

COMPLAINT INVESTIGATION SUMMARY

COMPLAINT NUMBER:	CP-138-2007/2369.07
COMPLAINT INVESTIGATOR:	Nicole Confer
DATE OF COMPLAINT:	October 13, 2006
DATE OF REPORT:	November 6, 2006
REQUEST FOR RECONSIDERATION:	n/a
DATE OF CLOSURE:	December 11, 2006

COMPLAINT ISSUES:

Whether Manchester Community Schools and the Wabash-Miami Program for Exceptional Children violated:

511 IAC 7-27-7(a) by failing to provide the appropriate amount of speech according to the Individualized Education Program (IEP).

FINDINGS OF FACT:

1. The Student, 10 years old, is identified as a student with learning disabilities and communication disorder, and has been determined eligible for special education and related services.
2. The Student's IEP, developed May 8, 2006, specifies that the Student is to receive 240 minutes of speech and language services per month, broken down into sixty minutes per week, during the 2006-2007 school year. Services are to address receptive and expressive language skills. The start date for these services was August 28, 2006 and continues through the end of the school year.
3. The Complainant alleges that the Student did not receive the appropriate amount of speech time during the month of September, 2006. Documentation provided by both the Complainant and the School indicates that the Student received 90 minutes of service during September, 2006, due in part to holidays, ISTEP testing, NWEA testing, and special education services testing.

CONCLUSIONS:

Finding of Fact #3 indicates that the Student only received 90 minutes of speech time during the month of September, 2006; therefore, a violation of 511 IAC 7-27-7(a) is found.

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

CORRECTIVE ACTION:

Manchester Community Schools and the Wabash-Miami Program for Exceptional Children shall convene the Student's Case Conference Committee to determine how compensatory services will be provided to address the 150 minutes of services not provided during the month of September. A copy of the CCC report/IEP documenting the compliance with the corrective action must be sent to the Division no later than December 15, 2006.