

IDEA WRITTEN ADMINISTRATIVE COMPLAINT
22-23-11

Name of the school system:

Knox County Schools (KCS)

Description of the violation:

KCS failed to review all relevant information as part of a manifestation determination review.
KCS failed to provide IEP services after a disciplinary removal of greater than 10 days.

Description of the law or regulation determined to be violated:

34 C.F.R. § 300.101 Free appropriate public education (FAPE)

34 C.F.R. § 300.530(d)(1)(i) Authority of school personnel - Services

34 C.F.R. § 300.530(e)(1) Authority of school personnel - Manifestation determination

The district must correct these violations by implementing the following corrective actions:

1. Provide training for all appropriate staff on the aforementioned regulations;
2. Provide the Department with the agenda, content, and sign-in sheets of participants as documentation of appropriate training content and staff participation;
3. Reconvene appropriate MDR staff, provide Complainant adequate notice for a MDR, and review all relevant information maintained by KCS as part of Student's educational record;
4. Offer to convene an IEP meeting to review data and address any compensatory services;
5. Provide to the department documentation of the IEP team meeting outcomes. 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, not to exceed one year. If Complainant declines compensatory services, document accordingly with Complainant's signature and provide to the department for review; and,
6. If the team provides compensatory education, KCS 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 the district's compliance with corrective measures ordered.