



Karen B. Salmon, Ph.D.
State Superintendent of Schools

July 19, 2018

XXX
XXX
XXX

Ms. Bobbi Pedrick
Director of Special Education
Anne Arundel County Public Schools
2644 Riva Road
Annapolis, Maryland 21401

RE: XXXXX
Reference: #18-182

Dear Parties:

The Maryland State Department of Education, Division of Special Education/Early Intervention Services (MSDE), has completed the investigation of the complaint regarding special education services for the above-referenced student. This correspondence is the report of the final results of the investigation.

ALLEGATIONS:

On June 15 and 19, 2018, the MSDE received a complaint from Mr. XXXXXXXXXXXXXXX, hereafter, “the complainant,” on behalf of his son, the above-referenced student. In that correspondence, the complainant alleged that the Anne Arundel County Public Schools (AACPS) violated certain provisions of the Individuals with Disabilities Education Act (IDEA) with respect to the above-referenced student.

The MSDE identified the following allegations for investigation:

1. The AACPS did not ensure that proper procedures were followed when conducting a reevaluation of the student’s IDEA eligibility on June 13, 2018, in accordance with 34 CFR §§300.301 - .311.
2. The AACPS did not ensure that a “draft addendum” document that was considered by the Individualized Education Program (IEP) team on June 13, 2018 was provided at least five (5) business days before the meeting, in accordance with COMAR 13A.05.01.07.

XXX
Ms. Bobbi Pedrick
July 19, 2018
Page 2

BACKGROUND:

The student is 13 years old and attends XXXXXXXXXXXXXXXXXXXX. On June 13, 2018, a reevaluation was conducted and the student was determined to no longer meet the criteria for identification as a student with a disability under the IDEA.

SUMMARY OF FINDINGS AND CONCLUSIONS:

On July 17, 2018, the MSDE issued a Letter of Findings as a result of the investigation of the complainant's State complaint #18-162. As reported in that Letter of Findings, this office found that the AACPS did not ensure that proper procedures were followed to ensure the complainant's participation in the June 13, 2018 reevaluation meeting, including that it did not ensure that the complainant was provided with documents considered by the team prior to the meeting.

Therefore, a violation of the IDEA was identified and corrective action was required to include that the IEP team reconvene to consider any of the complainant's concerns. As a result, the above-referenced allegations have been resolved and no further action is needed.

Sincerely,

Marcella E. Franczkowski, M.S.
Assistant State Superintendent
Division of Special Education/Early Intervention Services

MEF/ksa

c: George Arlotto
Alison Barmat
XXXXXXXXXXXX
Dori Wilson
Anita Mandis
Gerald Loiacono