

IDEA WRITTEN ADMINISTRATIVE COMPLAINT NUMBER 14-40

Name of the school system:

Metropolitan Nashville Public Schools

Description of the violation:

Metropolitan Nashville Public Schools failed to implement the Individualized Education Program (IEP) from Franklin Special School (FSSD),

Metropolitan Nashville Public Schools failed to schedule an IEP Meeting within ten (10 days) of the parent's written request, Metropolitan Nashville Public Schools failed to address behavior on IEP, and Metropolitan Nashville Public Schools failed to provide progress reports.

Description of the law or regulation determined to have been violated:

- 34 C.F.R. §300.320 Definition of Individualized education program (a) (3) (i) (ii)
- 34 C.F.R. §300.321 IEP Team (a)(1)(2) (3)(4) (i) (ii)(iii)
- 34 C.F.R. §300.322 Parent participation
- 34 C.F.R. § 300.323 (2) When IEPs must be in effect
- Tennessee Special Education Rules and Regulations 0520-01-09-.14 Review and Revision of the IEP
- 34 C.F.R. §300.503 Prior Written Notice by the public agency, content of notice (1) (2) (a) (1) (2)
- 34 C.F.R. § 300.504 Procedural safeguards notice (a)

Corrective measures ordered by the department:

- Metropolitan Nashville Public Schools must schedule training regarding the aforementioned regulations, as mandated by the IDEA, to the appropriate staff of Liberty Collegiate Academy within thirty (30) days of receipt of this notice.
- Metropolitan Nashville Public Schools must arrange training for Liberty Collegiate Academy staff at Liberty Collegiate Academy on how to complete a Functional Behavior Assessment (FBA) and develop and implement a Behavior Improvement Plan (BIP) within thirty days of receipt of this notice.
- Metropolitan Nashville Public Schools must provide notice of the completion of the compensatory services plan dated April 1, 2014 which was agreed upon by the parent and the Principal.

Final determination of the department:

The Department will monitor for compliance to the corrective action plan.