

COMPLAINT INVESTIGATION SUMMARY

COMPLAINT NUMBER: CP-131-2007/2362.07
COMPLAINT INVESTIGATOR: Alexandra Curlin
DATE OF COMPLAINT: September 25, 2006
DATE OF REPORT: October 17, 2006
REQUEST FOR RECONSIDERATION: n/a
DATE OF CLOSURE: November 28, 2006

COMPLAINT ISSUES:

Whether the Bloomfield School District and the Greene-Sullivan Special Education Cooperative violated:

511 IAC 7-27-7(a) by failing to implement the Student's individualized education program (IEP) as written, specifically by not providing a scribe during the Indiana Statewide Testing for Education Progress Test (ISTEP).

FINDINGS OF FACT:

1. The Student is seventeen years old, identified as having a learning disability and multiple disabilities and has been identified as eligible to receive special education and related services.
2. The Student's IEP dated, October 18, 2005 allows for the Student to have a scribe when taking the ISTEP test.
3. The School acknowledges that it did not provide a scribe to the Student when taking the test.

CONCLUSIONS:

Finding of Fact #2 indicates that the Student's IEP requires that the Student use a scribe for ISTEP testing. Finding of Fact #3 indicates that the Student was not given a scribe. Therefore a violation of 511 IAC 7-27-7(a) is found.

The Department of Education, Division of Exceptional Learners requires the following corrective action based on the Findings of Fact and Conclusions listed above.

CORRECTIVE ACTION:

The Bloomfield School District and the Greene-Sullivan Special Education Cooperative shall:

1. Send an assurance statement to the Division that an ISTEP accommodation required by a Student's IEP will be given during ISTEP and that all IEP's will be implemented as written. A copy of the assurance statement and a list of those receiving it should be sent to the Division no later than November 21, 2006
2. Conduct in-service training for all staff involved with ISTEP, regarding ISTEP accommodations and how to ensure that all students are given the appropriate accommodations. A copy of the training materials

and a sign-in sheet of staff that attended should be sent to the Division no later than November 21, 2006.