

COMPLAINT INVESTIGATION SUMMARY

COMPLAINT NUMBER:	CP-140-2007
COMPLAINT INVESTIGATOR:	Alexandra Curlin
DATE OF COMPLAINT:	October 19, 2006
DATE OF REPORT:	November 13, 2006
REQUEST FOR RECONSIDERATION:	n/a
DATE OF CLOSURE:	November 28, 2006

COMPLAINT ISSUES:

Whether the Lake Ridge Schools and the Northwest Indiana Special Education Cooperative violated:

511 IAC 7-25-4(b) by failing to conduct an initial evaluation and convene a case conference committee meeting within sixty (60) instructional days of the date the written parental consent was received by certified personnel.

FINDINGS OF FACT:

1. The Student, six years old, was referred to the School for communication evaluation on March 9, 2006.
2. The Parent gave written consent to conduct the evaluation on March 24, 2006. The form on which the parent signed consent indicated that the case conference committee (CCC) was to convene by August 25, 2006.
3. The School acknowledges that the Student was to be evaluated and the conference to have taken place by August 25, 2006. It acknowledges that the evaluation was not completed within sixty (60) instructional days.
4. Both the parent and School agree that the evaluation is finished and the CCC is to convene on November 13, 2006 to discuss the Student's eligibility for special education and related services.

CONCLUSIONS:

Finding of Fact #3 indicates that the School did not conduct the evaluation and convene the Student's CCC within sixty (60) instructional days. Therefore a violation of 511 IAC 7-25-4(b) 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 Lake Ridge Schools and the Northwest Indiana Special Education Cooperative shall:

Convene the Student's case conference as planned. If the Student is found eligible for special education related services, the Student shall receive compensatory services to compensate for the fact that the Student should have begun receiving services on August 25, 2006. If found eligible, the CCC must determine the

extent to which and mechanics of how the School will provide compensatory services to the Student. A copy of the CCC report and IEP documenting compliance with this corrective action shall be sent to the Division no later than November 20, 2006.