

**Arkansas Department of Education - Special Education Unit  
Advisory Council for the Education of Children with Disabilities  
Dispute Resolution, July 2019**

The following allegations were addressed in complaint investigation reports and due process hearing decisions completed in the second quarter of the calendar year. Issues substantiated by fact as determined by a complaint investigation team or due process hearing officer is followed by (S). Issues in which one or more allegations were substantiated while other allegations were not, were marked as partially substantiated (PS). Issues that were not substantiated were followed by (NS). Rendered decisions found to have no corrective action were followed by (No C/A).

**DUE PROCESS HEARING ISSUES**

**H-19-15**

1. Failure to comply with provisions set forth in Part B of the Individuals with Disabilities Education Act (IDEA), specifically by failing to provide a free appropriate public education (FAPE) (NS).

**H-19-20**

2. Failure to comply with provisions set forth in Part B of the Individuals with Disabilities Education Act (IDEA), specifically by failing to provide a free appropriate public education (FAPE) (S).

**COMPLAINT INVESTIGATION ISSUES**

**C-19-14**

1. That the district failed to provide FAPE by not developing an Individualized Education Program (IEP) that was appropriately calculated to meet the student's needs (NS).
2. That the district failed to provide FAPE by not educating the student in the Least Restrictive Environment (NS).

**C-19-15**

1. That the district failed to provide FAPE by not developing and implementing an IEP that was appropriately calculated to meet the student's needs, specifically in the area of reading, as well as progress toward IEP goals (S).
2. That the district failed to ensure that required IEP team roles were present for the duration of IEP meetings and did not obtain a written excusal (S).
3. That the district failed to consider parental concerns when drafting the student's IEP (NS).

**C-19-17**

1. That the district failed to provide FAPE by not implementing Child Find requirements to identify, locate and evaluate all children with disabilities (S).

**C-19-18**

1. That the district failed to provide FAPE by not developing and implementing an IEP that was appropriately calculated to meet the student's needs, specifically in the area of providing speech therapy services (S).
2. That the district failed to provide FAPE by not developing and implementing an IEP that was appropriately calculated to meet the student's needs, specifically in the area of providing reading services, as well as using appropriately-licensed service providers (NS).
3. That the district failed to provide FAPE by not developing and implementing an IEP that was appropriately calculated to meet the student's needs, specifically in the area of providing periodic reports on progress toward annual goals (NS).

**OPEN HEARINGS**

(7)

<b><u>Case#</u></b>	<b><u>School District</u></b>	<b><u>Status</u></b>
<b><u>2016</u></b>		
H-16-14	LRSD	Pending Compliance
<b><u>2019</u></b>		
H-19-20	White Hall SD	Pending Compliance
H-19-24	Omaha SD	Pending Hearing
H-19-27	Beebe SD	Pending Hearing
H-19-28	LRSD	Pending Hearing
H-19-29	Lonoke SD	Pending Hearing
H-19-31	Springdale SD	Pending Hearing

**CLOSED HEARINGS**

(9)

<b><u>Case#</u></b>	<b><u>School District</u></b>	<b><u>Status</u></b>
<b><u>2018</u></b>		
H-18-04	Searcy Co. SD	Met Compliance/Closed
H-18-08	LRSD	Met Compliance/Closed
H-18-21	Vilonia SD	Met Compliance/Closed
<b><u>2019</u></b>		
H-19-15	Atkins	Report Issued/no CA
H-19-18	Cabot SD	Dismissed
H-19-22	Arkansas Arts Academy	Dismissed
H-19-25	Harmony Grove (Camden)	Dismissed
H-19-26	LRSD	Dismissed
H-19-30	Mountain View SD	Dismissed

**OPEN COMPLAINTS**

(10)

<b><u>Case#</u></b>	<b><u>School District</u></b>	<b><u>Status</u></b>
<b><u>2019</u></b>		
C-19-15	PCSSD	Pending Compliance
C-19-17	LISA Academy	Pending Compliance
C-19-18	Rogers SD	Pending Compliance
C-19-19	Brinkley SD	Pending Compliance
C-19-21	Conway SD	Pending Investigation
C-19-22	Haas Hall Academy	Pending Investigation
C-19-22	Hope SD	Pending Investigation
C-19-22	PCSSD	Pending Investigation
C-19-22	PCSSD	Pending Investigation
C-19-22	PCSSD	Pending Investigation

**CLOSED COMPLAINTS**

(6)

<b><u>Case#</u></b>	<b><u>School District</u></b>	<b><u>Status</u></b>
<b><u>2019</u></b>		
C-19-06	LRSD	Met Compliance/Closed
C-19-11	Blevins SD	Met Compliance/Closed
C-19-13	Harrison SD	Withdrawn
C-19-14	PCSSD	Report Issued/no CA
C-19-20	White Hall SD	Withdrawn
C-19-23	Mountain View SD	Denied