b)(2).
CONSTRUCTION or ALTERATION (Of facilities):	
• Compliance with certain regulations	303.104(b).
• Use of funds for	303.104(a).
CONSTRUCTION CLAUSES (A–M):	
• Civil action (Nothing restricts rights, except that procedures under §§303.440 and 303.446 must be exhausted before filing a civil action).	303.448(e).
• Hearing decisions—Nothing:	
○ Affects the right of a parent to appeal a hearing decision.	303.445(b).
○ Precludes a hearing officer from requiring compliance with §§303.440–449.	303.445(a)(3).
○ Precludes a parent from filing a separate due process complaint.	303.445(c).
• Indian tribe (Nothing requires services or funding to a State Indian Tribe not in the FEDERAL REGISTER list pursuant to the Federally Recognized Indian Tribe List Act of 1994).	303.19(c).
CONSTRUCTION CLAUSES (N–Z):	
• Nationwide database of personally identifiable information on individuals involved in studies, <i>etc.</i> (Nothing construed to authorize).	303.701(c)(3).
• Non-reduction of benefits (Payor of last resort)	303.510(c).
• Personnel standards (Nothing prohibits the use of paraprofessionals and assistants).	303.119(c).
• Secretary’s authority to monitor enforcement of General Education Provisions Act (GEPA).	303.707.
• State option to make services available after age three:	
○ If Early Intervention services provided to a child eligible under §619, Free Appropriate Public Education (FAPE) not required.	303.211(e)(1).
○ Service provider under Part C not required to provide Free Appropriate Public Education (FAPE).	303.211(e)(2).
CONSULTATION:	
• By physicians (Health services)	303.16(b)(2).
• On child development (Psychological services)	303.13(b)(10)(iv).
CONTENT OF INDIVIDUALIZED FAMILY SERVICE PLAN (IFSP).	303.344.
• See also “Individualized Family Service Plan (IFSP) Content”.	
CONTRACTS:	
• Certification regarding financial responsibility (Lead agency’s contracts with Early Intervention service providers).	303.202.
• Payments to Indians:	
○ Biennial report to Secretary of the Interior (Number of contracts, <i>etc.</i>).	303.731(e)(1).
○ Use of funds for Early Intervention services through contracts or cooperative agreements.	303.731(d)(1).
• Mediation (Meeting to encourage)	303.431(d)(1).
• Parent (Definition)	303.27(a)(2).
• Policy for contracting for services	303.121.
CONVENIENCE (OF HEARINGS; MEETINGS):	
• Convenience of hearings and timelines (Part C)	303.437.

- Individualized family service plan (IFSP) meetings (Accessibility and convenience of) 303.342(d).
- Timelines and convenience of hearings and reviews (Part B) 303.447.
- See also “Accessible; Accessibility”.
- COORDINATION (A–O):
 - Child find (Coordination of lead agency’s efforts with the assistance of Council) 303.302(c)(1).
 - Establishing financial responsibility for, and methods of, ensuring services (Additional components) 303.511(e).
 - Head Start, Early Head Start, early education, and child care 303.210(a).
 - Individualized family service plan (IFSP):
 - Content of (Service coordinator) 303.344(g)(1).
 - Statewide system requirement (Including service coordination services) 303.114.
 - Lead agency role in interagency coordination, *etc.* 303.120(b), (f).
 - Methods for financial interagency coordination 303.511.
- COORDINATION (P–Z):
 - Payor of last resort (Coordination of funding resources) 303.500(a)(2).
 - Purpose of Early Intervention program (Facilitate coordination of payment) 303.1(b).
 - Service coordination services (In definition of “Early Intervention services”):
 - See “Service coordination services (Case management).” 303.34.
 - See also “Service Coordination”.
 - Services before evaluations and assessments completed (Service coordinator) 303.345(b)(1).
 - Statewide system and description of services 303.203(b).
 - Use of funds and payor of last resort (Coordination of funding resources) 303.500(a)(2).
- CO-PAYMENTS; CO-PAYS:
 - Policies related to use of insurance for payment for services:
 - Private insurance 303.520(b).
 - Public insurance 303.520(a).
 - System of payments and fees 303.521(a)(6).
 - See also “System of Payments”; “Fees”.
- COST PARTICIPATION FEES:
 - System of payments and fees 303.521(a)(1).
- COUNCIL:
 - Definition 303.8.
 - See “State Interagency Coordinating Council” 303.600–303.605.
- CRITERIA:
 - Assessment of the child and family 303.321(c).
 - At-risk criteria 303.5, 303.204.
 - Content of individualized family service plan (IFSP) (Results or outcomes) 303.344(c).
 - Early Intervention services (Audiology services) 303.13(b)(2)(i).
 - Early Intervention services (Other services) 303.13(d).
 - State definition of developmental delay 303.111(b).
 - Surrogate parents (Selection of) 303.422(d).
- CSPD (COMPREHENSIVE SYSTEM OF PERSONNEL DEVELOPMENT) 303.118.
- CULTURALLY COMPETENT SERVICES 303.227(b).
- CURRICULUM PLANNING:
 - In “Early Intervention services” definition (Special instruction) 303.13(b)(14)(ii).
- DATA (A–H):
 - Annual report of children served (Aggregate data) 303.724(d).
 - Confidentiality (Personally identifiable data) 303.402.
 - Data collection (Construction clause) 303.701(c)(3).
 - Data collection (Statewide system) 303.124.
 - Data reporting:
 - Protection of identifiable data 303.722(a).

- Sampling 303.722(b).
 - Data requirements (In general) 303.720.
 - Exit data (Destruction of information) 303.416(b).
- DATA (I–Z):
 - Infants and toddlers (Definition) 303.732(d)(2).
 - Insufficient data (State use of targets and reporting) ... 303.702(b)(3).
 - State performance plans and data collection 303.701.
 - Construction clause (Nationwide data base) 303.701(c)(3).
 - Data collection 303.701(c).
 - Data on specific indicators 303.701(c)(2).
 - State use of targets and reporting. 303.702(b)(1)(ii).
 - Statistically reliable information (Insufficient data) ... 303.702(b)(3).
- DAY:
 - Definition 303.9.
 - See also “Timelines”
- DEAF; DEAFNESS:
 - Council Meetings (Interpreters for) 303.602(b)(3).
 - Early Intervention services (Special educators) 303.13(c)(11).
 - Native language 303.25(b).
- DEFINITIONS (A–D):
 - Ability to pay (State’s definition) 303.521(a)(3).
 - Act 303.4.
 - Aggregate amount (State allotments) 303.732(d)(1).
 - Assessment of the child and the family 303.321(a)(2)(ii),
303.321(c)(1)–(c)(2).
 - Assistive technology devices and services 303.13(b)(1).
 - Audiology services 303.13(b)(2).
 - Child 303.6.
 - Consent 303.7.
 - Council 303.8.
 - Day 303.9.
 - Destruction (Of a record) 303.403(a).
 - Developmental delay 303.10.
 - Duration (Content of an individualized family service plan (IFSP)).
303.344(d)(2)(iv).
- DEFINITIONS (E–H):
 - Early Intervention record 303.3(b)(2), 303.403(b).
 - Early Intervention service program 303.11.
 - Early Intervention service provider 303.12.
 - Early Intervention services 303.13.
 - Education records 303.3(b)(2).
 - Elementary school 303.14.
 - Evaluation 303.321(a)(2)(i).
 - Family training, counseling, and home visits 303.13(b)(3).
 - Free Appropriate Public Education (FAPE) 303.15.
 - Frequency and intensity (Content of an individualized family service plan (IFSP)).
303.344(d)(2)(i).
 - Health services 303.16.
 - Homeless children 303.17.
- DEFINITIONS (I–M):
 - Impartial 303.435(b).
 - Include; including 303.18.
 - Indian; Indian tribe 303.19.
 - Individualized family service plan (IFSP) 303.20.
 - Infants and toddlers (State allotments) 303.732(d)(2).
 - Infant or toddler with a disability 303.21.
 - Lead agency 303.22.
 - Length (Content of an individualized family service plan (IFSP)).
303.344(d)(2)(iii).
 - Local educational agency (LEA) 303.23.
 - Location (Content of an individualized family service plan (IFSP)).
303.344(d)(3).
 - Medical services 303.13(b)(5).
 - Method (Content of an individualized family service plan (IFSP)).
303.344(d)(2)(ii).
 - Multidisciplinary 303.24.
- DEFINITIONS (N–R):

- Native language 303.25.
- Natural environments 303.26.
- Nursing services 303.13(b)(6).
- Nutrition services 303.13(b)(7).
- Occupational therapy 303.13(b)(8).
- Parent 303.27.
- Participating agency (Personally identifiable information). 303.403(c).
- Parent training and information center 303.28.
- Personally identifiable information 303.29, 303.401.
- Physical Therapy 303.13(b)(9).
- Primary referral sources 303.303(c).
- Psychological services 303.13(b)(10).
- Public agency 303.30.
- Qualified personnel 303.31.

DEFINITIONS (S-Z):

- Scientifically based research 303.32.
- Screening procedures 303.320(b).
- Secretary 303.33.
- Service coordination services (Case management) 303.34.
 - See also “Early Intervention services” definition. 303.13(b)(11).
- Sign language and cued language 303.13(b)(12).
- Social work services 303.13(b)(13).
- Special instruction 303.13(b)(14).
- Speech-language pathology services 303.13(b)(15).
- State 303.35.
- State (State allotments) 303.732(d)(3).
- State educational agency (SEA) 303.36.
- Transportation and related costs 303.13(b)(16).
- Vision services 303.13(b)(17).
- Ward of the State 303.37.

DEPARTMENT PROCEDURES:

- State application and assurances 303.231–303.236.

DEVELOPMENTAL DELAY:

- At-risk infant or toddler (Definition) 303.5.
- Definition 303.10.
- Infant or toddler with a disability (Definition) 303.21(a)(1), (a)(2)(i).
- Purpose of the Early Intervention program 303.1(e).
- Statewide system (State’s rigorous definition) 303.203(c).
- State definition 303.111.

DEVELOPMENTAL DISABILITIES ASSISTANCE and BILL OF RIGHTS ACT:

- Child find coordination 303.302(c)(1)(ii)(D).

DIAGNOSED PHYSICAL OR MENTAL CONDITION:

- Infant or toddler with a disability (Definition) 303.21(a)(2).

DIETICIANS:

- Early Intervention services (Qualified personnel) 303.13(c)(9).

DIRECT SERVICES:

- Description of use of funds 303.205(d).
 - See also “Use of Funds”.

DISORDERS:

- Infant or toddler with a disability (Definition) 303.21(a)(2)(ii).
- Speech-language pathology services (Definition) 303.13(b)(15).
- Vision services (Definition) 303.13(b)(17).

DISPUTES; DISPUTE RESOLUTION:

- Impartial due process hearing 303.443(a).
- Intra-agency or interagency disputes 303.511(c)(1).
- Lead agency role in resolving disputes 303.120(d)–(f).
- Mediation
 - In general 303.431.
 - State dispute resolution 303.430(b).
- Procedures for resolving disputes (Methods of ensuring services).
- Resolution process (Part B).
 - Due process procedures (Comparison of Part B and C). 303.430(d).

○ Resolution meeting	303.442(a).
○ Written settlement agreement	303.442(d).
• State dispute resolution options:	
○ Mediation	303.430(b).
○ Status of child during pendency of a due process complaint.	303.430(e).
DRESSINGS; COLOSTOMY BAGS (Changing of):	
• Health services (Definition)	303.16(b)(1).
DUE PROCESS HEARING PROCEDURES—Options:	
• Part B procedures	303.430(d)(2).
• Part C procedures	303.430(d)(1).
DUE PROCESS PROCEDURES—Part B:	
• Adopting Part B procedures (By lead agency)	303.430(d)(2).
• Civil action	303.448.
• Due process complaint	303.441.
• Filing a due process complaint	303.440.
• Finality of decision; appeal; impartial review	303.446.
• Hearing decisions	303.445.
• Hearing rights	303.444.
• Impartial due process hearing	303.443.
• Resolution process	303.442.
• State enforcement mechanisms	303.449.
• Timelines and convenience of hearings and reviews	303.447.
DUE PROCESS PROCEDURES—Part C:	
• Appointment of impartial hearing officer	303.435.
○ Definition of “impartial”	303.435(b).
○ Qualifications and duties	303.435(a).
• Civil action	303.438.
• Convenience of hearings and timelines	303.437.
• Parental rights in due process hearings	303.436.
• See “Status of child during pendency of a due process hearing request”.	303.430(e).
• See also “Procedural Safeguards”.	
EARLY HEAD START:	
• Child find Coordination	303.302(c)(1)(ii)(E).
• Content of an individualized family service plan (IFSP) (Transition from Part C).	303.344(h)(1)(ii).
• Coordination with Head Start and Early Head Start, early education, and child care programs.	303.210(a).
• Comprehensive system of personnel development (CSPD) (Transition from Part C).	303.118(a)(3).
EARLY HEARING DETECTION AND INTERVENTION (EHDI):	
• Child find system	303.302(c)(1)(ii)(J).
EARLY INTERVENTION SERVICES:	
• Definitions:	
○ General	303.13(a).
○ Other services	303.13(d).
○ Qualified personnel	303.13(c).
○ Types of Early Intervention services	303.13(b).
EARLY INTERVENTION SERVICE (EIS) PROGRAM:	
• Definition	303.11.
• State monitoring and enforcement	303.700.
• State performance plans and data collection	303.701.
• State use of targets and reporting	303.702.
EARLY INTERVENTION SERVICE (EIS) PROVIDER:	
• Applicability of this part	303.2(b)(1)(i).
• Definition	303.12(a).
• Participating agency (Definition)	303.403(c).
• Requirement to attend individualized family service plan (IFSP) meetings.	303.343(a)(1)(vi).
• Responsibility and accountability	303.12(b), 303.346.
• State ability to impose funding conditions (State’s monitoring and enforcement).	303.700(a)(3).
• State dispute resolution options	303.430.
• State requirement to monitor	303.120.
EARLY PERIODIC DIAGNOSIS, SCREENING, AND TREATMENT (EPSDT):	

Off. of Spec. Educ. and Rehab. Services, Education

Pt. 303, App. A

- Child find (Coordination) 303.302 (c)(1)(ii)(C).
- EDUCATIONAL SERVICE AGENCY:
 - Local educational agency (LEA) (Definition) 303.23(b)(1).
- EHDI—Early Hearing Detection and Intervention 303.302(c)(1)(ii)(J).
- ELIGIBLE RECIPIENTS OF AN AWARD 303.2.
- ELIGIBILITY (CHILD):
 - See “Child Eligibility”
- ELIGIBILITY (STATE):
 - Requirements for a grant 303.101.
- ENVIRONMENTAL or BIOLOGICAL FACTORS:
 - At-risk infant or toddler (Definition) 303.5.
- EPSDT:
 - See “Early Periodic Screening, Diagnosis, and Treatment”.
- EQUITABLE ACCESS TO, AND EQUAL PARTICIPATION IN, THE PART C STATEWIDE SYSTEM. 303.212(a).
- ESTABLISHING FINANCIAL RESPONSIBILITY and METHODS OF ENSURING SERVICES. 303.511.
- EVALUATION, ASSESSMENT, and NONDISCRIMINATORY PROCEDURES. 303.113.
- EVALUATION (AND ASSESSMENT) (A–E):
 - Assessment of child (Definition) 303.321(c)(1).
 - Assessment of family (Definition) 303.321(c)(2).
 - Confidentiality procedures 303.401(b)(2).
 - Consent before evaluations and assessments are conducted. 303.420(a)(2).
 - Determination that a child is not eligible 303.322.
 - Due process complaint 303.441(e)(1)(iii).
 - Early Intervention services:
 - Qualified personnel (Pediatricians, *etc.*, for diagnosis and evaluation). 303.13(c)(6).
 - Types of services 303.13(b)(1)(ii)(A), (b)(2)(ii), (b)(5), (b)(9)(i), (b)(17)(i).
 - Evaluation (Definition) 303.321(a)(2)(i).
- EVALUATION (AND ASSESSMENT) (F–L):
 - Family assessment 303.321(c)(2), 303.344(b).
 - Family information 303.344(b).
 - Filing a due process complaint (Part B) 303.440(a)(1).
 - Financial responsibility 303.511(a).
 - Functions not subject to fees 303.521(b)(2).
 - Hearing officer decision 303.445(a)(2)(i)–(ii).
 - Hearing rights 303.444(b).
 - Individualized family service plan (IFSP):
 - Annual meeting to evaluate the individualized family service plan (IFSP). 303.342(c).
 - Child’s status 303.344(a).
 - Definition 303.20(a).
 - Initial and annual individualized family service plan (IFSP) Team meetings. 303.343(a)(1)(v).
- EVALUATION (AND ASSESSMENT) (M–PO):
 - Multidisciplinary:
 - Definition 303.24.
 - Early Intervention service (EIS) provider 303.12(b)(1).
 - Evaluation and assessment of the child 303.321(a)(1)(i).
 - Statewide system 303.113(a)(1).
 - Native language (Definition) 303.25(a)(2).
 - Nondiscriminatory:
 - Evaluation of the child (No single procedure used). 303.321(a)(4).
 - Nondiscriminatory procedures (Title) 303.113.
 - Parental consent 303.420(a)(2), (b)(1)–(b)(2), (c)(1).
 - Payor of last resort (Interim payments) 303.510(b).
 - Post-referral timeline (45 days) 303.310.
 - Exceptional circumstances (Not within 45 days) 303.310(b)(1).
- EVALUATION (AND ASSESSMENT) (PR–Z):
 - Prior written notice 303.421(a).

- Prior written notice (Must be in native language) 303.421(c).
- Provision of Services before evaluations and assessments are completed. 303.345.
- Public awareness program 303.301(b)(2).
- Referral procedures 303.303.
- Screening procedures 303.320(a), (c).
- Service coordination services (Case management) 303.34(b)(3).
- Timelines (45 days) 303.310(a).
- Exception to 45-day timeline 303.310(b).
- Transition from Part C services 303.344(h)(2)(iii).
- See also “Assessment”.
- EVALUATION, ASSESSMENT, AND NONDISCRIMINATORY PROCEDURES 303.113.
- EXCEPTION(S):
- Consent prior to disclosure (Except to lead agency and Early Intervention service (EIS) providers). 303.414(b).
- Filing a due process complaint 303.440(a)(2).
- Post-referral timeline (Exceptional circumstances) 303.310(b)(1).
- Timeline for requesting a hearing (Exceptions) 303.443(f).
- Ward of the State (Definition) 303.37(b).
- FAMILY; FAMILIES (A–E):
- Ability to pay (State’s definition) 303.521(a)(3).
- Assessment of the family 303.321(a)(1)(ii)(B).
- Availability of Early Intervention services 303.112.
- Comprehensive system of personnel development (CSPD) (Training personnel to support families). 303.118(b)(3).
- Due process 303.435(a)(1), 303.440(a)(1).
- Early Intervention services 303.13(a)(3)–(a)(4), (b)(1)(ii)(E), (b)(3), (b)(10)(iii), (b)(10)(iv), (b)(13)(iii)–(b)(13)(v), (b)(14)(iii), (b)(16).
- Evaluation and assessment of child and family:
 - In native language 303.321(a)(5)–(6).
 - Post-referral timeline 303.310(a).
- FAMILY; FAMILIES (F–H):
- Family-directed identification of needs 303.113(a)(2), (b).
- Family therapists 303.13(c)(2).
- Family training, counseling, and home visits 303.13(b)(3).
- Family Violence Prevention and Services Act 303.211(b)(7), 303.302(c)(1)(ii)(I).
- Homeless family shelters (Primary referral sources) 303.303(c)(10).
- FAMILY; FAMILIES (INDIVIDUALIZED FAMILY SERVICE PLAN (IFSP)):
- Content of an individualized family service plan (IFSP) (Family information). 303.344(b), (c).
- Individualized family service plan (IFSP) Team meetings:
 - Accessibility and convenience 303.342(d)(1)(i), (d)(2).
 - Advocate outside the family 303.343(a)(1)(iii).
 - Native language (Meeting conducted in) 303.342(d)(1)(ii).
 - Other family members as requested by parent .. 303.343(a)(1)(ii).
 - Written notice to family 303.342(d)(2).
- FAMILY; FAMILIES (IN–R):
- Interim individualized family service plan (IFSP) 303.345.
- Parents determine whether to accept or decline service (For other family members). 303.420(d)(1).
- Payor of last resort (Interim payments) 303.510(b).
- Permissive use of funds by lead agency 303.501(a)–(b).
- Prior written notice 303.421(a).
- Private insurance 303.520(b)(2)(i)–(b)(2)(iii).
- FAMILY; FAMILIES (SE–ST):
- Service coordination services (Case management):
 - Specific service coordination services 303.34(b)(1), (b)(5).
 - Definition 303.34(a).
- State complaint procedures 303.432(b).

- State eligibility requirements (Assurance regarding Early Intervention services) 303.101(a)(1)(i)–(a)(1)(ii).
- State option to make Early Intervention services available for children three and older:
 - Possible costs to families 303.211(b)(1)(ii)(C).
 - Referral of a child (Substantiated case of trauma due to family violence) 303.211(b)(7).
- FAMILY; FAMILIES (SU–Z):
 - Surrogate parents 303.422(d).
 - Traditionally underserved groups:
 - Access to culturally competent services 303.227(b).
 - Minority, low-income, homeless, and rural families and wards of the State. 303.227(a).
 - Transition to preschool:
 - Conference to discuss services 303.209(c).
 - Notification of local educational agency (LEA) 303.209(b).
 - Transition plan 303.209(d)(3).
- FAMILY ASSESSMENT:
 - Assessment of the family (Definition) 303.321(c)(2).
 - Content of an individualized family service plan (IFSP) (Family information) 303.344(b).
 - Evaluation and assessment of child and family 303.321(c).
 - Post-referral timeline 303.310(a).
- FAMILY-DIRECTED:
 - Assessment of resources 303.12(b)(1).
 - Identification of needs 303.113(a)(2), (b).
- FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT (FERPA):
 - Confidentiality procedures 303.401(b)(1).
- FAMILY THERAPISTS:
 - Qualified personnel (Early Intervention services) 303.13(c)(2).
- FAMILY TRAINING, COUNSELING, AND HOME VISITS:
 - Early Intervention services (Definition) 303.13(b)(3).
- FAMILY VIOLENCE PREVENTION AND SERVICES ACT 303.211(b)(7), 303.302(c)(1)(ii)(A).
- FAPE
 - See “Free Appropriate Public Education.”
- FEDERAL COURT:
 - Civil action (Part C) 303.438.
 - Impartial hearing officer 303.443(c)(1)(ii).
 - Mediation (Discussions not used in court) 303.431(b)(7).
 - State application (Modifications to) 303.228(c)(2).
- FEDERAL FUNDS:
 - Expenditure of funds 303.221.
 - Fiscal control 303.226.
 - Indirect costs (Cognizant Federal agency) 303.225(c)(2).
 - Proceeds from public or private insurance 303.520(d).
 - Requirement to supplement and not supplant 303.225(a).
- FEDERAL LAW(S):
 1. • Alaska Native Claims Settlement Act 303.19(b).
 2. • Americans With Disabilities Act (ADA) of 1990 303.448(e).
 3. • Child Abuse Prevention and Treatment Act (CAPTA), see CAPTA.
 4. • Confidentiality 303.401(a), (c)(2).
 5. • Developmental Disabilities Assistance and Bill of Rights Act. 303.302(c)(1)(ii)(D).
 6. • Early Intervention services (Services at no cost unless Federal or State law requires fees). 303.13(a)(3).
 7. • Family Educational Rights and Privacy Act (FERPA). 303.401(b).
 8. • Family Violence Prevention & Services Act 303.211(b)(7), 303.302(c)(1)(ii)(A).
 9. • Federally Recognized Indian Tribe List Act of 1994 (section 104). 303.19(c).
 10. • Head Start Act, see Head Start.
 11. • Indian Self-Determination and Education Assistance Act. 303.731(a)(1).

12. • Individuals with Disabilities Education Act (IDEA)	303.4.
13. • Rehabilitation Act of 1973 (title V)	303.448(e).
14. • Social Security Act (MCHB/Title V, SSI/XVI, and Medicaid/Title XIX.), see Social Security Act.	
15. • State application (Modifications)	303.228(c)(3).
FEDERALLY RECOGNIZED INDIAN TRIBE LIST ACT OF 1994	303.19(c).
FEDERAL REGULATIONS:	
• Amendment to Act or a Federal regulation	303.228(c)(1).
• Knowledge of impartial hearing officer	303.443(c)(1)(ii).
FEES (A–R):	
• Ability to pay (State’s definition)	303.521(a)(3).
• Assurance (Fees will not be charged for services entitled to at no cost).	303.521(a)(4)(i).
• Co-payments or deductible amounts	303.521(a)(6).
• Cost participation fees	303.521(a)(1).
• Fees (Under confidentiality)	303.409.
• Functions not subject to fees	303.521(b).
• Income and family expenses (State’s definition)	303.521(a)(3).
• Inability to pay—State’s definition	303.521(a)(3).
FEES (S–Z):	
• State option to make services available to children ages three and older.	303.211(b)(1)(ii)(C), (d).
• Sliding fees (Schedule of):	
◦ Early Intervention services	303.13(a)(3).
◦ System of payments and fees	303.521(a)(1).
• State’s definition of ability to pay	303.521(a)(3).
• State system of payments and fees	303.203(b).
• See also “INSURANCE.”	
FERPA (Family Educational Rights and Privacy Act)	303.401(b)(1).
FETAL ALCOHOL SYNDROME:	
• Diagnosed physical or mental condition	303.21(a)(2)(ii).
FILING (FILED) REQUIREMENTS:	
• Adoption of State complaint procedures	303.432(a)(1).
• Civil action (Rule of construction)	303.448(e).
• Due process complaint	303.441(a)(2), (d)(4).
• Due process hearing procedures	303.430(d)(1)(ii).
• Filing a due process complaint	303.430(d)(1)(ii), 303.440(a)(2).
• Filing a State complaint	303.434(d).
• Filing requirements regarding a State application	303.235.
• Impartial due process hearing (Exception to timeline)	303.443(f).
• Mediation	303.431(a).
• Resolution process	303.442(b)(3).
• Separate due process complaint	303.445(c).
FISCAL CONTROL (AND FUND ACCOUNTING PROCEDURES)	303.226.
FORMULA:	
• For State allocations	303.730.
FOSTER CARE:	
• Child find:	
◦ Scope	303.302(b)(1)(ii).
◦ Coordination	303.302(c)(1)(ii)(G).
• Confidentiality (Access rights)	303.405(c).
• Council (Composition)	303.601(a)(12).
• Primary referral sources	303.303(e)(9).
• Purpose of Early Intervention Program	303.1(d).
FOSTER PARENT:	
• Parent (Definition)	303.27(a)(2).
• Ward of the State (Exception)	303.37(b).
FREE APPROPRIATE PUBLIC EDUCATION (FAPE):	
• Definition	303.15.
• Permissive use of funds by lead agency	303.501(c)–(d).
• State option to make services available to children ages three and older.	303.211(e)(1)–(2).
• States with Free Appropriate Public Education (FAPE) mandates to serve children under age three.	303.521(c).
FREQUENCY and INTENSITY:	
• Content of an individualized family service plan (IFSP)	303.344(d)(1)(i).

Off. of Spec. Educ. and Rehab. Services, Education

Pt. 303, App. A

- Definition 303.344(d)(2)(i).
- FUNCTIONS NOT SUBJECT TO FEES:**
 - Administrative and coordinative activities 303.521(b)(4).
 - Child find requirements 303.521(b)(1).
 - Evaluation and assessment 303.521(b)(2).
 - Service coordination services 303.521(b)(3).
- FUNDING SOURCES:**
 - Service coordination services 303.34(b)(9).
- FUNDS (A-D):**
 - Acquisition of equipment and construction or alteration of facilities. 303.104(a).
 - Allocation of funds (Outlying areas):
 - Consolidation of funds 303.730(b).
 - Reservation of funds 303.730(a).
 - Control of funds and property 303.223.
 - Council:
 - Funds for interpreters 303.602(b)(3).
 - Use of funds by 303.603.
 - Designation of lead agency 303.201.
 - Description of use of funds 303.205.
 - Direct services 303.205(d).
- FUNDS (E-FA):**
 - Early Intervention service provider 303.12(a).
 - Enforcement (By the Secretary):
 - Needs intervention (Seeks to recover funds) 303.704(b)(2)(iii).
 - Needs substantial intervention 303.704(c)(1).
 - Opportunity for hearing 303.705(a).
 - Suspension (Of payments) 303.705(b).
 - Withholding funds 303.705.
 - Expenditure of (Federal) funds 303.221.
 - Family fees 303.521(d).
- FUNDS (FE-O):**
 - Federal funds to supplement 303.225(a)(2).
 - Fiscal control 303.226.
 - Funds under a State's system of payments 303.521(a)(6), (d).
 - Inability to pay 303.520(e), 303.521(a)(3).
 - Lead agency (Receives Federal funds to administer Part C). 303.22.
 - Non-substitution of funds (Payor of last resort) 303.510(a).
 - Outlying areas (Formula for State allocations) 303.730.
- FUNDS (PA-R):**
 - Payments to Indians:
 - Prohibited uses of funds 303.731(f).
 - Use of funds 303.731(d)(1).
 - Payor of last resort (Non-substitution of funds) 303.510(a).
 - Permissive use of funds 303.501.
 - Proceeds or funds from public or private insurance 303.520(d).
 - Prohibition against commingling 303.225(a)(1).
 - Prohibition against supplanting 303.225(a)(2).
 - Reallotment of (State) funds 303.733.
 - Reimbursement procedures 303.122.
 - Reports and records 303.224.
 - Reservation of funds for outlying areas 303.730(a).
- FUNDS (S-Z)**
 - State allotments 303.732(a), (c)(2), (d).
 - State conformity with Part C 303.102.
 - State educational agency (SEA) 303.36(b).
 - State monitoring and enforcement 303.700(a)(3),
303.704(b)(2)(iii),
303.704(c)(1), 300.705(a)-(b).
 - State option to make services available to children ages three and older (Available funds). 303.211(d).
 - States with Free Appropriate Public Education (FAPE) mandates. 303.521(c).
 - State's definition (Inability to pay) 303.521(a)(3), (a)(4)(ii).
 - Suspension (Of payments) 303.705(b).

• System of payments and fees	303.521(a)(6), (c), (d).
• Unable to pay	303.520(d), 303.520(c), 303.521(a)(6).
• Use of funds (Payor of last resort)	303.510(a).
• Withholding funds	303.705.
• See also “Grants” and “Payments”.	
FUNDS (PART B):	
• States with Free Appropriate Public Education (FAPE) mandates or that use Part B funds for children under age three.	303.521(c).
FUNDS (PART C):	
• Early Intervention service provider	303.12(a).
• State conformity with Part C	303.102.
• Withholding funds:	
○ Opportunity for a hearing	303.705(a).
○ Suspension	303.705(b).
GENETIC or CONGENITAL DISORDERS:	
• Diagnosed physical or mental condition (Infant or toddler with a disability).	303.21(a)(2)(ii).
GOVERNOR; GOVERNOR’S DESIGNEE:	
• Council:	
○ Appointed by Governor	303.600(b).
○ Chairperson	303.600(c).
○ Composition	303.601(b)–(c).
○ Functions (Annual report to Governor)	303.604(c).
○ Use of funds by Council (Approval)	303.603(a).
• Financial responsibility and methods of ensuring services:	
○ Other methods determined by Governor	303.511(b)(3).
○ Procedures for resolving disputes	303.511(c)(1).
• Lead agency:	
○ Designated by Governor	303.22.
○ Role in supervision, <i>etc.</i>	303.120.
• State educational agency (SEA)	303.36(a).
GRANDPARENT:	
• Parent (Definition)	303.27(a)(4).
GRANTS; GRANTS TO STATES:	
• Consolidation of grants (Outlying areas)	303.730(b).
• Reservation for State incentive grants	303.734.
• Secretary’s authority to make grants	303.100.
• See also “Award” and “Payments to Indians”.	
GUARDIAN:	
• Parent (Definition)	303.27(a)(3).
GUARDIANSHIP:	
• Confidentiality (Access rights)	303.405(c).
HEAD START; HEAD START ACT:	
• Child find system (Coordination)	303.302(c)(1)(ii)(E).
• Council (Composition)	303.601(a)(8).
• Comprehensive system of personnel development (CSPD) (Training to coordinate transition services and personnel).	303.118(a)(3), (b)(4).
• Early Head Start:	
○ Coordination with	303.210(a).
○ Content of an individualized family service plan (IFSP) (Transition from Part C).	303.344(h)(1)(ii).
• Head Start Act (References)	303.210(a), 303.302 (c)(1)(ii)(E), 303.601(a)(8).
HEALTH INSURANCE	303.520(b)(2), 303.601 (a)(10).
HEALTH SERVICES:	
• Definition	303.16.
• Early Intervention services (Definition)	303.13(b)(4).
• Interim payments—Reimbursement (Payor of last resort).	303.510(b).
• Non-covered services and devices	303.16(c).
• Services included	303.16(b).
HEALTH STATUS (MEDICAL HISTORY):	
• Evaluation and assessment	303.321(a)(3)(i).

- Content of an individualized family service plan (IFSP) (Information about child’s status). 303.344(a).
- HEARING AID:
 - Health services (Nothing prevents routinely checking) 303.16(c)(1)(iii)(B).
- HEARING IMPAIRED; HEARING IMPAIRMENTS:
 - Special educators including teachers of children with hearing impairments. 303.13(c)(11).
- HEARING LOSS:
 - Audiology services 303.13(b)(2)(ii), (b)(2)(v).
- HEARING OFFICER:
 - Appointment of 303.443(c), 303.435.
 - Dismissal of complaint 303.442(b)(4).
 - Duties and qualifications 303.435(a), 303.443(c).
 - Hearing decisions 303.445.
 - Impartial (Definition) 303.435(b), 303.443(c).
 - Sufficiency of complaint 303.441(d).
- HEART AILMENTS:
 - Health services (Non-covered services) 303.16(c)(1)(ii).
- HISTORY OF ABUSE OR NEGLECT:
 - At-risk infant or toddler (Definition) 303.5.
- HISTORICALLY UNDERREPRESENTED POPULATIONS:
 - Purpose of Early Intervention program 303.1(d).
 - See “Inner-city,” “Low-income,” “Minority,” and “Rural” (Children), and “Foster care.”
 - See also “Traditionally underserved groups.” 303.227.
- HOMELESS CHILDREN:
 - Assurances regarding Early Intervention services and a statewide system. 303.101(a)(1)(ii).
 - Child find system 303.302(b)(1)(ii).
 - Council (Composition) (Representative designated by Office of the Coordination and Education of Homeless Children and Youth). 303.601(a)(11).
 - Definition 303.17.
 - Due process complaint (Content) 303.441(b)(4).
 - Traditionally underserved groups 303.227(a).
- HOMELESS FAMILY SHELTERS:
 - Primary referral sources 303.303(c)(10).
- HOSPITALS:
 - Primary referral sources 303.303(c)(1).
 - Public awareness program 303.301(a)(1)(ii).
- HOSPITALIZATION (For management of congenital heart ailments):
 - Non-covered health services 303.16(c)(1)(ii).
- HYDROCEPHALUS (Shunting of):
 - Non-covered health services 303.16(c)(1)(i).
- IDEA (INDIVIDUALS WITH DISABILITIES EDUCATION ACT):
 - Act (Definition) 303.4.
- IEP (INDIVIDUALIZED EDUCATION PROGRAM):
 - Free appropriate public education (FAPE) (Definition) 303.15(d).
- IEU (INTERMEDIATE EDUCATIONAL UNIT):
 - Local educational agency (LEA) (Definition) 303.23(b)(3).
- IFSP (INDIVIDUALIZED FAMILY SERVICE PLAN) (A–F):
 - Acceptable time to meet for parents and others 303.342(b)(2).
 - Accountability and responsibility 303.346.
 - Annual meeting to evaluate 303.342(c).
 - Component of statewide system 303.114.
 - Content of an individualized family service plan (IFSP)
 - See “IFSP (Individualized family service plan) Content”.
 - Dates and duration of services 303.344(f).
 - Definition 303.20.
 - Development of 303.342(a).
 - Early Intervention services 303.344(d).
 - See also “IFSP (Individualized family service plan) Content”.
 - Educational component (For children at least three years old). 303.344(d)(4).

• Family information	303.344(b).
IFSP (INDIVIDUALIZED FAMILY SERVICE PLAN) (I–N):	
• Individualized family service plan (IFSP) Team.	
◦ See “IFSP (Individualized family service plan Team)”.	
• Information about child’s status	303.344(a).
• Initial individualized family service plan (IFSP) Meeting.	303.342(a).
• Interim individualized family service plan (IFSP)	303.345.
• Justification (Natural environments)..	303.344(d)(1)(ii).
• Lead agency responsibility	303.340.
• Location of services	303.344(d)(1)(ii)–(iii), (d)(3).
• Meeting(s):	
◦ Accessibility and convenience of	303.342(d).
◦ Annual meeting to evaluate individualized family service plan (IFSP).	303.342(c).
◦ To develop initial individualized family service plan (IFSP).	303.342(a).
• Natural environments	303.344(d)(1)(ii).
◦ See also “Natural Environments”.	
• Numeracy skills	303.344(d)(4).
IFSP (INDIVIDUALIZED FAMILY SERVICE PLAN) (O–Q):	
• Other services	303.344(e).
• Outcomes or results	303.344(c).
◦ See also “Outcomes”.	
• Parental consent before providing services	303.342(e).
◦ Services before evaluation completed	303.345(a).
• Periodic review	303.342(b).
• Pre-literacy, language, and numeracy skills	303.344(d)(4).
• Procedures for individualized family service plan (IFSP) development, review, and evaluation.	303.342.
IFSP (INDIVIDUALIZED FAMILY SERVICE PLAN) (R–Z):	
• Responsibility and accountability	303.346.
• Results or outcomes	303.344(c).
• Review and revision (Periodic)	303.342(b).
• Service coordinator	303.344(g).
• Services before evaluation completed	303.345.
• Statewide system component	303.114.
• Transition from Part C services	303.344(h).
IFSP (INDIVIDUALIZED FAMILY SERVICE PLAN) CONTENT (A–E):	
• Child’s status (Information about)	303.344(a).
• Dates and duration of services	303.344(f).
• Early Intervention services:	
◦ Definition	303.13(a).
◦ Duration, frequency, intensity, length, and method of services.	303.344(d)(1)(i).
◦ Educational component that promotes school readiness, and incorporates pre-literacy, language, and numeracy skills.	303.344(d)(4).
◦ Location of services	303.344(d)(1)(iii), (d)(3).
◦ Payment arrangements, if any	303.344(d)(1)(iv).
◦ Natural environments, including a justification, if applicable.	303.344(d)(1)(ii).
◦ See also “Natural Environments”.	
IFSP (INDIVIDUALIZED FAMILY SERVICE PLAN) CONTENT (F–Z):	
• Family information	303.344(b).
• Information about child’s status	303.344(a).
• Other services	303.344(e).
• Results or outcomes	303.344(c).
• Service coordinator	303.344(g).
• Transition from Part C services	303.344(h).
IFSP (INDIVIDUALIZED FAMILY SERVICE PLAN) TEAM:	
• Composition (Meetings and periodic reviews)	303.343(a)(1).
• Due process complaint (Other options considered by individualized family service plan (IFSP) Team).	303.441(e)(1)(ii).

- Early Intervention services in natural environments ... 303.126.
- IFSP Team meetings and periodic reviews 303.343.
- Initial and annual individualized family service plan (IFSP) Team meetings. 303.343(a).
- Multidisciplinary 303.24(b).
- Natural environments 303.344(d)(1)(ii)(B)(1), (d)(1)(ii)(B)(3).
- Resolution meeting 303.442(a)(4).
- Transition from Part C services 303.344(h)(2)(iv).
- ILLEGAL SUBSTANCE ABUSE:
 - At-risk infant or toddler 303.5.
 - Referral of specific at-risk infants and toddlers 303.303(b)(2).
- IMMUNIZATIONS AND REGULAR WELL-BABY CARE:
 - Non-covered medical-health services 303.16(c)(3).
- IMPARTIAL:
 - Appointment of impartial hearing officer 303.435, 303.443(c).
 - Definition 303.435(b)(1), 303.443(c).
 - Hearing procedures (Impartial proceeding) 303.233(c).
 - Mediator (Qualified and impartial) 303.431(b)(1)(iii), (b)(2)(ii), (c).
- INABILITY TO PAY:
 - Assurance that “inability to pay” will not delay or deny services if parent or family meets State’s definition. 303.521(a)(4)(ii).
 - Lack of consent (And inability to pay) may not delay or deny services. 303.520(c).
 - Private insurance 303.520(c).
 - State’s definition 303.521(a)(3).
 - System of payments and fees 303.521(a)(3)–(a)(4).
- INBORN ERRORS OF METABOLISM:
 - Diagnosed physical or mental condition (Infant or toddler with a disability). 303.21(a)(2)(ii).
- INDIAN CHILDREN:
 - Payments to Indians 303.731(a)(1), (d)(1).
 - See “Indian infants and toddlers”.
- INDIAN; INDIAN TRIBE:
 - Definition 303.19.
 - See “Tribe; Tribal organization”.
- INDIAN INFANTS AND TODDLERS:
 - Assurances regarding Early Intervention services 303.101(a)(1)(i).
 - Availability of Early Intervention services 303.112(a).
 - Scope of child find 303.302(b)(1)(i).
- INDIAN SELF-DETERMINATION AND EDUCATION ASSISTANCE ACT. 303.731(a)(1).
- INDIVIDUALIZED FAMILY SERVICE PLAN (IFSP):
 - See “IFSP”; “IFSP Content”; “IFSP Team.”
- INDIVIDUALS WITH DISABILITIES EDUCATION ACT (IDEA):
 - Act (Definition) 303.4.
- INFANT(S) and/or TODDLER(S):
 - Annual report of children served 303.721(a).
 - At-risk infant or toddler (Definition) 303.5.
 - Authorized activities of the Council 303.605(b).
 - Definition (In State allotments) 303.732(d)(2).
 - Permissive use of funds 303.501(e).
 - Payments to Indians 303.731(b), (e).
 - Primary referral sources 303.303(c)(3).
 - Public awareness program 303.301(a)(1)(ii).
 - Reservation for State incentive grants 303.734(b)(1).
 - Screening procedures 303.320(b)(1).
- INFANT OR TODDLER WITH A DISABILITY:
 - Definition 303.21.
- INFECTION; CONGENITAL INFECTIONS:
 - At-risk infant or toddler (Definition) 303.5.
 - Infant or toddler with a disability (Definition) 303.21(a)(2)(ii).
- INFORMED CLINICAL OPINION:
 - Procedures for assessment of child 303.321(a)(3)(ii).
- INFORMED WRITTEN CONSENT:

• Individualized family service plan (IFSP) (Informed written consent before providing services).	303.342(e).
• State option to make services available to children ages three and older.	303.211(b)(5).
• See also “Consent”.	
INNER-CITY:	
• Comprehensive system of personnel development (CSPD) (Training personnel to work in rural and inner-city areas).	303.118(b)(1).
• Purpose of Early Intervention program (Enhance capacity to meet needs of inner-city children).	303.1(d).
INSURANCE (A–E):	
• Consent regarding:	
◦ Private insurance	303.520(b)(1), (b)(2).
◦ Public insurance	303.520(a)(3)(i).
• Co-payments.	
• Composition of Council (Agency responsible for State regulation of health insurance).	303.601(a)(10).
• Construction clause (Non-reduction of Medicaid benefits).	303.510(c).
• Cost participation fees or sliding fees	303.521(a)(1).
• Costs to parents (Use of private insurance to pay for Part C services).	303.520(a)(4), 303.520(b)(1)(ii), 303.520(b)(1)(ii)–(b)(1)(iii).
• Deductible amounts or co-payments	303.521(a)(6).
• Enrollment in public insurance or benefits program (May not require parent to enroll).	303.520(a)(2)(i).
INSURANCE (F–O):	
• Family or parent funds:	
◦ Not treated as “program income”	303.520(d)(1).
◦ Used for Part C services	303.520(d)(2).
• Funds received under a State’s system of payments	303.520(e).
• Health insurance	303.520(b)(2), 303.601(a)(10).
• Lack of consent may not delay or deny services	303.520(b).
• Medicaid (Payor of last resort)	303.510(c).
INSURANCE (P–PR):	
• Parental consent and ability to decline services	303.420(a)(4).
• Parent or family funds to State not considered “program income”.	303.520(d)(1).
• Policies related to use of insurance to pay for services	303.520(a), 303.520(b).
• Private insurance	303.520(b).
• Proceeds from public or private insurance:	
◦ Not treated as income	303.520(d)(1).
◦ Reimbursements (Medicaid, <i>etc.</i>) for Early Intervention services are not State or local funds.	303.520(d)(2).
INSURANCE (PU–Z):	
• Public insurance	303.520(a).
• Purpose of Early Intervention program	303.1(b).
• Schedule of sliding fees:	
◦ Early Intervention services (Definition)	303.13(a)(3).
◦ System of payments and fees	303.521(a)(1).
• State, local, or private programs of insurance	303.521(a).
• State statute regarding private health insurance (Impact on consent requirements).	303.520(b)(2).
• System of payments and fees	303.520(a), 303.521(a).
• See also “Fees” and “Inability to pay”.	
• Use of public insurance to pay for services	303.520(a).
• Written notification (prior to use of public insurance)	303.520(a)(3).
• See also “Fees” and “Inability to pay”.	
INTERAGENCY AGREEMENTS:	
• Functions of the Council (Promotion of methods for intra-agency and interagency collaboration).	303.604(a)(3).
• Lead agency role (In funding, inter-agency agreements, <i>etc.</i>).	303.120(f).
• Transition to preschool	303.209(a)(3).
INTERAGENCY COORDINATION:	

- See “Coordination.”
- INTERIM INDIVIDUALIZED FAMILY SERVICE PLAN (IFSP):
 - Services before evaluations and assessments completed 303.345.
- INTERMEDIATE EDUCATIONAL UNIT (IEU):
 - Local educational agency (LEA) (Definition) 303.23(b)(3).
- JURISDICTION(S) (Geographic location):
 - Eligible recipients of an award 303.2(a).
 - State (Definition) 303.35.
- LACK OF CONSENT (INABILITY TO PAY) 303.520(c).
 - See also “Inability to Pay”.
- LACK OF OXYGEN:
 - At-risk infant or toddler (Definition) 303.5.
- LEAD AGENCY:
 - Definition 303.22.
 - Designation of 303.201.
 - Lead agency role in supervision, *etc.* 303.120.
 - Public agency (Definition) 303.30.
- LIMITED ENGLISH PROFICIENCY (LEP):
 - Native language (Definition) 303.25(a).
 - See “Native language”.
- LOCAL EDUCATIONAL AGENCY (LEA):
 - Definition 303.23.
 - Notification of child transitioning to 303.209(b).
- LOW BIRTH WEIGHT:
 - At-risk infant or toddler (Definition) 303.5.
- LOW-INCOME (Children and families):
 - Purpose of Early Intervention program (Historically underrepresented populations). 303.1(d).
 - Traditionally underserved groups (Low-income families). 303.227(a).
- MAPPING:
 - Of surgically implanted medical devices 303.13(b)(1)(i), 303.16(c)(1)(iii).
- MATERNAL AND CHILD HEALTH:
 - Child find (Coordination) 303.302(c)(1)(ii)(B).
 - Payor of last resort—Non-reduction of benefits (Construction). 303.510(c).
- MEDIATION (A–L):
 - Annual report of children served (Number of mediations held). 303.721(c).
 - Benefits of (Meeting to explain) 303.431(d)(1).
 - Confidential discussions 303.431(b)(5)(i), (b)(7).
 - Cost of (Borne by State) 303.431(b)(3).
 - Disputes (Resolve through mediation) 303.431(a).
 - Disinterested party (to encourage) 303.431(d).
 - Impartiality of mediator 303.431(c).
 - Lead agency procedures (to resolve disputes through mediation). 303.431(a).
 - Legally binding agreement (if parties resolve dispute through mediation). 303.431(b)(5).
- MEDIATION (M–O):
 - Mediator(s):
 - Impartiality of 303.431(c).
 - List of 303.431(b)(2)(i).
 - Qualified and impartial 303.431(b)(1)(iii).
 - Random selection of 303.431(b)(2)(ii).
 - Trained in effective mediation techniques 303.431(b)(1)(iii).
 - Meeting to encourage mediation 303.431(d).
 - Not used as evidence in hearing or civil proceeding 303.431(b)(7).
 - Not used to delay/deny right of hearing 303.431(b)(1)(ii).
- MEDIATION (P–Z):
 - Parent training and information center 303.431(d)(1).
 - Prior written notice—Content 303.421(b).
 - Requirements 303.431(b)(1)–(b)(7).
 - Sessions scheduled—Timely manner and convenient location. 303.431(b)(4).
 - State dispute resolution options 303.430.

• State monitoring and enforcement	303.700(d)(2).
• Voluntary	303.431(b)(1)(i).
• Written mediation agreement (Enforceable in court) ...	303.431(b)(6).
MEDICAID:	
• Council—Composition (Member from State Medicaid program).	303.601(a)(7).
• Non-reduction of benefits (Payor of last resort)—Construction.	303.510(c).
• Proceeds from public-private insurance for Part C—Neither State nor local funds under “nonsupplant” (§303.325(b)).	303.520(d)(2).
• “Service coordination”—Use of term not intended to affect seeking Medicaid.	303.34(c).
MEDICAL SERVICES:	
• In Early Intervention Services definition	303.13(b)(5).
• Interim payments—reimbursement (Payor of last resort).	303.510(b).
MEDICAL SERVICES FOR DIAGNOSTIC OR EVALUATION PURPOSES:	
• See “Medical services” (Definition)	303.13(b)(5).
MEDICINE OR DRUGS:	
• Prescribing for any purpose—Not covered	303.16(c)(1)(ii).
METHOD (Of delivering Individual Family Service Plan (IFSP) services).	
• Definition	303.344(d)(2)(ii).
METHODS OF ENSURING SERVICES	
303.511.	
METABOLISM (Inborn errors of):	
• Diagnosed physical or mental condition	303.21(a)(2)(ii).
MINORITY (Children, Families, Parents):	
• Council—Composition (Minority parents)	303.601(a)(1)(i).
• Purpose of Early Intervention Program	303.1(d).
• Traditionally underserved groups	303.227(a).
MONITOR; MONITORING:	
• Council—Functions	303.604(a)(3).
• Financial responsibility and methods of ensuring services—Added components.	303.511(e).
• Lead agency role in monitoring	303.120(a)(2)(i), (a)(2)(iv).
• Rule of construction—Nothing restricts Secretary’s authority under General Education Provisions Act (GEPA) to monitor-enforce requirements of the Act.	303.707.
• Secretary’s review & determination regarding State performance.	303.703(b).
• State monitoring and enforcement	303.700(a)(1), (b), (d)(2).
• State performance and data collection	303.701(c)(2).
• State use of targets and reporting	303.702(b)(1)(ii).
MULTIDISCIPLINARY:	
• Definition	303.24.
• Evaluation and assessment	303.321(a)(1)(i).
• Evaluation, assessment, and nondiscriminatory procedures.	303.113(a)(1).
• Purpose of Early Intervention program	303.1(a).
• State eligibility (General authority)	303.100.
NATIVE LANGUAGE:	
• Consent	303.7(a).
• Definition	303.25.
• Evaluation and assessment	303.321(a)(5), (a)(6).
• Individualized Family Service Plan (IFSP) meetings—Accessibility and convenience.	303.342(d)(1)(ii).
• Notice regarding confidentiality and availability of notice in native language.	303.404.
• Prior written notice—Native language	303.421(c).
NATURAL ENVIRONMENTS:	
• Definition	303.26.
• Determination of appropriate setting for Early Intervention services.	303.344(d)(1)(ii)(A)–(B).
• Early Intervention services (Definition)	303.13(a)(8).

Off. of Spec. Educ. and Rehab. Services, Education

Pt. 303, App. A

- Early Intervention services in natural environments (Component of statewide system) 303.126.
- Individualized Family Service Plan (IFSP) content—Early Intervention services in. 303.344(d)(1)(ii)(A)–(B).
- State monitoring and enforcement 303.700(d)(1).

NEGLECT or ABUSE:

- See “Abuse or neglect”.

NERVOUS SYSTEM (“Disorders reflecting disturbance of development of”):

- Diagnosed physical or mental condition (Infant or toddler with a disability). 303.21(a)(2)(ii).

NONCOMMINGLING 303.225(a).

NONDISCRIMINATORY:

- Evaluation, assessment and nondiscriminatory procedures. 303.113, 303.321(a)(4).
- Evaluation and assessment—in a nondiscriminatory manner. 303.321(a)(4).

NON-REDUCTION OF BENEFITS 303.510(c).

NONSUBSTITUTION OF FUNDS 303.510(a).

NONSUPPLANT:

- Requirement to supplement not supplant 303.225(b).
- Requirement regarding indirect costs 303.225(c)(2)(ii).

NOTICE & HEARING BEFORE DETERMINING A STATE NOT ELIGIBLE. 303.231.

NOTICES (State administration):

- Public participation policies—Lead agency notice of hearings. 303.208(b)(2).
- State applications, eligibility determinations, *etc.*:
 - Determination by Secretary that a State is eligible (Secretary notifies State). 303.229.
 - Disapproval of an application—Standard for 303.230.
 - Initial decision; final decision 303.234(a), (c).
 - Judicial review 303.236.
 - Notice and hearing before determining a State not eligible. 303.231(a)(1)(i), (a)(2)(b).
 - Standard for disapproval of an application 303.230.

NOTICES (State monitoring & enforcement):

- Public attention by State—If Secretary proposing enforcement. 303.706.
- Secretary’s review and determination regarding State performance. 303.703(b)(2)(i).
- Withholding funds:
 - Opportunity for a hearing 303.705(a).
 - Suspension 303.705(b).

NOTICES (To parents; family) (A–O):

- Confidentiality and opportunity to examine records 303.401(a).
- Due process procedures—Part B:
 - Filing a due process complaint (Time-line for resolution). 303.440(c).
 - Lead agency response to a due process complaint. 303.441(e)(1).
 - Notice required before a hearing 303.441(c).
 - Resolution process 303.442(a)(1), (b)(5).
- Individualized Family Service Plan (IFSP) meetings—Written notice to family, *etc.* 303.342(d)(2).
- Lead agency—General responsibility for procedural safeguards. 303.400(a).
- Native language 303.404(d).
- Notice to parents Re-confidentiality 303.404.

NOTICES (To parents; family) (P–Z):

- Parental consent and ability to decline service 303.420.
- Prior written notice and procedural safeguards notice
 - Content of notice 303.421(b).
 - General 303.421(a).
 - Native language 303.421(c)(1), (c)(2)(i)–(c)(2)(ii).

• Procedural safeguards—General responsibility of lead agency for.	303.400(a).
• Screening procedures	303.320(a)(1)(i), (2).
• State option—Services to children three and older (Annual notice to parents).	303.211(b)(1).
NUMERACY SKILLS:	
• Infant or toddler with a disability	303.21(c)(1).
• Individualized Family Service Plan (IFSP)	303.344(d)(4).
• State option—Services to children ages three and older	303.211(b)(2).
NURSES:	
• Early Intervention services (Definition)—Qualified personnel.	303.13(c)(3).
NURSING SERVICES:	
• Definition	303.13(b)(6).
NUTRITION SERVICES:	
• Definition	303.13(b)(7).
NUTRITIONAL DEPRIVATION:	
• At risk infant or toddler (Definition)	303.5.
OCCUPATIONAL THERAPY:	
• Definition	303.13(b)(8).
• Occupational therapists	303.13(c)(4).
OPTIMIZATION (Relating to Cochlear Implants, <i>etc.</i>)	303.13(b)(1)(i), 303.16(c)(1)(iii).
ORIENTATION AND MOBILITY TRAINING:	
• Early Intervention services (Definition)—In “Vision services.”	303.13(b)(17)(iii).
• Orientation and mobility specialists	303.13(c)(5).
OTHER SERVICES:	
• Early Intervention services (Definition)	303.13(d).
• Individualized Family Service Plan (IFSP) content	303.344(e).
OUTCOMES:	
• Early Intervention services provider (Definition)	303.12(b)(1).
• Health services—Developmental outcomes	303.16(c)(1)(iii)(A).
• Individualized Family Service Plan (IFSP)—Content:	
◦ Duration	303.344(d)(2)(iv).
◦ Early Intervention services	303.344(d)(1).
◦ Early Intervention services in natural environments.	303.344(d)(1)(ii)(B)(3).
◦ Results or outcomes	303.344(c).
• Individualized Family Service Plan (IFSP)—Periodic review.	303.342(b)(1)(i)–(b)(1)(ii).
• Individualized Family Service Plan (IFSP)—Responsibility and accountability.	303.346.
• Special instruction (Definition)	303.13(b)(14)(ii).
PARAPROFESSIONALS:	
• Comprehensive System of Personnel Development (CSPD) (Training of).	303.118.
• Use of	303.119(c).
PARENT:	
• Biological or adoptive parent of a child	303.27(a)(1), (a)(4).
• Definition	303.27.
• Foster parent	303.27(a)(2).
• Grandparent	303.27(a)(4).
• Guardian	303.27(a)(3).
• Dissemination of Information (Public awareness program).	303.301(a)(1)(ii).
• Stepparent	303.27(a)(4).
• Surrogate parent	303.27(a)(5).
◦ See also “Surrogate Parent(s).”	
PARENTAL RIGHTS (A–C):	
• Confidentiality:	
◦ Access rights	303.405.
◦ Amendment of records at parent’s request	303.410.
◦ Consent prior to disclosure or use	303.414.
◦ Council—Composition	303.601(a)(1).
◦ Destruction of information	303.416.
◦ List of types and locations of information	303.408.

- Notice to parents 303.404.
- Opportunity for a hearing on records 303.411.
- Opportunity to inspect-review records 303.401(b)(2).
- Right to confidentiality of personally identifiable information. 303.401(a).
- Consent (Definition) 303.7.

PARENTAL RIGHTS (D—Part B):

- Due process hearings—Part B:
 - Construction—parent’s right to file an appeal .. 303.445(b).
 - Construction—filing a separate due process complaint. 303.445(c).
 - Filing a due process complaint 303.440(a)–(b).
 - Findings of fact and decisions 303.444(a)(5), 303.446(b)(2)(vi).
 - Hearing officer finding—matters alleging procedural violations. 303.445(a)(2)(ii).
 - Hearing rights 303.444.
 - Impartial due process hearing 303.443(a), (e), (f)(2).
 - Lead agency response to a due process complaint. 303.441(e).
 - Parental rights at hearings 303.444(c).
 - Resolution process 303.442.
 - Separate request for a due process hearing 303.445(c).

PARENTAL RIGHTS (D—Part C to IF):

- Due process hearings—Part C:
 - Convenience of hearings & timelines 303.437.
 - Parental rights in due process hearings 303.436.
- Functions not subject to fees 303.521(b).
- Individualized Family Service Plan (IFSP)—Consent provisions:
 - Parental consent regarding IFSP contents 303.342(e).
 - Services before evaluation completed (Parental consent). 303.345(a).
- Individualized Family Service Plan (IFSP) Team meeting participants:
 - An advocate or person outside the family—If parent requests. 303.343(a)(1)(iii).
 - Other family members, if requested by the parent. 303.343(a)(1)(ii).
 - The parent or parents 303.343(a)(1)(i).
 - See also “Family (Families) (IFSP)”.

PARENTAL RIGHTS (IN–O):

- Inability of parents to pay will not delay-deny services 303.521(a)(4)(ii).
- Mediation:
 - Binding agreement to resolve a dispute—signed by parents & agency. 303.431(b)(5)(ii).
 - Meeting to encourage 303.431(d).
 - Not used to deny or delay a parent’s right to a hearing. 303.431(b)(1)(ii).
- Native language:
 - Consent (definition) 303.7(a).
 - Definition 303.25.
 - Prior notice—Native language 303.421(c).

PARENTAL RIGHTS (P–Z):

- Parental consent and ability to decline service 303.420.
- Payments to Indians—Use of funds (Encouraged to involve Indian parents). 303.731(d)(1).
- Pendency 303.430(e).
- Prior notice 303.421.
- State complaint procedures:
 - Adoption of (and widely disseminating procedures to parents). 303.432(a).
 - Opportunity to engage in mediation 303.433(a)(3)(ii).
 - Time extension 303.433(b)(1)(ii).
- States with Free Appropriate Public Education (FAPE) mandates may not charge parents for services under Part B. 303.521(c).

- Status of child during pendency of due process hearing 303.430(e).
- State system of payments copy for parents 303.520(a)(4),
303.520(b)(1)(iii).
- See also “Due Process Procedures,” “Family (Families),” and “Procedural Safeguards”.
- PARENT TRAINING:
 - Payment to Indians—Use of funds 303.731(d).
 - Psychological services (Definition) 303.13(b)(10)(iv).
- PARENT TRAINING & INFORMATION CENTER(S):
 - Definition 303.28.
 - Mediation—Meeting to encourage 303.431(d)(1).
 - State complaint procedures—Widely disseminated to Parent Training and Information Centers. 303.432(a)(2).
- PART B (IDEA) (A–O):
 - Child find—Coordination with 303.302(a)(1), (c)(1)(ii)(A).
 - Confidentiality 303.401(d)(2).
 - Comprehensive System of Personnel Development (CSPD) (Training personnel relating to transition). 303.118(a)(3).
 - Due process hearing procedures (Dispute resolution options). 303.430(d)(2).
 - Free Appropriate Public Education (FAPE) (Definition). 303.15(b).
 - Financial responsibility and methods of ensuring services. 303.511(b).
 - Individualized Family Service Plan (IFSP) Content-Transition to preschool. 303.209(d)(3).
 - Monitoring and enforcement 303.700(d).
- PART B (IDEA) (P–Z):
 - Permissive use of funds 303.501(c)(1), (d).
 - State educational agency (Definition) 303.36(b).
 - State option—Services to children three and older 303.211(b)(1)(i)–(b)(1)(ii),
(b)(3).
 - Construction—If child receives Part C services, free appropriate public education (FAPE) not required. 303.211(e)(1).
 - States with free appropriate public education (FAPE) mandates. 303.521(c).
- PARTICIPATING AGENCY:
 - Definition of 303.403(c).
 - See also “Confidentiality” (A–D) and Personally “Identifiable Information” (A–C).
- PAYMENT(S) FOR EARLY INTERVENTION SERVICES:
 - Coordination of 303.1(b).
 - Individualized Family Service Plan (IFSP) content—Payment arrangements, if any. 303.344(d)(1)(iv).
 - Interim payments—reimbursement (payor of last resort). 303.510(b).
 - Policies Re use of insurance for payment for services ... 303.520.
 - Timely resolution of disputes about payments (Methods of ensuring services). 303.511(c).
 - To outlying areas 303.730(a).
 - To Secretary of the Interior 303.731(a)(1).
- PAYMENTS TO INDIANS 303.731.
 - Allocation 303.731(b).
 - Information 303.731(c).
 - Prohibited use of funds 303.731(f).
 - Reports 303.731(e).
 - Use of funds 303.731(d).
- PAYOR OF LAST RESORT:
 - Assurance regarding 303.222.
 - General requirement 303.500.
 - Interim payments—reimbursement 303.510(b).
 - Non-reduction of benefits 303.510(c).
 - Nonsubstitution of funds 303.510(a).
- PEDIATRICIANS & OTHER PHYSICIANS:
 - Qualified personnel 303.13(c)(6).
- PENDENCY:

- Enforcement action—Public attention 303.706.
- Status of child during pendency of a due process hearing request. 303.430(e)(1).

PERIODIC REVIEW (Individualized Family Service Plan (IFSP)). 303.342(b).

PERMISSIVE USE OF FUNDS BY LEAD AGENCY:

- At risk infants or toddlers (strengthen statewide system). 303.501(e).
- Continue Early Intervention services in lieu of FAPE .. 303.501(d).
- Expand and improve on services 303.501(b).
- For direct services 303.501(a).
- Provide FAPE (See also “Use of Funds”) 303.501(c).

PERSONALLY IDENTIFIABLE INFORMATION (A–C):

- Confidentiality 303.401(a).
 - Applicability and timeframe of procedures 303.401(c).
 - Consent prior to disclosure or use 303.414(a).
 - Definitions of “destruction” and “participating agency”. 303.403(a), (c).
 - Destruction of information 303.416(a).
 - Disclosure of information 303.401(d)(1).
 - Notice to parents 303.404.
 - Safeguards 303.415.
 - Secretary ensures protection of 303.402.

PERSONALLY IDENTIFIABLE INFORMATION (D–Z):

- Data collection—Construction (Nationwide database not authorized). 303.701(c)(3).
- Definition 303.29.
- Finality of hearing decision—Findings of fact & decisions (to public). 303.446(c).
- Hearing decisions—Part B (to public) 303.445(d).
- Parental consent—Exchange of 303.420(a)(5).
- Public reporting and privacy 303.702(b)(3).
- Transition to preschool—State policy (Parents may object to disclosure). 303.209(b)(2).

PERSONNEL (Shortage of):

- Personnel standards—Policy to address 303.119(d).

PERSONNEL STANDARDS:

- Policies and procedures relating to 303.119(a).
- Qualified personnel (definition) 303.31.
- Qualification standards 303.119(b).
- Policy to address shortage of personnel 303.119(d).
- Use of paraprofessionals and assistants 303.119(c).

PHYSICAL DEVELOPMENT, including vision and hearing:

- Developmental delays in 303.21(a)(1)(ii).
- Early Intervention Services (Definition) 303.13(a)(4)(i).
- Evaluation of child’s level of functioning in 303.321(b)(3).
- In definition of “Infants and toddlers with disabilities” 303.21(a)(1)(ii).
- In Individualized Family Service Plan (IFSP) content 303.344(a).
(Information about child’s status).

PHYSICAL THERAPY:

- Definition 303.13(b)(9).
- Physical therapists 303.13(c)(7).

PHYSICIANS:

- Early intervention services (Qualified personnel—Pediatricians and other). 303.13(c)(6).
- Health services (Consultation by) 303.16(b)(2).
- Medical services (Definition) 303.13(b)(5).
- Public awareness program (Dissemination to all primary referral sources). 303.301(a)(1)(ii).
- Referral procedures—Primary referral sources 303.303(c)(2).

POLICIES (AND PROCEDURES) [P&P] (A–D):

- Confidentiality:
 - Enforcement (To ensure requirements are met) 303.417.
 - Consent prior to disclosure—P&P to be used when parent refuses consent. 303.414(c).
 - Notice to parents—summary of P&P regarding disclosure. 303.404(b).

○ Option to inform parent about intended disclosure.	303.401(e).
○ Safeguards—Training regarding State P&P	303.415(c).
• Due process—Part B:	
○ 30 or 45 day timeline for resolution (Specify in P&P).	303.440(c).
○ Timelines and convenience of hearings	303.447(a).
POLICIES (AND PROCEDURES) [P&P] (E–Q):	
• Early Intervention services in natural environments ...	303.126.
• Financial responsibility and methods of ensuring services—Delivery of services in a timely manner.	303.511(a).
• Personnel standards	303.119.
• Policies related to use of insurance for services	303.520.
• Public participation P&P	303.208.
POLICIES (AND PROCEDURES) [P&P] (R–Z):	
• Referral policies for specific children	303.206.
• State application and assurances	303.200.
• State conformity with IDEA—Part C	303.102.
• Statewide system and description of services	303.203(b).
• System of payments and fees—State’s policies to specify functions subject to fees.	303.521(a).
• Traditionally underserved groups	303.227.
• Transition to preschool, <i>etc.</i>	303.209(a)(1).
• Use of funds—Payor of last resort	303.500.
POLICIES RELATED TO USE OF PUBLIC OR PRIVATE INSURANCE OR PUBLIC BENEFITS TO PAY FOR PART C SERVICES.	303.520.
POSITIVE EFFORTS TO EMPLOY AND ADVANCE QUALIFIED INDIVIDUALS WITH DISABILITIES.	303.105.
POST-REFERRAL PROCEDURES:	
• Types of post-referral procedures	303.300(c).
• See also “screening” (§303.320), “evaluation and assessment” (§303.321), “IFSP development” (§§303.342–303.345).	
PRELITERACY, LANGUAGE, & NUMERACY SKILLS:	
• Infant or toddler with a disability	303.21(c)(1).
• Individualized Family Service Plan (IFSP)—Educational component.	303.344(d)(4).
• State option—Services to children ages three and older	303.211(b)(2).
PRENATAL DRUG EXPOSURE:	
• At-risk infant or toddler	303.5.
• Referral of specific at-risk children	303.303(b)(2).
PRE-REFERRAL PROCEDURES:	
• Types of pre-referral procedures	303.300(a).
• See also “public awareness” (§303.301), “child find” (§303.302).	
PRIMARY REFERRAL SOURCE(S):	
• Child find—Participation by	303.302(a)(2)(ii).
• Comprehensive System of Personnel Development (CSPD)—Training of.	303.118.
• Definition	303.303(c).
• Public awareness program	
○ Component of a statewide system	303.116(b).
○ Dissemination of information to sources	303.301(a)(1)(ii).
• Referral procedures	303.303(a)(1).
• Screening procedures (Definition of)	303.320(b).
PRIOR WRITTEN NOTICE:	
• See Notice (To parents; Family) (P–Z).	
PRIVATE INSURANCE:	
• See “Insurance”.	
PROCEDURAL SAFEGUARDS (A–C):	
• Appointment of an impartial hearing officer	303.435.
• Child’s status during proceedings	303.430(e).
• Civil action—Part B	303.448.
• Civil action—Part C	303.438.
• Confidentiality and opportunity to examine records	303.401.
○ Additional requirements (see §§303.402–303.417).	

- See also “Confidentiality”.
 - Consent (Definition) 303.7.
 - See also “Consent”.
 - Convenience of proceedings & timelines 303.437.
- PROCEDURAL SAFEGUARDS (D–N):
 - Due process procedures 303.430(d).
 - Part B procedures 303.440–303.449.
 - Part C procedures 303.435–303.438.
 - Implementation of (Functions not subject to fees & carried out at public expense). 303.521(b)(4)(ii).
 - Lead agency responsibility for 303.400.
 - Mediation 303.431.
 - Native language (Prior written notice) 303.421(c).
 - See “Native Language”.
 - Nondiscriminatory evaluation and assessment procedures. 303.113.
 - No single procedure used as sole criterion 303.321(b).
- PROCEDURAL SAFEGUARDS (O–Z):
 - Opportunity to examine records (*i.e.*, to inspect & review records). 303.401(b)(2).
 - Parental consent and ability to decline service 303.420.
 - See also “Consent”.
 - Parental rights in due process hearings 303.436.
 - See also “Due Process Rights—Part B.”
 - Pendency (Status of child) 303.430(e).
 - Prior written notice 303.421.
 - Procedural safeguards notice 303.421(b)(3).
 - State dispute resolution options 303.430.
 - Surrogate parents 303.422.
 - System of payments 303.521(e).
- PROTECTION & ADVOCACY AGENCIES:
 - State complaint procedures 303.432(a)(2).
- PROVISION OF SERVICES BEFORE EVALUATIONS AND ASSESSMENTS COMPLETED. 303.345.
- PSYCHOLOGICAL SERVICES:
 - Early Intervention services (Definition) 303.13(b)(10).
 - Psychologists (Qualified personnel) 303.13(c)(8).
- PUBLIC AGENCY:
 - Confidentiality—Option to inform parent about intended disclosure. 303.401(e)(1).
 - Definition 303.30.
 - IFSP Team—Service coordinator designated by public agency. 303.343(a)(1)(iv).
 - Impartial hearing officer (Public agency—List of hearing officers). 303.443(c)(3).
 - Parent (Definition) 303.27(b)(2).
 - Prior written notice—Native language 303.421(c)(2).
 - State complaint procedures:
 - Filing a complaint 303.434(b)(1).
 - Surrogate parents 303.422(a)(2).
- PUBLIC HEARINGS:
 - Public participation policies and procedures 303.208(b)(1).
 - See “Public Participation”.
- PUBLIC AWARENESS PROGRAM:
 - Component of statewide system 303.116.
 - Public awareness program—Information for parents 303.301(b).
- PUBLIC INSURANCE:
 - See “Insurance”.
- PUBLIC PARTICIPATION 303.208.
 - Requirements for State applications 303.208(a).
 - Requirements for State policies and procedures 303.208(b).
- PURPOSE OF EARLY INTERVENTION PROGRAM 303.1.
- QUALIFIED PERSONNEL:
 - All evaluations and assessments of child and family conducted by qualified personnel. 303.321(a)(2).
 - Definition 303.31.
 - Early Intervention Services (Definition) 303.13(a)(7), (b)(3), (c), (d).

• Evaluations and assessments of child and family—All conducted by qualified personnel.	303.321(a)(2).
• Informed clinical opinion	303.321(a)(3)(ii).
• Procedures for assessment of child and family	303.321(c)(1), (c)(2).
RECORDS:	
• Evaluation of child—Review of records	303.321(b)(5).
• Civil action—Part B (records of administrative proceedings).	303.448(c)(1).
• Confidentiality	303.401–303.417.
• Consent (Definition)—Lists records to be released	303.7(b).
• Records used to establish eligibility (without conducting an evaluation).	303.321(a)(3)(i).
• Individualized Family Service Plan (IFSP) Team (Making pertinent records available at the meeting).	303.343(a)(2)(iii).
• Parents right to inspect and review	303.405(a).
• References in applicable regulations	303.3(b)(2).
• Reports and records (Assurance—Application requirement).	303.224(b).
REFERRAL PROCEDURES	303.303.
REFERRALS:	
• Child find—System for making referrals to lead agencies or Early Intervention service providers.	303.302(a)(2).
• Permissive use of funds—At risk children	303.501(e)(2)–(3).
REFERRAL SOURCES:	
• See “Primary Referral Sources”.	
REGISTERED DIETICIANS:	
• Qualified Personnel	303.13(c)(9).
REHABILITATION (As part of Early Intervention services)	303.13(b)(1)(ii)(D), (b)(2)(iii), (b)(15)(ii)– (b)(15)(iii), (b)(17)(ii)).
REIMBURSEMENT:	
• Financial responsibility & methods of ensuring services.	303.511(a).
• Payor of last resort (Interim payments—Reimbursement).	303.510(b).
• Proceeds from public and private insurance	303.520(d).
• Reimbursement procedures (Component of statewide system).	303.122.
REPORTS (A–P):	
• Annual report of children served:	
◦ Certification	303.723.
◦ Other responsibilities of lead agency	303.724(b), (d).
◦ Report requirement	303.721.
• Council—Annual report to Governor and Secretary	303.604(c).
• Data reporting	303.722(a).
• Data requirements—general	303.720.
• Payments to Indians	303.731(e).
REPORTS (R–Z):	
• Reports and records (Assurance—Application requirement).	303.224.
• Reports—Program information	303.720, 303.721, 303.722, 303.723, 303.724.
• State monitoring & enforcement:	
◦ Enforcement—Secretary’s Report to Congress	303.704(d).
◦ Lead agency—Annual report on performance of State.	303.700(a)(4).
◦ Public reporting and privacy	303.702(b).
◦ Secretary’s review & determination	303.703(a)–(b).
◦ State performance plans & data collection	303.701(c)(1)–(c)(2).
◦ State use of targets and reporting (Public reporting & privacy).	303.702(b).
RESOLUTION OF DISPUTES:	
• See “Disputes-Dispute Resolution”.	
RESPIRATORY DISTRESS:	
• At risk infant or toddler (Definition)	303.5.
ROUTINE MEDICAL SERVICES:	
• Not covered	303.16(c)(3).

RURAL (AREAS, CHILDREN, FAMILIES):

- Assurance regarding traditionally underserved groups (Rural families, *etc.*) 303.227(a).
- Comprehensive System of Personnel Development (CSPD) (Training personnel to work in) 303.118(b)(1).
- Purpose of Early Intervention program 303.1(d).

STATE CHILDREN'S HEALTH INSURANCE PROGRAM (CHIP) 303.302(c)(1)(ii)(K).

SCHOOL READINESS:

- Infant or toddler with a disability 303.21(c)(1).
- Individualized Family Service Plan (IFSP) 303.344(d)(4).
- State option—Serve age three to five 303.211(a)(2).

SCREENING PROCEDURES 303.320.

SEA:

- See "State educational agency".

SECRETARY (of Education):

- Definition 303.33.

SECRETARY OF THE INTERIOR:

- Eligible recipients of an award 303.2.
- Indian—Indian tribe (Definition—Construction clause) 303.19(c).
- Payments to Indians 303.731.
- State allotments (Definitions "Aggregate amount") 303.732(d)(1).

SENSORY IMPAIRMENTS:

- Infant or toddler with a disability (Diagnosed condition). 303.21(a)(2)(ii).

SERVICE COORDINATION (Services):

- Definition 303.13(b)(11), 303.34.
- Functions not subject to fees 303.521(b)(3).
- Individualized Family Service Plans (IFSP) (Early Intervention system component). 303.114.
- Early Intervention Services 303.13(b)(11).
- Term "case management" not precluded 303.34(c).
- Service coordinator—IFSP content ("Profession" includes "service coordination"). 303.344(g)(2).
- Specific Service Coordination Services 303.34(b).

SERVICE COORDINATOR:

- Entitlement to 303.34(a).
- Named in Individualized Family Service Plan (IFSP) ... 303.344(g)(1).
 - In interim IFSP 303.345(b)(1).
- On Individualized Family Service Plan (IFSP) Team ... 303.343(a)(1)(iv).

SERVICE PROVIDER(S):

- General role of 303.12(b).
- See "Qualified personnel" 303.13(c).

SEVERE ATTACHMENT DISORDERS:

- "Diagnosed physical or mental condition" 303.21(a)(2)(ii).

SHORTAGE OF PERSONNEL (Policy to address) 303.119(d).

SIGN LANGUAGE AND CUED LANGUAGE SERVICES:

- Definition 303.13(b)(12).

SLIDING FEE SCALES:

- Definition of "Early Intervention services" 303.13(a)(3).
- System of payments 303.500(b), 303.521(a)(1).

SOCIAL OR EMOTIONAL DEVELOPMENT:

- Developmental delays in 303.21(a)(1)(iv).
- Early Intervention Services (Definition) 303.13(a)(4)(iv).
- Evaluation of child's level of functioning in 303.321(b)(3).
- In definition of "Infants and toddlers with disabilities" 303.21(a)(1)(iv).
- In Individualized Family Service Plan (IFSP) content (Information about child's status). 303.344(a).

SOCIAL SECURITY ACT:

- Title V—Maternal and Child Health 303.302(c)(1)(ii)(B).
- Title XVI:
 - Supplemental Security Income (SSI) 303.302(c)(1)(ii)(F).
- Title XIX:
 - EPSDT (Early Periodic Screening, Diagnosis, and Treatment). 303.302(c)(1)(ii)(C).
 - Medicaid 303.510, 303.520.

SOCIAL WORK SERVICES (Definition) 303.13(b)(13).

- Social workers 303.13(c)(10).

SPECIAL INSTRUCTION (Definition)	303.13(b)(14).
• Special educators	303.13(c)(11).
SPEECH–LANGUAGE PATHOLOGY:	
• Definition	303.13(b)(15).
• Speech and language pathologists	303.13(c)(12).
SSI (Supplemental Security Income):	
• Child find (Coordination)	303.302(c)(1)(ii)(F).
• See “Social Security Act”.	
STATE (Definition)	303.35.
• Special definition -State allocations	303.732(d)(3).
STATE ADVISORY COUNCIL ON EARLY EDUCATION AND CARE.	
• Comprehensive system of personnel development (CSPD) (Coordination)	303.118(b)(4).
• Participation of State lead agency	303.210(b).
STATE AGENCIES:	
• Child find (Coordination)	303.302(c)(1)(i).
• ICC (Composition of Council)	303.601(a)(5)(i).
• Interagency agreements	303.511(b)(2).
STATE APPLICATION:	
• Amendments to (public participation)	303.208(a).
• Conditions of assistance	303.200.
• Components of a statewide system	303.110–303.126.
• Council function (Advise-assist lead agency with)	303.604(a)(4).
• General requirements	303.201–303.212.
• Public participation	303.208.
◦ Reviewing public comments received	303.208(a).
STATE APPROVED OR RECOGNIZED CERTIFICATION (Qualified Personnel).	303.31.
STATE COMPLAINT PROCEDURES:	
• Adoption of	303.432.
◦ (See also §§ 303.432–303.434)	
• Filing a complaint	303.434.
• Lead agency must adopt	303.430(c).
• Minimum State complaint procedures	303.433.
◦ Time extension; final decision; implementation	303.433(b).
◦ Time limit (60 days)	303.433(a).
• Remedies for denial of appropriate services	303.432(b).
• State dispute resolution options	303.430(a), (c).
• State complaints & due process hearing procedures	303.433(c).
STATE DEFINITION OF “INABILITY TO PAY”:	
• Private insurance	303.520(c).
• System of payments	303.521(a)(3), (4)(ii).
STATE EDUCATIONAL AGENCY (SEA):	
• Applicable regulations (SEA means the lead agency) ...	303.3(b)(1).
• Confidentiality procedures—Disclosure of information	303.401(d).
• Council—Composition	303.601(a)(6)(i).
• Council—Functions	303.604(b), 303.605(a).
• Definition	303.36.
• Free Appropriate Public Education (FAPE) (Definition)—Standards of the SEA.	303.15(b).
• State option—Services for children 3 and older	303.211(a)(1).
• Transition to preschool	303.209(a)(3)(i)(A)– (a)(3)(i)(B), (a)(3)(ii), (b)(2)(i)–(b)(2)(ii).
STATE ELIGIBILITY:	
• Conditions of assistance	303.101.
STATE INTERAGENCY COORDINATING COUNCIL (Council):	
• Advising & assisting the lead agency	303.604(a).
• Advising & assisting on transition	303.604(b).
• Annual report to Governor & Secretary	303.604(c).
• Authorized activities by the Council	303.605.
• Composition	303.601.
• Conflict of interest	303.601(d).
• Establishment	303.600.
• Functions of Council—Required duties	303.604.
• Meetings	303.602.

- Use of funds by the Council 303.603.
- STATE MONITORING and ENFORCEMENT 303.700.
- STATE OPTION—EARLY INTERVENTION SERVICES TO CHILDREN AGES THREE and OLDER. 303.211.
- STATE PERFORMANCE PLANS—DATA COLLECTION 303.701.
- STATE USE OF TARGETS AND REPORTING 303.702.
- STATEWIDE SYSTEM (of Early Intervention services):
 - Assurances regarding Early Intervention services and a statewide system. 303.101(a).
 - Individualized Family Service Plans (IFSP) (Component of). 303.114.
 - Minimum components of a statewide system (See also §303.111-303.126). 303.110.
 - Required pre-referral, referral, and post-referral components. 303.300.
 - Statewide system & description of services 303.203.
- SUBSTANCE ABUSE (Illegal) 303.5, 303.303(b)(2).
- SYSTEM OF PAYMENTS AND FEES:
 - See “Fees.”
- SUPPLEMENTAL SECURITY INCOME (SSI):
 - Child find—Coordination (see 303.302(c)(1)(ii)(F)).
 - See “Social Security Act.”
- SURGERY (Non-covered health service) 303.16(c)(1)(i).
- SURGICALLY IMPLANTED DEVICE 303.13(b)(1)(i), 303.16(c)(1)(iii)(A), (c)(1)(iii)(B).
- SURROGATE PARENT(S):
 - Assignment by lead agency 303.422(b)(1).
 - 30 day timeline 303.422(g).
 - Criteria for selecting 303.422(d).
 - In definition of “parent” 303.27(a)(5).
 - Non-employee requirement 303.422(e).
 - Rights or responsibilities of 303.422(f).
 - When a surrogate parent is needed 303.422(a)(1)–(a)(3).
- SYSTEM OF PAYMENTS:
 - Copy to parents 303.520(a)(4), 303.520(b)(1)(iii).
 - Family fees 303.521(d).
 - Funds received under a State’s system of payments 303.520(d).
 - In definition of “Early Intervention services” 303.13(a)(3).
 - Policies related to use of insurance 303.520(a)(4), 303.520(b)(1)(ii)–(b)(1)(iii).
 - Procedural safeguards 303.521(e).
 - Statewide system and description of services 303.203(b).
 - System of payments and fees 303.521(a), (d).
 - See also “Fees;” “Co-payments; Co-pays.”
- TECHNICAL ASSISTANCE (TA):
 - Assistive technology service 303.13(b)(1)(ii)(E)–(b)(1)(ii)(F).
 - Lead agency role in monitoring, *etc.* 303.120(a)(2)(iii).
 - Minimum State Complaint procedures (Lead agency use of TA). 303.433(b)(2)(i).
 - Payments to Indians (Not to be used for TA) 303.731(f).
 - State monitoring and enforcement 303.700(a)(3).
 - Enforcement—Needs assistance 303.704(a)(1)(iii)–(a)(1)(iv)).
- TIMELINES (A–O):
 - Child find—General 303.302(a)(2)(i).
 - Confidentiality—Access rights 303.405(a).
 - Department hearing procedures on State eligibility 303.231(b)(3), 303.233(b), 303.234(d), (e), (g), (k), 303.236.
 - Due process procedures—Part B (see “Timelines—Due Process (Part B)”)
 - Enforcement—Secretary report to Congress w/in 30 days of taking enforcement action. 303.704(d).
 - Evaluation and Assessment & initial Individualized Family Service Plan (IFSP) meeting. 303.310.

○ Exceptional circumstances	303.310(b)(1).
TIMELINES (PA–PU):	
• Part C due process hearings; parental rights:	
○ Decision not later than 30 days after receipt of complaint.	303.437(b).
○ Prohibit information not disclosed (at least five days before hearing).	303.436(b)(3).
• Payments to Indians—reports	303.731(e)(1)(3).
• Primary referral sources	303.303(a)(2)(i).
• Public reporting and privacy (State performance reports on targets).	303.702(b)(1)(i)(A).
• Public participation (Application, <i>etc.</i>)	303.208.
○ See also “Public Participation”.	
TIMELINES (R–Z):	
• Report to Secretary on State performance	303.702(b)(2).
• State complaint procedures (Time limit of 60 days)	303.433(a).
• Transition—Conference to discuss services	303.209(c).
• Transition—LEA notification	303.209(b).
• Transition plan	303.209(d).
○ Transition timelines for child receiving services under section 303.211.	303.211(b)(6).
TIMELINES—DUE PROCESS (PART B) (A–Q):	
• Adjustments to 30-day resolution period	303.442(c).
• Agreement review period (w/in three business days of executing a settlement agreement).	303.442(e).
• Civil action (90 days from date of decision)	303.448(b).
• Hearing decision (30 or 45 days after expiration of 30-day period or adjustments to that period in §303.442(b) or (c)).	303.447(a).
• Hearing rights:	
○ Additional disclosure (At least five business days before hearing).	303.444(b).
○ Prohibit new evidence (Not disclosed at least five business days before hearing).	303.444(a)(3).
• Lead agency response to complaint (within ten days of receiving complaint).	303.441(e).
• Other party response (within ten days of receiving complaint).	303.441(f).
TIMELINES—DUE PROCESS (PART B) (RE):	
• Resolution meeting (w/in 15 days)	303.442(a).
○ If no meeting in 15 days, parent may seek intervention—hearing officer.	303.442(b)(5).
• Resolution period:	
○ If lead agency not resolved complaint w/in 30 days, hearing may occur.	303.442(b)(1).
○ If no parent participation in 30 days, complaint may be dismissed.	303.442(b)(4).
• Review decision (30 days after request for review)	303.447(b).
TIMELINES—DUE PROCESS (PART B) (S–Z):	
• Sufficiency of complaint:	
○ Amended complaint (Hearing officer permits—Not later than five days before hearing).	303.441(d)(3)(ii).
○ Complaint sufficient—unless party notifies hearing officer w/in 15 days.	303.441(d)(1).
○ Hearing officer determination (within five days of notice).	303.441(d)(2).
• Timelines—convenience of hearings and reviews and exceptions to timelines.	303.447(a)–(c).
• Timeline for requesting a hearing (two years)	303.443(e).
○ Exception to timeline	303.443(f).
TRACHEOSTOMY CARE (see Health services)	303.16(b)(1).
TRADITIONALLY UNDERSERVED GROUPS	303.227.
• Purpose of Early Intervention program (“Historically underrepresented populations”).	303.1(d).
○ See also “Homeless,” “Low Income,” “Minority,” & “Rural” (children &/or families), and “Ward of the State”.	

- Scope of child find regarding selected groups 303.302(b)(1)(ii).
- State policies and practices 303.227.
- TRAINING:
 - Comprehensive System of Personnel Development (CSPD) 303.118.
 - In definition of “Early Intervention services” (see §303.13(b)(1)(ii)(E) (specific to AT services), (2)(iv) (specific to audiology services), (10) (specific to psychological services).
 - Personnel standards 300.119.
- TRANSITION TO PRESCHOOL & OTHER PROGRAMS:
 - Application requirements 303.209(a).
 - Conference to discuss services 303.209(c).
 - Council functions—Advising & assisting on transition 303.604(b).
 - Family involvement; notification of local educational agency (LEA) 303.209(b).
 - Individualized Family Service Plan (IFSP) content—Transition from Part C. 303.344(h).
 - Interagency agreement 303.209(a)(3)(i)–(ii).
 - Policies and procedures regarding 303.209(a)(1).
 - Program options & transition plan 303.209(d).
 - Service coordination services (Facilitating development of transition plan). 303.34(b)(10).
 - Transition plan (Establish not fewer than 90 days, not more than nine months). 303.209(d)(2).
- TRANSPORTATION & RELATED COSTS 303.13(b)(16).
- TRAUMA DUE TO EXPOSURE TO FAMILY VIOLENCE 303.211(b)(7).
- TRIBE (TRIBAL ORGANIZATION):
 - Child find—Coordination (tribes) 303.302(c)(1)(i).
 - Council—Composition 303.601(c).
 - Indian; Indian tribe (Definition) 303.19.
 - Payments to Indians) 303.731(a)(1), (2), (b), (c), (d), (e).
- TUBE FEEDING (Health service) 303.16(b)(1).
- UNDERREPRESENTED POPULATIONS 303.1(d).
 - See also “Traditionally underserved groups.”
- USE OF FUNDS:
 - Council (Use of funds by) 303.603.
 - Description of use of funds (Application requirement) .. 303.205.
 - Payments to Indians (Use of funds) 303.731(d).
 - Payor of last resort 303.510.
 - Permissive use of funds by lead agency 303.501.
 - See “Permissive use of funds by lead agency.”
 - States with FAPE mandates or that use Part B funds .. 303.521(c).
 - See also “Funds” “Funds—Part B,” “Funds Part C,” and “Permissive use of funds by lead agency.”
- USE OF FUNDS AND PAYOR OF LAST RESORT 300.500.
- VISION SERVICES:
 - Early Intervention services (Definition) 303.13(b)(17).
- VISUAL IMPAIRMENTS (or BLINDNESS):
 - Special educators including teachers of children with visual impairments. 303.13(c)(11).
- VISION SPECIALISTS 303.13(c)(13).
- WARD OF THE STATE:
 - Assurances regarding Early Intervention services 303.101(a)(1)(iii).
 - Child find—Scope 303.302(b)(1)(ii).
 - Definition 303.37.
 - Exception (If child has a foster parent under “Parent” §303.27). 303.37(b).
 - Parent (Definition) “Guardian” (but not State, if child is a ward of State). 303.27(a)(3).
 - Surrogate parents 303.422(a)(3), (b)(2).
 - Traditionally underserved groups 303.227(a).
- “WELL-BABY” CARE and IMMUNIZATIONS:
 - Non-covered medical services 303.16(c)(3).
- WITHHOLDING:
 - State monitoring and enforcement 303.700(a)(3).

- Withholding funds 303.705.
 - Nature of withholding 303.705(c).
 - Withholding until rectified 303.705(c)(2)

PART 304—SERVICE OBLIGATIONS UNDER SPECIAL EDUCATION—PERSONNEL DEVELOPMENT TO IMPROVE SERVICES AND RESULTS FOR CHILDREN WITH DISABILITIES

Subpart A—General

Sec.

304.1 Purpose.

304.3 Definitions.

Subpart B—Conditions That Must Be Met by Grantee

304.21 Allowable costs.

304.22 Requirements for grantees in disbursing scholarships.

304.23 Assurances that must be provided by grantee.

Subpart C—Conditions That Must Be Met by Scholar

304.30 Requirements for scholar.

304.31 Requirements for obtaining an exception or deferral to performance or repayment under an agreement.

AUTHORITY: 20 U.S.C. 1462(h), unless otherwise noted.

SOURCE: 71 FR 32398, June 5, 2006, unless otherwise noted.

Subpart A—General

§ 304.1 Purpose.

Individuals who receive scholarship assistance from projects funded under the Special Education—Personnel Development to Improve Services and Results for Children with Disabilities program are required to complete a service obligation, or repay all or part of the costs of such assistance, in accordance with section 662(h) of the Act and the regulations of this part.

(Authority: 20 U.S.C. 1462(h))

§ 304.3 Definitions.

The following definitions apply to this program:

(a) *Academic year* means—

(1) A full-time course of study—

(i) Taken for a period totaling at least nine months; or

(ii) Taken for the equivalent of at least two semesters, two trimesters, or three quarters; or

(2) For a part-time scholar, the accumulation of periods of part-time courses of study that is equivalent to an “academic year” under paragraph (a)(1) of this definition.

(b) *Act* means the Individuals with Disabilities Education Act, as amended, 20 U.S.C. 1400 *et seq.*

(c) *Early intervention services* means early intervention services as defined in section 632(4) of the Act and includes early intervention services to infants and toddlers with disabilities, and as applicable, to infants and toddlers at risk for disabilities under sections 632(1) and 632(5)(b) of the Act.

(d) *Full-time*, for purposes of determining whether an individual is employed full-time in accordance with § 304.30 means a full-time position as defined by the individual’s employer or by the agencies served by the individual.

(e) *Related services* means related services as defined in section 602(26) of the Act.

(f) *Repayment* means monetary reimbursement of scholarship assistance in lieu of completion of a service obligation.

(g) *Scholar* means an individual who is pursuing a degree, license, endorsement, or certification related to special education, related services, or early intervention services and who receives scholarship assistance under section 662 of the Act.

(h) *Scholarship* means financial assistance to a scholar for training under the program and includes all disbursements or credits for tuition, fees, stipends, books, and travel in conjunction with training assignments.

(i) *Service obligation* means a scholar’s employment obligation, as described in section 662(h) of the Act and § 304.30.