BEFORE THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

In the Matter of Portland School District 1J	)	FINDINGS OF FACT,
	)	CONCLUSIONS,
	)	STIPULATED CORRECTIVE ACTION
	)	Case No. 26-054-020

I. BACKGROUND

On February 17, 2026, the Oregon Department of Education (Department) received a written request for a special education complaint investigation from the parent (Parent) of a student (Student) residing in the Portland School District 1J (District). The Parent requested the Department conduct a special education investigation under OAR 581-015-2030. The Department confirmed receipt of this Complaint and forwarded the request to the District.

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 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]

On February 18, 2026, the Department's Complaint Investigator sent a *Request for Response (RFR)* to the District identifying the specific allegations in the Complaint to be investigated and establishing a *Response* due date of March 4, 2026.

On March 3, 2026, the District submitted a *Response* to this Complaint that did not contest the allegations and proposed stipulated corrective actions.

The District submitted the following relevant items:

1. District *Response*, 03/3/26
2. Individualized Education Program (IEP), 04/22/24
3. IEP, 04/17/25

The Parent submitted the following relevant items:

1. IEP, 04/22/24
2. IEP, 04/17/25
3. Meeting Minutes, 04/17/25

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

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

4. IEP Progress Report, 10/27/25
5. Meeting Minutes, 04/22/24
6. IEP Progress Report - Measurable Annual Goals, 01/27/23
7. IEP Progress Report - Measurable Annual Goals, 01/29/24
8. IDEA Complaint - Submission Document, no date
9. Emails from November 29, 2023 through January 22, 2026

On April 9, 2026, the Complaint Investigator provided the nature and content of a Stipulated Corrective Action and the District's proposal to the Parents. This order is timely.

II. ALLEGATIONS AND CONCLUSIONS

The Department has jurisdiction to resolve this Complaint under 34 CFR §§ 300.151-153 and OAR 581-015-2030. The Parent'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 February 18, 2025, to the filing of this Complaint on February 17, 2026.

Allegations	Conclusions
Content of the Individualized Education Program (IEP) The Parent alleged the District failed to complete progress monitoring for the Student's reading interventions and provided these interventions without individualized analysis of evaluation data, progress, instructional intensity, or sufficiency. (OAR 581-015-2200(1)(b-d); 34 CFR § 300.320(a)(2)(i)(3-4))	**Not Contested** The District did not contest this allegation.
Parent Participation The Parent alleged the District denied parental participation and repeatedly failed to respond to communications regarding the Student's reading interventions and placement. (OAR 581-015-2190(1), OAR 581-015-2205(1)(b-d); 34 CFR §§ 300.322(a), 300.324(a)(ii-iv))	**Not Contested** The District did not contest this allegation.
Prior Written Notice (PWN) The Parent alleged the District failed to provide PWN regarding their placement requests. (OAR 581-015-2310(2-3); 34 CFR § 300.503(a-b))	**Not Contested** The District did not contest this allegation.

Allegations	Conclusions
Nonacademic Services and Settings The Parent alleged the District denied the Student the opportunity to participate in extracurricular athletics (wrestling) without providing parental notice, without convening the IEP team to review disability-related factors contributing to academic and attendance ineligibility, and without considering necessary accommodations or supports. (OAR 581-015-2070; 34 CFR §§ 300.107, 300.117)	**Not Contested** The District did not contest this allegation.
Free and Appropriate Public Education (FAPE) The Parent alleged the District failed to provide a FAPE by offering "menu-based" review programs instead of individualized, evidence-based interventions (such as Orton-Gillingham) matched to the Student's specific needs. (OAR 581-015-2040(1); 34 CFR §§ 300.17, 300.101(a))	**Not Contested** The District did not contest this allegation.

REQUESTED CORRECTIVE ACTION
1. Require individualized determination of a FAPE through appropriate, evidence-based interventions matched to the Student's needs.

III. FINDINGS OF FACT

1. The Student is 15 years old, in the 10th grade, and attends a high school in the District.

2. On February 17, 2026, the Parent filed this Complaint.

3. On March 3, 2026, the District submitted a *Response* to this Complaint that did not contest the allegations and proposed stipulated corrective actions.

IV. DISCUSSION

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

The Department did not make a substantive determination regarding the allegations in the Complaint.

V. STIPULATED CORRECTIVE ACTION[3]

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Case No. 026-054-020

Based on the District not contesting the allegation in this Complaint, the Department orders the following Corrective Action:

Action Required	Submissions	Due As Soon As Possible But Not Later Than
1. Convene an IEP meeting for the Student to address the following[4]: a. Whether to evaluate the Student in any additional areas of suspected disability. b. Whether the Student's attendance is related to their disability. c. How the Student's disability impacts the Student's participation in athletics and extra-curricular activities and revise the IEP to include supports needed to allow the Student an equal opportunity to participate in those activities. d. Discuss the curricula used to address the Student's academic needs. e. Revise goals to identify the specific evidence-based intervention, frequency, and duration. f. Specify/update progress monitoring and reporting schedule.	A copy of the amended IEP and related PWN.	**May 15, 2026**
2. Provide the Parent with PWN that addresses all placement and/or location	A copy of the PWN.	**May 15, 2026**

[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)).

[4] The Department provides IEP Facilitation services when it is mutually desired by parents and school districts and is available to support the Student's IEP team in this meeting. If a Facilitated IEP meeting is desired, please email ode.disputeresolution@ode.state.or.us.

requests made by the Parent during the time period of the Complaint.		
3. The District will develop a Parent-District communication plan, outlining expectations regarding communication, and provide a copy to the Parent.	A copy of Parent-District communication plan and evidence that it has been provided to the Parent.	**May 15, 2026**
4. Training for all District coaches (athletics and activities, extra- and co-curricular) and athletic directors on their obligations related to participation of students with disabilities in District-sponsored athletic programs.	Training agenda/materials to ODE for review/approval. Sign-in sheet for training that includes each attendee's position in the District.	**May 15, 2026** **October 15, 2026**
5. Mandatory training on the requirements for PWNs for special education personnel at the School who are responsible for issuing PWN.	Training agenda/materials to ODE for review/approval. Sign-in sheet for training that includes each attendee's position in the District.	**May 15, 2026** **October 15, 2026**

Dated: this 10 Day of April 2026



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Ramonda Olaloye
Assistant Superintendent
Office of Enhancing Student Opportunities

E-mailing Date: April 10, 2026

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).)