

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

**Complaint Case:** C-007-23

**Decision Date:** June 4, 2023

**Public Agency:** Uinta County School District #1

**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 no violation. The IEP was developed and implemented based on the Student's unique needs.**

- b. Whether the District conducted a reevaluation consistent with 34 C.F.R. §300.303 when School staff and Complainants expressed concerns with the Student's language needs.

**WDE finds no violation. The District conducted the Student's reevaluation consistent with all requirements.**

- c. 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 no violation. The District reconvened the IEP team on several occasions to review and revise the Student's IEP.**

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

- a. Whether the District complied with the IDEA's requirements regarding confidentiality of special education information in accordance with 34 C.F.R. §§300.610–300.627. Specifically, whether personally identifiable student information was shared by special education staff without parental consent as required by 34 C.F.R. §300.622.

**WDE finds no violation. Parent consent was not required for special education office staff to access student information.**

- b. Whether the District unilaterally amended the Student's IEP or made other changes without parent involvement in contravention of 34 C.F.R. §§300.324(a) and 300.327.

**WDE finds no violation. The Student's IEP was not unilaterally changed without the Complainants involvement.**

- c. Whether the District afforded the Complainants the opportunity to meaningfully participate in the IEP process as required by 34 C.F.R. §§300.322 and 300.324, including informing parents of who would be in attendance at the IEP meeting.

**WDE finds no violation. Complainants actively participated in the IEP process.**

- d. Whether the District reported progress consistent with the Student's IEP as required by 34 C.F.R. §300.320(a)(3).

**WDE finds a violation. The District timely reported the Student's progress but acknowledged the reports lacked clarity, which may have contributed to disagreement regarding the Student's actual progress.**

### **Systemic Issue**

3. Whether the District complied with IDEA's procedural requirements. Specifically, whether the District provided services consistent with IEPs as required by 34 C.F.R. §300.320.

**WDE finds no systemic violation. WDE finds one student-level violation. One student's file lacked sufficient data to support that services were provided consistent with the 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.