

ARKANSAS DEPARTMENT OF EDUCATION
SPECIAL EDUCATION UNIT

DISPUTE RESOLUTION REPORT FOR THE ADVISORY COUNCIL
FOR THE EDUCATION OF INDIVIDUALS WITH DISABILITIES

JARED HOGUE, PROGRAM ADMINISTRATOR,
DISPUTE RESOLUTION

August 24, 2017

The following allegations were addressed in complaint investigation reports and due process hearing decisions completed since the last Advisory Council Meeting on April 20, 2017. 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 decision found to have no corrective action is followed by (No C/A).

Due Process Hearing Issues

H-17-10

Failure to comply with provisions set forth in Part B of the Individuals with Disabilities Education Act (IDEA). Specifically, by failing to provide a free appropriate public education (FAPE) (NS - No C/A)

H-17-19

Failure to comply with provisions set forth in Part B of the Individuals with Disabilities Education Act (IDEA). Specifically, by failing to provide a free appropriate public education (FAPE) by failing to comprehensively reevaluate Student, as well as failing to provide IEPs reasonably calculated to enable Student to make progress appropriate in light of Student's specific circumstances. (S)

EH-17-28

Request of an order changing the placement of the Student to an appropriate interim educational setting for not more than forty-five (45) school days (filed by District). (S)

Complaint Investigation Issues

No complaint reports issued for this quarter

OPEN HEARINGS

(8)

<u>Case#</u>	<u>School District</u>	<u>Status</u>
<u>2015</u>		
H-15-10	Paris SD	(S) Pending Appeal
<u>2016</u>		
H-16-14	LRSD	(S) Pending Appeal
H-16-44	Lawrence Co. SD	(S) Pending Appeal
<u>2017</u>		
H-17-13	Bentonville SD Omaha SD	(S) Pending Appeal
H-17-19	Hazen SD	(S) Pending Compliance
H-17-27	Greene County Tech SD	Pending Hearing

CLOSED HEARINGS

(9)

<u>Case#</u>	<u>School District</u>	<u>Status</u>
<u>2017</u>		
H-17-10	Mountain Home SD	Decision Issued; NS-No C/A
H-17-18	Star City SD	Dismissed
H-17-20	Greene County Tech SD	Dismissed
H-17-21	Fort Smith SD	Dismissed
H-17-23	Bentonville SD	Dismissed
H-17-24	PCSSD	Dismissed
H-17-26	Pine Bluff SD	Dismissed
H-17-28	Star City SD	Dismissed
EH-17-28	PCSSD	Decision Issued; (S) No C/A
H-17-29	Gosnell SD	Dismissed

OPEN COMPLAINTS

(2)

<u>Case#</u>	<u>School District</u>	<u>Status</u>
<u>2017</u>		
C-17-10	Pine Bluff SD	(PS) Pending Compliance
C-17-11	Ozark Montessori Academy	(S) Pending Compliance

CLOSED COMPLAINTS

(7)

<u>Case #</u>	<u>School District</u>	<u>Status</u>
<u>2016</u>		
C-16-10	Conway SD	(S) Closed/Met Compliance
<u>2017</u>		
C-17-08	NLRSD	(PS) Closed/ Met Compliance
C-17-12	Rogers SD	Denied
C-17-13	Forrest City SD	Denied
C-17-14	Texarkana SD	Denied
C-17-15	LRSB	Withdrawn
C-17-16	Texarkana SD	Denied