BEFORE THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

In the Matter of Portland Public School District 1J	))))	FINDINGS OF FACT, CONCLUSIONS, AND FINAL ORDER Case No. 25-054-086

I. BACKGROUND

On November 25, 2025, the Oregon Department of Education (the Department) received a written request for a special education complaint investigation from the parents (Parents) of a student (Student) attending school in the Portland Public School District (District). The Parents alleged that the District 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 Individuals with Disabilities Education Act (IDEA) and issue an order within sixty days of receipt of the complaint.[1] This timeline may be extended if the Parents and the District agree to the extension to engage in mediation or local resolution or for exceptional circumstances related to the complaint.[2]

Prior to the Department's Complaint Investigator sending a *Request for Response (RFR)* to the District, the District indicated that it did not contest any of the allegations in the Complaint. The District also proposed corrective action in alignment with the Parent's proposed corrective action.

On December 16, 2025 and December 17, 2025, the Department's Complaint Investigator discussed with the Parents, by email, the District's *Response* and the District's proposed corrective action.

The Complaint Investigator reviewed all documents and submissions provided by the parties.

II. ALLEGATIONS AND CONCLUSIONS

The Department has jurisdiction to resolve this Complaint under 34 CFR §§ 300.151-153 and OAR 581-015-2030. The Parents' 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

[1] OAR 581-015-2030(12) and 34 CFR § 300.152(a)
[2] OAR 581-015-2030(12) and 34 CFR § 300.152(b)

Discussion in Section IV. This Complaint covers the one-year period from November 24, 2024, through to the filing of this Complaint on November 25, 2025.

Allegations	Conclusions
When IEPs Must Be In Effect It was alleged that the District violated the IDEA when it did not make special education and related services available to the Student in accordance with their IEP. Specifically, it is alleged that the Student's IEP included paraeducator support, and that the District did not provide this service. (OAR 581-015-2220; 34 CFR § 300.323, & 300.324)	**Not Contested** The District does not contest this allegation.
Free Appropriate Public Education (FAPE) It is alleged that the District violated the IDEA when it did not provide the Student with Paraeducator support in conformity with the Student's IEP. It is alleged that this action denied the Student a FAPE. (OAR 581-015-20250; 34 CFR 300.101)	**Not Contested** The District does not contest this allegation.

REQUESTED CORRECTIVE ACTION
The Parents request that the District appropriately fund and staff paraprofessional positions to provide support to students with paraprofessional support in their IEPs.

III. FINDINGS OF FACT

1. The Student is in the second grade and is currently enrolled in a district elementary school.

2. The Student's May 13, 2025 IEP included a variety of supplementary aids and services including designed adult support throughout the day to assist the Student with on task behavior, in the physical education setting, and during testing.

3. On November 25, 2025, the Parents filed this complaint.

4. On December 12, 2025, the District responded that it would not contest the allegations and would begin providing the adult support described in the Student's IEP.

IV. DISCUSSION

The Parents alleged an IDEA violation, which the District does not contest.

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

VII. STIPULATED CORRECTIVE ACTION

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Based on the facts provided, the following corrective action is ordered:

Action Required	Submissions	Due Date
1. The District will implement the Student's IEP, particularly the provisions describing adult support.	The District will submit documentation supporting its implementation of the Student's IEP services.	March 15, 2026
2. The District will provide training to the relevant members of the Student's school regarding IEP implementation.	Training addenda/materials provided to ODE for review/approval. Sign-in sheet for training.	June 1, 2026 June 15, 2026

Dated: this 23 Day of January 2026

Ramonda Olaloye

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Ramonda Olaloye
Assistant Superintendent
Office of Enhancing Student Opportunities
E-mailing Date: January 23, 2026

Appeal Rights: Partied 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 provision of ORS § 183.484. (OAR 581-015-2030 (14).