

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

Complaint Case: C-016-24

Public Agency: Laramie County School District #1

Issues Investigated and Decision:

1. Whether the District met its affirmative child find obligation in response to academic and behavioral difficulties consistent with 34 C.F.R. § 300.111.

WDE finds no violation. The District was responsive when the Complainant requested an IEP evaluation for the Student. Although not evaluated and determined eligible under the IDEA, the Student was evaluated and found eligible as a Student with a Section 504 disability.

2. Whether the District had a basis of knowledge that the Student was a child with a disability and entitled to protections under the IDEA before the disciplinary removal pursuant to 34 C.F.R. § 300.534.

WDE finds no violation. The District did not suspect the student was a student with a disability prior to the Complainant's request for an evaluation after the Student's removal from the [extracurricular activity]. Therefore, the disciplinary protections under the IDEA, including a manifestation determination, did not apply to this Student.

3. Whether the District afforded the Complainant with the procedural protections outlined in the IDEA. Specifically, whether the District provided prior written notice consistent with 34 C.F.R. § 300.503 after the Complainant's request for evaluation in November 2023.

WDE finds a violation. When the Complainant initially asked for an evaluation and IEP in November 2023, the District did not provide the Complainant with PWN, which resulted in a procedural violation.

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.