

**Division of Elementary and Secondary Education - Special Education Unit
Advisory Council for the Education of Children with Disabilities
Dispute Resolution, April 2021**

The following allegations were addressed in complaint investigation reports and due process hearing decisions completed in the previous quarter. 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). Rendered decisions found to have no corrective action is followed by (No C/A).

DUE PROCESS HEARING ISSUES

No Decisions issued this quarter

COMPLAINT INVESTIGATION ISSUES

C-20-10

1. that the District failed to conduct a timely evaluation to determine eligibility for services. (S)
2. that the District failed to consider full continuum of placements when determining LRE to meet the need of the Student when the IRP was developed. (S)

C-21-11

1. that the District failed to develop and implement an appropriate IEP by failing to provide the accommodations listed in the Student's IEP. (S)

C-21-13

1. that the District failed to provide a Free and Appropriate Public Education by failing to evaluate the Student and develop an IEP to address all areas of suspected disability. (NS)

C-21-14

1. that the District failed to conduct a timely evaluation to determine eligibility for services. (NS)
2. that the District failed to educate the child in the Least Restrictive Environment. (NS)
3. that the District failed to implement an appropriate IEP. (NS)

C-21-15

1. that the District failed to implement and appropriate IEP. (NS)
2. that the District failed to provide services during a 2 week quarantine. (S)
3. that the District failed to address the educational impact of the Student's behavior. (NS)
4. that the District failed to provide a comprehensive evaluation by not including OT, PT, and Autism assessment during the initial evaluation. (NS)
5. that the District failed to provide access to the Student's education record. (NS)

C-21-16

1. that the District failed to comply with the Hearing Officer's Order in H-21-01 by not reimbursing the Parents' tuition costs to Hannah School. (NS)

OPEN HEARINGS

(25)

<u>Case#</u>	<u>School District</u>	<u>Status</u>
<u>2016</u>		
H-16-14	LRSO	Pending Compliance
<u>2020</u>		
H-20-02	Monticello SD	Pending Compliance
H-20-09	Russellville SD	Pending Compliance
H-20-15	Atkins SD	Pending Compliance
H-20-22	Lakeside SD (Chicot)	Pending Compliance
H-20-28	Heber Springs SD	Pending Compliance
H-20-29	El Dorado SD	Pending Hearing
H-20-34	Russellville SD	Pending Hearing
<u>2021</u>		
H-21-01	Beebe SD	Pending Compliance
H-21-02	Mayflower SD	Pending Compliance
H-21-07	Mayflower SD	Pending Hearing
H-21-08	El Dorado SD	Pending Hearing
H-21-11	Greenbrier SD	Pending Hearing
H-21-13	Atkins SD	Pending Hearing
H-21-17	Lead Hill SD	Pending Hearing
H-21-18	Atkins SD	Pending Hearing
H-21-21	Atkins SD	Pending Hearing
H-21-23	Russellville SD	Pending Hearing
H-21-24	El Dorado SD	Pending Hearing
H-21-25	Calico Rock SD	Pending Hearing
H-21-26	PCSSD	Pending Hearing
H-21-27	Palestine-Wheatley SD	Pending Hearing
H-21-28	Pocahontas SD	Pending Hearing
H-21-29	Helena-West Helena SD	Pending Hearing
H-21-30	Academics Plus Charter SD	Pending Hearing

CLOSED HEARINGS

(13)

<u>Case#</u>	<u>School District</u>	<u>Status</u>
<u>2021</u>		
H-21-03	White Hall SD	Dismissed
H-21-04	Cabot SD	Withdrawn
H-21-05	Riverview SD	Withdrawn
H-21-06/09	Atkins SD	No C/A, Closed
H-21-10	LISA Academy	Dismissed
H-21-12	Greenwood SD	Dismissed
H-21-14	Greenbrier SD	Dismissed

H-21-15	Greenbrier SD	Dismissed
H-21-16	Lawrence Co. SD	Dismissed
H-21-19	Benton SD	Dismissed
H-21-20	Mayflower SD	Dismissed
H-21-22	Beebe SD	Dismissed

OPEN COMPLAINTS

(9)

<u>Case#</u>	<u>School District</u>	<u>Status</u>
<u>2021</u>		
C-21-01	LISA Academy	Pending Compliance
C-21-06	KIPP Delta SD	Pending Compliance
C-21-09	Southside SD	Pending Compliance
C-21-10	Bentonville SD	Pending Compliance
C-21-15	Bentonville SD	Pending Compliance
C-21-18	Hope SD	Pending Investigation
C-21-19	Bentonville SD	Pending Investigation
C-21-20	Southside SD	Pending Investigation
C-21-21	Bentonville SD	Pending Investigation

CLOSED COMPLAINTS

(7)

<u>Case#</u>	<u>School District</u>	<u>Status</u>
<u>2021</u>		
C-21-05	NLRSD	Met Compliance/Closed
C-21-08	Benton SD	Met Compliance/Closed
C-21-11	Lawrence C. SD	Met Compliance/Closed
C-21-13	Nevada SD	No C/A, Closed
C-21-14	Conway SD	No C/A, Closed
C-21-16	Beebe SD	No C/A, Closed
C-21-17	Ozark Guidance SD	Denied