

IDEA WRITTEN ADMINISTRATIVE COMPLAINT
22-23-38

Name of the school system:

Rutherford County Schools

Description of the violation:

RCS failed to follow proper discipline procedures and failed to implement the Individualized Education Program (IEP) services in accordance with IEP.

Description of the law or regulation determined to be violated:

34 C.F.R. § 300.101	Free appropriate public education (FAPE)
SBE Rule 0520-01-09-.05(2)	Free appropriate public education (FAPE)
34 C.F.R. § 300.323	When IEPs must be in effect: provision of services
34 C.F.R. § 300.530(d)(1)	Services for students removed from current placement

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

1. RCS must submit a first draft of their written disciplinary procedures, including a flow chart for manifestation determination review and service provision review processes to the Director of School Psychology Services, for review and approval.
 - a. Once approved, RCS must submit to the Office of General Counsel.
2. Provide training for all relevant district and school staff and administrators on these procedures, including the continuing provision of education services to students with disabilities who have been subjected to a long-term suspension or expulsion.
3. Within ten (10) school days of completion of the disciplinary procedures training, provide the Department with the agenda, content, and sign-in sheets of participants as documentation of appropriate training content and staff participation.
4. RCS must offer to convene a meeting to discuss compensatory services.
5. Provide documentation of the review and remedies to the department.

Final determination of the department: The department will monitor and document the district's compliance with corrective measures ordered.