

IDEA WRITTEN ADMINISTRATIVE COMPLAINT NUMBER 14-71

Name of the school system:

Metropolitan Nashville Public Schools

Description of the violation:

Metropolitan Nashville Public Schools suspended the student out of school for fourteen days, four more than the ten (10) school days allowed by the Individuals with Disabilities Education Act (IDEA).

Metropolitan Nashville Public Schools failed to provide fifteen hours of special education services per week as specified by the Individualized Education Program (IEP) during thirty days of placement in an alternative educational setting.

Description of the law or regulation determined to have been violated:

34 C.F.R. § 300.530 Authority of School Personnel (b) (2) (d) (1) (i) and
34 C.F.R. § 300.536 Change of placement because of disciplinary removals (a) (1) (2) (i) (ii) (iii)

Corrective measures ordered by the department:

Metropolitan Nashville Public Schools must correct the violation by implementing the following corrective action:

Metropolitan Nashville Public Schools must schedule training regarding 34 C.F.R. § 300.530 Authority of School Personnel (b) (2) (d) (1) (i) and 34 C.F.R. § 300.536 Change of placement because of disciplinary removals (a) (1) (2) (i) (ii) (iii) as mandated by the IDEA, to the appropriate staff of Metropolitan Nashville Public Schools.

Metropolitan Nashville Public Schools must schedule an Individual Education Program (IEP) Meeting to address compensatory services for the hours of special education services missed due to the out of school suspension and the special education services missed in the alternative educational setting.

Final determination of the department:

The Department will monitor for compliance to the corrective action plan.