

IDEA WRITTEN ADMINISTRATIVE COMPLAINT
22-23_53

Name of the school system:

Sumner County Schools

Description of the violation:

SCS failed to follow multiple requirements associated with isolation and restraint.

Description of the law or regulation determined to be violated:

Tenn. Code Ann. § 49-10-1301 <i>et seq.</i>	SEBSA
SBE Rule 0520-01-09-.23	Isolation and Restraint for Students Receiving Special Education Services

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

1. District and school-level special education administration and staff must participate in a training session about the Special Education Behavioral Supports Act and State Board of Education Rule 0520-01-09-.23. The training session must be led by either the Department or by a third-party contractor, which may be the LEA's board attorney. The training session must include training on the use of positive behavioral interventions and supports, the meaning of an "emergency situation," and the notification and reporting requirements included in Rule 0520-01-09-.23. The training session must occur before the first day of school of the 2023-24 school year.
2. Within ten days of completion of the training, SCS must provide the Department with the agenda, content, and sign-in sheets of participants as documentation of appropriate training content and staff participation.
3. If school personnel isolate or restrain Student at any point during the remainder of the 2022-23 school year, SCS must provide a written notification to Student's parent the same day the isolation or restraint was used and must provide a copy of the written notification to the department within 24 hours of the notification being sent to Student's parent.
4. If school personnel isolate or restrain Student at any point during the remainder of the 2022-23 school year, SCS must file a report with the Department within five

calendar days of the incident in accordance with State Board of Education Rule 0520-01-09-.23(10) and must provide a copy of the report to the department within 24 hours of the report being finalized on EdPlan.

5. SCS must convene an IEP meeting prior to the end of the 2022-23 school year to discuss whether Student's IEP, including his LRE and BIP, is appropriately ambitious in light of his circumstances and is reasonably calculated to enable Student to make progress towards his annual goals. The IEP team should discuss what supports and accommodations, if any, can be used to reduce the number of isolations and restraints used on Student. SCS must provide documentation to the Department that the meeting occurred and indicate what the outcome of the meeting was.

Upon receipt of notice and documentation from SCS that these corrective actions have been implemented, the Department will determine whether said actions result in compliance