

**IDEA WRITTEN ADMINISTRATIVE COMPLAINT
NUMBER 08-020**

Name of the school system:

Hamilton County Schools

Description of the violation:

- (1) District did not respond in a timely manner to a parent's request for an independent education evaluation (IEE).
- (2) District did not complete fifteen and one half hours of compensatory service as specified at a March 13, 2008 IEP meeting.

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

(1) C.F.R. 300. 502 (b) (c) Independent Education Evaluation

(2) Tennessee Rules and Regulations 0520-19-.05 (1(c) Free appropriate public education

Provide services that address all a child's identified special education and related services needs, based on the child's unique needs and not on the child's disability.

Corrective measures proposed by the school system:

- (1)The district has offered an IEE to the parent and parent has agreed to the offer. A list of independent evaluators has been given to the parent.
- (2) The district has agreed to compensate for the missed hours of compensatory services.

Final determination of the department:

- (1) At this posting the District is in negotiation with the complainant for the delivery of the Independent Education Evaluation. The parent would prefer that the IEE be performed after the compensatory education has been completed.
- (2) The delivery of the remaining hours of compensatory education is to be discussed at a December 5, 2008 IEP Meeting.