

BEFORE THE SUPERINTENDENT OF PUBLIC INSTRUCTION

In the Matter of)	FINDINGS OF FACT,
Reynolds School District #7)	CONCLUSIONS, AND FINAL ORDER
)	Case No. 25-054-026

I. BACKGROUND

On April 30, 2025, the Oregon Department of Education (the Department) received a special education complaint (Complaint) from a Parent (Parent) regarding the special education of a child (Child) who resides within the Reynolds School District. The Parent alleged that the District had violated one or more provisions of the Individuals with Disabilities Education Act (IDEA). The Department conducted a special education complaint investigation pursuant to Oregon Administrative Rule 581-015-2030.

Under state and federal law, the Department must investigate written complaints that allege violations of the IDEA and issue an order within sixty days of receipt of the complaint.¹ This timeline may be extended if the Parent and the District agree to the extension in order to engage in mediation or local resolution or for exceptional circumstances related to the complaint.²

In a phone call on May 4, the Parent explained the allegations in the Complaint in more specific detail. The Parent also told the investigator that a District special education administrator had made contact immediately after receiving the complaint and expressed interest in correcting any problems in the Student's special education.

On May 5, 2025, the Investigator sent a *Request for Response* to the District identifying the Parent's allegations of IDEA violation and requesting a narrative response and specified documents to be submitted to the Investigator by May 16, 2025.

On May 16, 2025, the District submitted a timely *Response* to the Complaint along with all the requested documents. The *Response* did not contest any of the allegations in the Complaint.

The Parent did not submit a Reply to the District *Response*.

II. ALLEGATIONS AND CONCLUSIONS

The Department has jurisdiction to resolve this Complaint under 34 CFR §§ 300.151-153 and OAR 581-015-2030. The Complainant's allegations and the Department's conclusions are set out in the chart below. The conclusions are based on the Findings of Fact in Section III and the Discussion in Section IV. This Complaint covers the one-year period from May 1, 2024 to the filing of this Complaint on April 30, 2025.

¹ OAR 581-015-2030(12) and 34 CFR § 300.152(a)

² OAR 581-015-2030(12) and 34 CFR § 300.152(b)

Allegations	Conclusions
<p>When IEPs Must Be in Effect</p> <p>The Parent alleges that the District violated the IDEA by not ensuring that staff working with the Student implement all accommodations as provided by the IEP.</p> <p>(OAR 581-015-2220(1)(b); 34 CFR § 300.323)</p>	<p>Not Contested</p> <p>The District does not contest this allegation.</p>
<p>Review and Revision of IEPs</p> <p>The Parent alleges that the District violated the IDEA by repeatedly ignoring the Parent's requests to convene IEP meetings to address the Student's lack of progress and the failure of staff to implement IEP accommodations.</p> <p>(581-015-2225; 34 CFR § 300.324(b))</p>	<p>Not Contested</p> <p>The District does not contest this allegation.</p>
<p>Free Appropriate Public Education (FAPE)</p> <p>The Parent alleges that the District has violated the IDEA entitlement to a FAPE by failing to ensure implementation of all provisions of the Student's IEP, resulting in the Student's lagging progress toward IEP goals and ability to participate in and make progress in the general curriculum.</p> <p>(OAR 581-015-2040; 34 CFR § 300.17, 34 CFR § 300.101)</p>	<p>Not Contested</p> <p>The District does not contest this allegation.</p>

REQUESTED CORRECTIVE ACTION
<p>The Parent requested District actions to resolve this complaint as follows:</p> <ol style="list-style-type: none"> 1. All parties need to immediately follow all IEP accommodations and expectations required. 2. All parties need to follow up with all emails or contact or any requests in a timely fashion, 2-3 business days unless urgency is required. 3. All parties will assess the options of IEP requirements and accommodations immediately to ensure progress before end of 2024-2025 school year. 4. All parties will meet prior to the 2025-2026 school year begins to ensure a seamless start to the year and to [the Student's] success in ... senior year.

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| 5. All educators and team will give parents weekly emails with update on the alternative assignments s for the following week's plan to accommodate [the Student's] IEP plan moving forward. |
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III. FINDINGS OF FACT

IDEA regulations limit complaint investigation to alleged violations occurring no more than one year before the Department's receipt of the special education complaint. This Investigation Does not consider facts before or after the Complaint period. However, facts outside of the Complaint period may be included to provide context necessary to understand the circumstances surrounding this Complaint.

1. The Student is 17 years old and, during the Complaint period, was in 11th grade at a District High School. (undisputed)
2. The Student's IEP in effect during the Complaint period included two annual Behavior/Emotional goals. The IEP also included six accommodations and two behavior accommodations.
3. On April 30, 2025, the Parent filed this Complaint.
4. After receiving this Complaint, the District assigned a new case manager for the Student and scheduled an IEP meeting.

IV. DISCUSSION

The Complaint alleges IDEA violations which the District does not contest.

The Department does not make a substantive determination on the allegations in the Complaint.

V. CORRECTIVE ACTION³

*In the Matter of Reynolds SD 7
Case No. 025-054-026*

³ The Department's order shall include any necessary corrective action as well as documentation to ensure that the corrective action has been completed (OAR 581-015-2030(13)). The Department expects and requires the timely completion of corrective action and will verify that the corrective action has been completed as specified in any final order (OAR 581-015-2030(15)). The Department may initiate remedies against a party who refuses to voluntarily comply with a plan of correction (OAR 581-015-2030(17) & (18))

Action Required	Submissions	Due As Soon As Possible But No Later Than
The District will convene an IEP meeting to: <ul style="list-style-type: none"> Review the Student's IEP accommodations and revise as necessary To determine appropriate compensatory education for the loss of educational opportunity and benefit caused by the failure of to implement the Student's IEP accommodations. 	Evidence of the IEP meeting. A copy of the Student's IEP as revised.	(completed May 29, 2025) (completed June 13, 2025)
The District will develop and conduct training for all relevant staff on: <ul style="list-style-type: none"> Ensuring implementation of all IEP content, and Responding to parent requests for IEP review meetings. 	Training agenda and materials to ODE for review and approval. Sign-in sheet from training.	August 15, 2025 October 31, 2025

Dated: this 26th Day of June 2025



Ramonda Olaloye
 Assistant Superintendent
 Office of Enhancing Student Opportunities

E-mailing Date: June 26, 2025

Appeal Rights: Parties may seek judicial review of this Order. Judicial review may be obtained by filing a petition for review within sixty days from the service of this Order with the Marion County Circuit Court or with the Circuit Court for the County in which the party seeking judicial review resides. Judicial review is pursuant to the provisions of ORS §183.484. (OAR 581-015-2030 (14).)