

**Arkansas Department of Education – Special Education Unit
Advisory Council for the Education of Children with Disabilities
Dispute Resolution, April 2019**

The following allegations were addressed in complaint investigation reports and due process hearing decisions completed in the first quarter of the calendar year. An issue that has been substantiated by facts as determined by a complaint investigation team or due process hearing officer is followed by (S). An issue in which one or more allegations were substantiated while other allegations were not, will be marked as partially substantiated (PS). An issue that was not substantiated is followed by (NS). A rendered decision found to have no corrective action is followed by (No C/A).

DUE PROCESS HEARING ISSUES

No Due Process Hearing Orders issued for this quarter.

COMPLAINT INVESTIGATION ISSUES

C-19-07

1. that the District failed to provide Free Appropriate Public Education (FAPE) by not appropriately considering Least Restricted Environment (LRE) (S)
2. that the Agency failed to provide adequate oversight of the special education and related services provided to the Student by the School, specifically by not ensuring that the Individualized Education Program (IEP) was developed to meet the Student's needs (S)

C-19-10

1. that the District failed to provide FAPE by not developing an IEP that meets the Student's needs, specifically with regard to LRE in the area of math, and the alleged need for occupational therapy (NS)
2. that the district failed to consider the Complainant's input in development of the IEP (NS)

C-19-11

1. that the District failed to provide FAPE by not implementing the Students' IEP as written (S)
2. that the District failed to consider parental concerns when drafting the Student's IEP (S)
3. that the District failed to consider the Student's needs, specifically with regards to bullying (S)

C-19-12

1. that the District failed to provide FAPE by not implementing the Behavior Intervention Plan (BIP) as written (NS)

**OPEN HEARINGS
(10)**

<u>Case#</u>	<u>School District</u>	<u>Status</u>
2016		
H-16-14	LRSD	Pending Compliance
2018		
H-18-04	Searcy Co. SD	Pending Compliance
H-18-08	LRSD	Pending Compliance
H-18-21	Vilonia SD	Pending Compliance
2019		
H-19-15	Atkins SD	Pending Hearing
H-19-18	Cabot SD	Pending Hearing
H-19-20	White Hall SD	Pending Hearing
H-19-22	Arkansas Arts Academy	Pending Hearing
H-19-24	Omaha SD	Pending Hearing
H-19-25	Harmony Grove (Camden) SD	Pending Hearing

**CLOSED HEARINGS
(13)**

<u>Case#</u>	<u>School District</u>	<u>Status</u>
2019		
H-19-06	Haas Hall Academy	Decision Issued no C/A
H-19-07	Lonoke SD	Dismissed
H-19-09	Rogers	Dismissed
H-19-11	PCSSD	Dismissed
H-19-12	Cabot SD	Dismissed
H-19-13	LISA Academy	Dismissed
H-19-14	PCSSD	Dismissed
EH-19-16	LRSD	Dismissed
H-19-17	LRSD	Dismissed
H-19-19	PCSSD	Dismissed
H-19-21	Jacksonville North Pulaski SD	Dismissed
EH-19-23	Arkansas Arts Academy	Dismissed

**OPEN COMPLAINTS
(8)**

<u>Case#</u>	<u>School District</u>	<u>Status</u>
2019		
C-19-06	LRSD	Pending Compliance
C-19-11	Blevins SD	Pending Compliance
C-19-13	Harrison SD	Pending Investigation
C-19-14	PCSSD	Pending Investigation
C-19-15	PCSSD	Pending Investigation
C-19-17	LISA Academy	Pending Investigation

**CLOSED COMPLAINTS
(4)**

<u>Case#</u>	<u>School District</u>	<u>Status</u>
2018		
C-18-27	Jacksonville North Pulaski SD	Met Compliance/Closed
2019		
C-19-07	DDS	Met Compliance/Closed
C-19-10	LRSD	Report Issued No C/A
C-19-12	Texarkana SD	Report Issued No C/A
C-19-16	Francis Allen School	Denied