

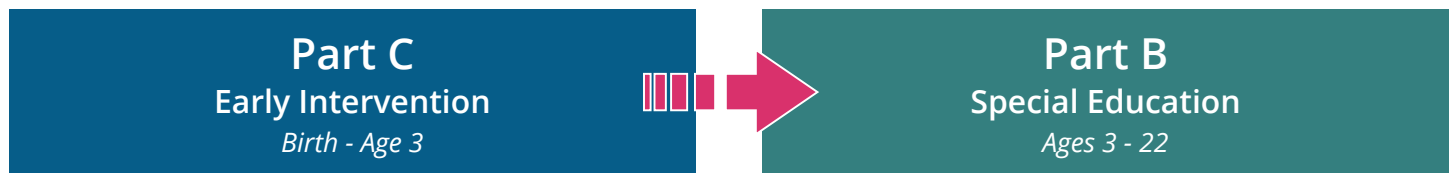
Transition from Early Intervention:

Late Referrals and Eligibility in Part C



Part B Responsibility Timeline

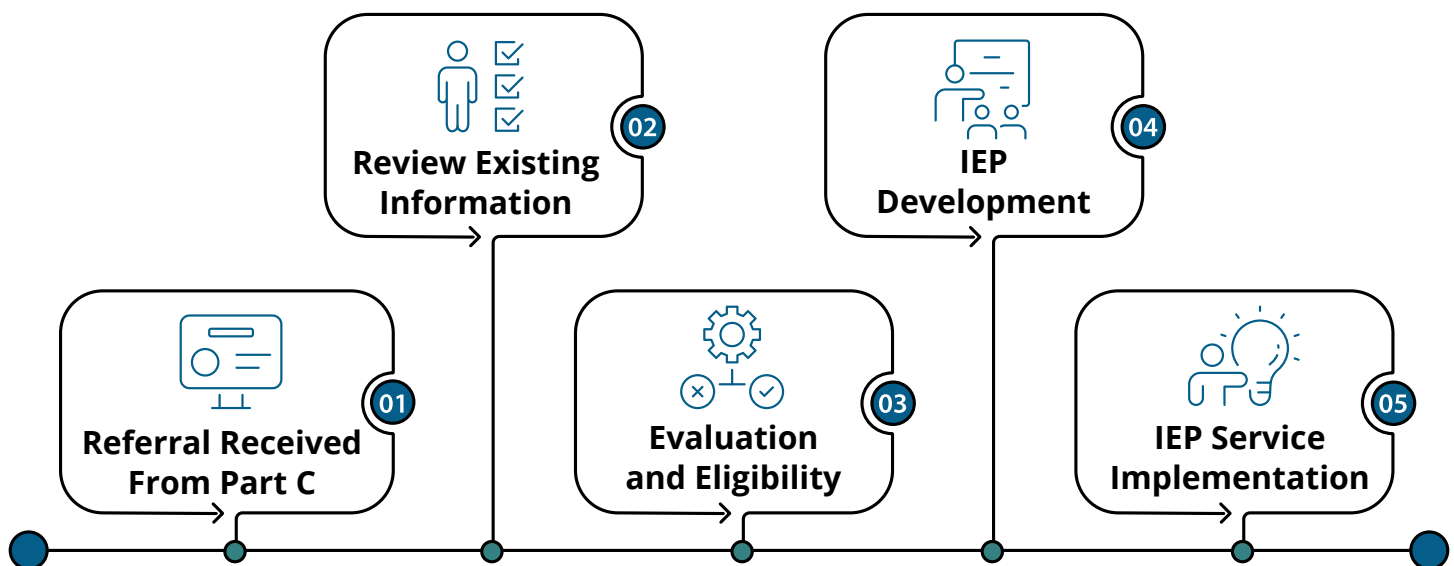
The Individuals with Disabilities Education Act (IDEA) includes Part C Early Intervention and Part B Special Education. When children transition from C to B, local education agencies (LEAs) are responsible for ensuring required evaluation, eligibility, and individualized education program (IEP) timelines are met.



Indicator 12 is a federal compliance indicator reported annually to the Office of Special Education Programs (OSEP). It measures whether children transitioning from Part C who are found eligible for Part B special education services have an IEP developed and implemented within required timelines.

This guidance outlines Part B responsibilities when a child is referred to and determined eligible for **Part C between 90 and 45 days before the child's third birthday**. In these situations, Part B is responsible for completing the evaluation, eligibility determination, and IEP process to support a timely transition to preschool special education services.

Part B Timeline at a Glance



Timeline Requirements



1. Referral Received

- Provide procedural safeguards notice.
- Provide prior written notice and/or obtain consent for evaluation.



2. Review Existing Information

- Review existing evaluation data, including Part C evaluations and assessments.



3. Evaluation & Eligibility

- Conduct evaluation.
- Determine eligibility.
- Complete within 45 school days of receiving consent.



4. IEP Development

- Conduct IEP meeting and consider information from the individualized family service plan (IFSP).
- Provide prior written notice after the IEP.
- Obtain consent for services.
- Complete within 30 days of eligibility determination.



5. IEP Service Implementation

- Implement IEP by the child's third birthday or as soon as possible after the child's third birthday.

Important Notes

- Parent can decline the transition conference. LEA is still responsible for completing the referral process.
- If the referral occurs fewer than 45 days before the child's third birthday, follow the standard timeline outlined in [USBE Special Education Rules II.D.](#)

For More Information:

Chelsea Monroy, M.Ed. | 801.538.7765
Chelsea.Monroy@schools.utah.gov

Early Childhood Technical Assistance Center. (2018). Federal IDEA Part C & Part B transition requirements for late referrals