

IDEA WRITTEN ADMINISTRATIVE COMPLAINT NUMBER 16-37

Name of the school system:

Milan Special School District (MSSD)

Description of the violation:

MSSD's failure to provide services to a transfer student amounted to a procedural and substantive violation of IDEA which amounted to a denial of the student's entitlement to a free appropriate public education (FAPE).

Description of the law or regulation determined to have been violated:

34 C.F.R. §300.101

Free appropriate public education (FAPE)

34 C.F.R. §300.323 (e)

When IEPs must be in effect

Corrective measures ordered by the department:

MSSD must correct the violation by implementing the following corrective actions:

1. Schedule an IEP team meeting as soon as possible to develop an IEP for Student and make arrangements for compensatory services for the time that Student has been out of school.
2. Schedule training with the department on the appropriate way to handle transfer students within 30 days of receipt of this notice.

Final determination of the department:

The department will monitor MSSD for compliance with the correction action plan until the department is satisfied that it has been completed.