

WYOMING DEPARTMENT OF EDUCATION
SPECIAL EDUCATION PROGRAMS DIVISION
SPECIAL EDUCATION COMPLAINT INVESTIGATION

Complaint Case: C-016-22

Decision Date: December 27, 2022

Public Agency: Uinta County School District No. 1
325 Kirlin Drive
Evanston, WY 82931

Issues Investigated and Decision:

1. Whether the District provided the Student a free appropriate public education (FAPE) consistent with the IDEA and its implementing regulations at 34 C.F.R. §§100.17 and 300.101. Specifically,

a. Whether the District developed and implemented an individualized education program (IEP) consistent with the IDEA to address the Student's unique educational needs to enable the Student to be involved in and make progress in the general curriculum as required by 34 C.F.R. §300.320(a)(2)(i).

WDE finds the District in violation. The special education instruction outlined in the IEP was not reasonably calculated to result in educational benefit in light of the Student's unique educational needs. No progress was documented.

b. Whether the District reviewed and revised the Student's IEP to address lack of progress as required by 34 C.F.R. §300.324(b).

WDE finds the District in violation. The District failed to review or revise the Student's IEP to address the lack of progress.

c. Whether the District provided services in conformity with the Student's IEP, including services, accommodations, and ESY supports consistent with 34 C.F.R. §§300.17(d) and 300.320.

WDE finds no violation.

2. Whether the District complied with IDEA's procedural requirements. Specifically,

- a. Whether the District convened the IEP Team and conducted a timely annual review of the Student's IEP consistent with 34 C.F.R. §300.324(b);

WDE finds the District in violation. The District failed to timely develop the Student's annual IEP.

- b. Whether the District provided Complainants with reports of progress as required by 34 C.F.R. §300.320(a)(3).

WDE finds the District in violation. The Complainant received reports of progress, but the reports did not meet the requirements of IDEA. The reports did not report on progress toward the annual goal as written in the September 2021 IEP.

The district is required to correct the identified violations via a corrective action plan. The WDE will monitor and document compliance with the corrective action order. Once all corrective action is complete, the WDE will close the case.