

**IDEA WRITTEN ADMINISTRATIVE COMPLAINT
2020-21 #10**

Name of the school system:

Metro Nashville Public Schools (MNPS)

Description of the violation:

MNPS failed to provide documentation that Student's IEP services and modifications were fully implemented in accordance with his IEP.

Description of the law or regulation determined to be violated:

34 C.F.R. §300.323 When IEPs must be in effect
34 C.F.R. §300.101 FAPE
TN State Rule 0520-01-09-.14 Review and revision of the IEP

MNPS must correct these violations by implementing the following corrective actions:

1. Provide training for all appropriate staff on the aforementioned regulations no later than 2/15/21;
2. Within ten (10) days of completion of training, provide the department with the agenda, content, and sign-in sheets of participants as documentation of appropriate training content and appropriate staff participation;
3. MNPS must convene an IEP team meeting within ten (10) school days of receipt of this report and complete the following:
 - a. Review Student's current progress in all classes and determine if his IEP needs to be revised to include any additional educational needs regarding access during virtual learning;
 - b. Revise Student's CLIP to reflect Student's required service hours as listed in his IEP;
 - c. The IEP team must calculate the number of owed compensatory service hours for all required therapy sessions due to missed services from the dates of 8/4/20 through 9/17/20;
 - d. The IEP team must create a schedule of planned compensatory services dates/times regarding missed services from 8/4/20 through 9/17/20; the plan must also include the compensatory service hours due to Student regarding the CLIP service discrepancies identified by the department; and
 - e. Upon return to in-person learning, the IEP must schedule an additional IEP meeting in order to determine Student need and to evaluate for possible regression of skills related to virtual learning from 9/17/20 to date of return to the classroom;
- 4) Provide documentation of the IEP team meeting outcomes within ten (10) days after convening. The outcomes should include the number of compensatory education hours determined, a plan for providing the hours, as well as the proposed date for completion of these hours. If Complainant refuses compensatory services, document accordingly with Complainant's signature and provide to the department for review; and

5) If the team provides compensatory education, within ten (10) days of completion of all required compensatory services, MNPS must send to the department final signed documentation from Complainant verifying completion of the compensatory services.

Final determination of the department: The department will monitor and document MNPS compliance with corrective measures ordered.