

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

Complaint Case: C-011-26

Public Agency: Behavioral Health Division, Early Intervention and Education Program

Issues Investigated and Decision:

1. Whether the BHD complied with IDEA's procedural requirements:

- a. Whether the BHD appropriately considered private medical evaluations provided by the Complainant in conformity with 34 C.F.R. § 300.502(c).

WDE finds no violation. The BHD appropriately considered private medical evaluations provided by the Complainant.

- b. Whether the BHD reviewed and revised the Student's IEP to address Complainant's concerns regarding safety, dysregulation, and regression as required by with 34 C.F.R. § 300.324(b).

WDE finds a violation. The BHD failed to appropriately and timely review and revise the Student's IEP to address the Complainant's concerns regarding the student's lack of Orientation & Mobility services and supports necessary to keep the Student safe.

- c. Whether the BHD provided the Complainant with a meeting notice indicating who will be in attendance in accordance with 34 C.F.R. § 300.322(b).

WDE finds a violation. The BHD failed to appropriately and timely provide the Complainant with meeting notices at the October 10, 2025 and November 17, 2025 meetings.

- d. Whether the BHD provided the Complainant with access to the Student's education records consistent with 34 C.F.R. § 300.613, when the Complainant requested a copy of the audio recording of the emergency meeting created by the BHD.

WDE finds no violation. The BHD provided the complainant with the recorded meeting transcript of the October 10, 2025 emergency meeting.

The BHD 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.