**BEFORE THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION**

| | | |
|---|---|---|
| In the Matter of Silver Falls School District 4J | ) | FINDINGS OF FACT, CONCLUSIONS, AND FINAL ORDER Case No. 26-054-024 |

## I. BACKGROUND

On February 18, 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 Silver Falls School District (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 March 2, 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 16, 2026

The District submitted a *Response* on March 16, 2026, in which it communicated it did not contest the allegations. The District did not propose corrective actions in its *Response*.

The District submitted the following relevant items:

1. District's Written *Response* to Complaint, dated 03/16/26
2. Email, re: [the School] Registration Packet, 11/05/25-11/13/25
3. Email, re: [the Student] New Student, 11/12/25-11/13/25
4. Email, re: [the School] Registration Packet, 11/05/25-11/13/25, duplicate
5. Email, re: [the Student] IEP, 02/26/26
6. Parent Meeting Notes, 11/12/25
7. Email, re: [the Student] Services and Update, 01/07/26-01/16/26
8. Email, re: Placement and Service Options Discussion, 11/06/25-11/18/25
9. Email, re: Re-enrollment [the Student], 11/11/25

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

10. Email, re: Re-enrollment [the Student], 11/10/25
11. Email, re: Supports Requested, 10/15/25-10/30/25
12. Email, re: [the Student], 10/01/25-10/14/25
13. Email, re: Homeschool Supports, 09/04/25-09/29/25
14. Email, re: [the Student] New Student, 11/12/25-11/13/25
15. Email, re: [the School] Registration Packet, 11/05/25-11/13/25
16. Registration Packet, 11/05/25
17. Statement of Eligibility for Special Education - Orthopedic Impairment (70), 05/19/23
18. Statement of Eligibility for Special Education - Other Health Impairment (80), 05/19/23
19. IEP, 05/19/23

The Parent submitted the following relevant items:

1. Email, re: Introduction and Scheduling for Complaint Investigation - Case ODE 26-054-024, 03/01/26-03/02/26
2. Email, re: [the Student], 11/05/25-03/12/26
3. Email, re: [the School] Registration Packet, 11/05/25-03/12/26
4. Blank Registration Packet, no date
5. Property Tax Statement, 07/01/25-06/30/26
6. Registration Packet, 11/05/25
7. Email, re: Prepping for Online Services, 03/17/26-03/18/26

On April 17, 2026, the District proposed corrective actions. After discussion with the Department, the District agreed to the corrective actions in this order. 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 19, 2025, to the filing of this Complaint on February 18, 2026.

| Allegations | Conclusions |
|---|---|
| **When IEPs Must Be In Effect**<br><br>The Parent alleged the District violated the IDEA by withholding the Student's registration paperwork and not responding to the Parent's requests for remote and in-person support for the Student.<br><br>(OAR 581-015-2220(1); 34 CFR §300.323)(a)) | **Not Contested**<br><br>The District did not contest this allegation**.** |

| Free Appropriate Public Education (FAPE) | Not Contested |
|---|---|
| The Parent alleged the District violated the IDEA when they denied the Student a FAPE by not responding to their requests for support and withholding the Student's registration paperwork.<br><br>(OAR 581-015-2040(1); 34 CFR § 300.17, 34 CFR § 300.101) | The District did not contest this allegation**.** |

| REQUESTED CORRECTIVE ACTION |
|---|
| 1. Provide Extended School Year (ESY) after school and through the summer. |

## 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 Complaint Investigation did not consider any IDEA violations alleged to have occurred before February 19, 2025. Any facts listed below relating to circumstances or incidents earlier than that date are included solely to provide the context necessary to understand the Student's disability and special education history.

1. The Student is ten years old and enrolled at an elementary school in the District.

2. On February 18, 2026, the Parent filed this Complaint.

3. On March 16, 2026, the District submitted a Response to the Complaint and did not contest the allegations made by the Parent.

## IV. DISCUSSION

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

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

## V. STIPULATED CORRECTIVE ACTION[3]

*In the Matter of* Silver Falls School District 4J
*Case No.* 26-054-024

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

| **Action Required** | **Submissions** | **As Soon As Possible But No Later Than Due Date** |
|---|---|---|
| 1. The District will provide the Student with Compensatory Education services to make up for the District's failure to provide special education services to the Student from November 5, 2025, through February 26, 2026. The Compensatory Education shall include:<br><br>a. 8 hours of specially designed instruction (SDI) in Social Skills;<br>b. 8 hours of SDI in Fine Motor;<br>c. 12 hours of SDI in Communication;<br>d. 8 hours of SDI in Gross Motor;<br>e. 8 hours of SDI in Self-Management;<br>f. 16 hours of SDI in Functional Academics; and<br>g. 12 hours of SDI in Functional Skills.<br><br>The District will convene a meeting with the Parent to develop a plan for the delivery of the Compensatory Education Services. | The District shall submit the following to ODE:<br><br>Completed written plan for delivery of Compensatory Education developed in a meeting with the Parent; and<br><br>Evidence showing Compensatory Education was provided. | **May 15, 2026**<br><br>**December 15, 2026** |
| 2. The District must ensure that all District staff responsible for enrolling students with disabilities receive training in each of the following areas: | Training agenda/materials to ODE for review/approval. | **June 1, 2026**<br><br>**October 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)).

| | | |
|---|---|---|
| a. District policy and procedure related to registration timelines;<br>b. District policy and procedure regarding enrollment of both in-state and out-of-state students with disabilities. | Sign-in sheet from training. | |

Dated: this 17 Day of April 2026.



_____

Ramonda Olaloye
Assistant Superintendent
Office of Enhancing Student Opportunities

E-mailing Date: April 17, 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).)