

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

Complaint Case: C-024-21

Decision Date: December 30, 2021

Public Agency: Platte County School District #1
1350 Oak Street
Wheatland, WY 82201

Issues Investigated and Decision:

1. Whether the District denied the Student a Free Appropriate Public Education (FAPE) pursuant to 34 C.F.R. §§ 300.17 and 300.101. Specifically,
 - a. Whether the District developed and implemented an IEP to address the Student's unique educational, behavioral, and emotional 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).

WDE finds a violation. The District failed to revise and develop an IEP based on the Student's lack of progress and current educational needs.

- b. Whether the District appropriately determined the Student's placement consistent with the Student's unique needs and the Least Restrictive Environment (LRE) requirements pursuant to 34 C.F.R. §§ 300.114 through 300.117; and

WDE finds no violation. Placement was based on student need and was appropriately determined by the IEP team.

2. Whether the District complied with the IDEA's procedural requirements. Specifically,
 - a. Whether the District provided all services and supports in conformity with the Student's IEP as required by 34 C.F.R. §§ 300.17 and 300.320.

WDE finds no violation. The District provided services consistent with the Student's IEP.

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

WDE finds a violation. The District reviewed the IEP but failed to revise the IEP and address the lack of progress.

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.