



Dispute Resolution Summary FY25 – FY26*

Jeff Studer, Director of Dispute Resolution

Professional Check-in
June 18, 2026

*Data through 4/21/26



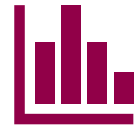
State Complaint Data Overview

State Complaint Overview FY26*



Complaint Totals

269 Received
100 Did not qualify
25 Withdrawn
119 Reports Issued



Complaint Origin

79% District
57% Elementary
17% MS/JH
85% Filed online



Allegations

Top 3:
Service Delivery
Accommodations
PWN & Eval Req

§ 300.153 contains the regulations for accepting a state complaint

Top 3 Allegations: FY24 – FY26*

FY 24

Service Delivery

Accommodations

IEP Review

FY 25

Service Delivery

Accommodations

Evaluation Request

FY 26

Service Delivery

Accommodations

Tie: PWN / Evaluation Req

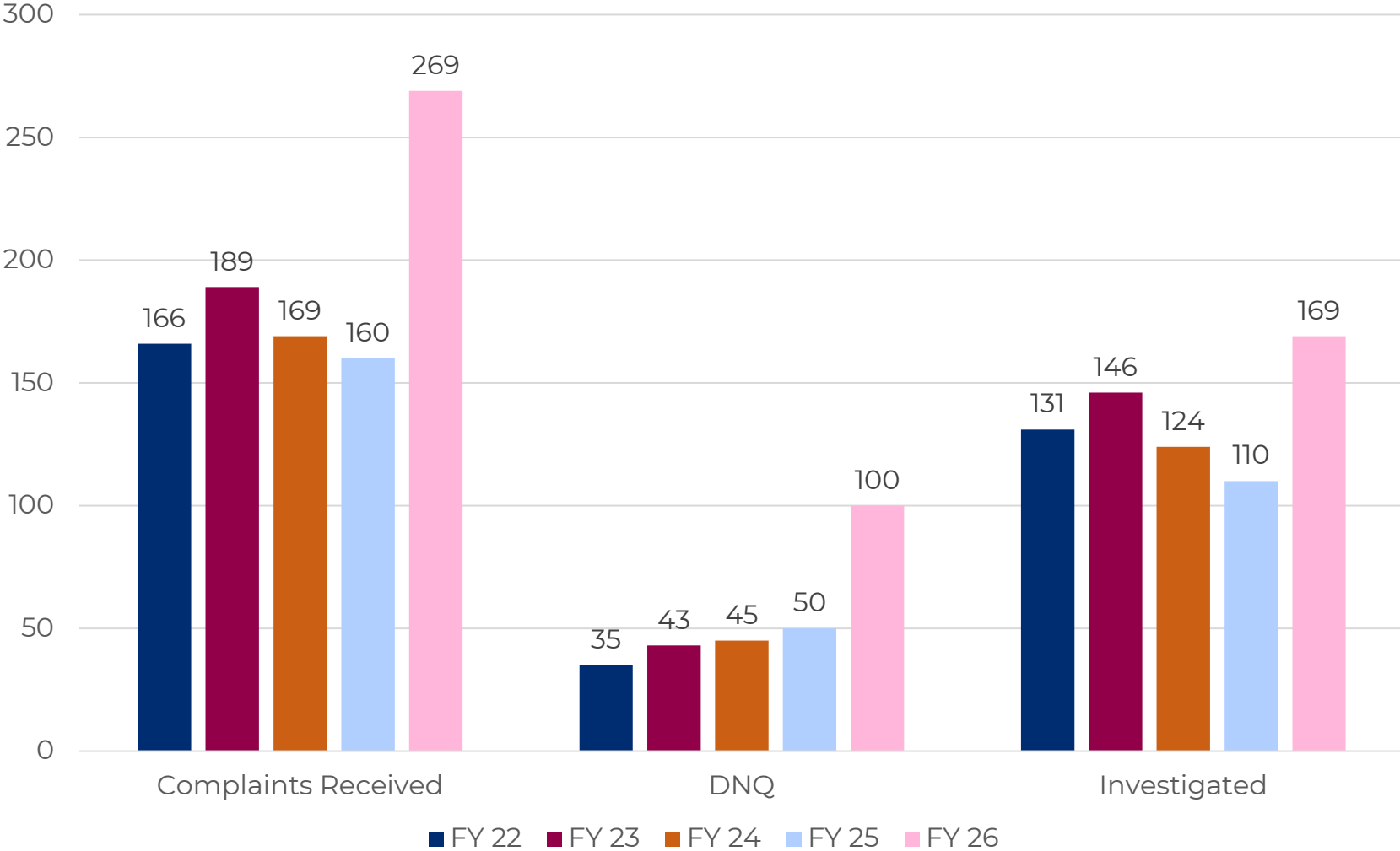
PEAs were found in compliance 59% of the time in FY24

PEAs were found in compliance 48% of the time in FY25

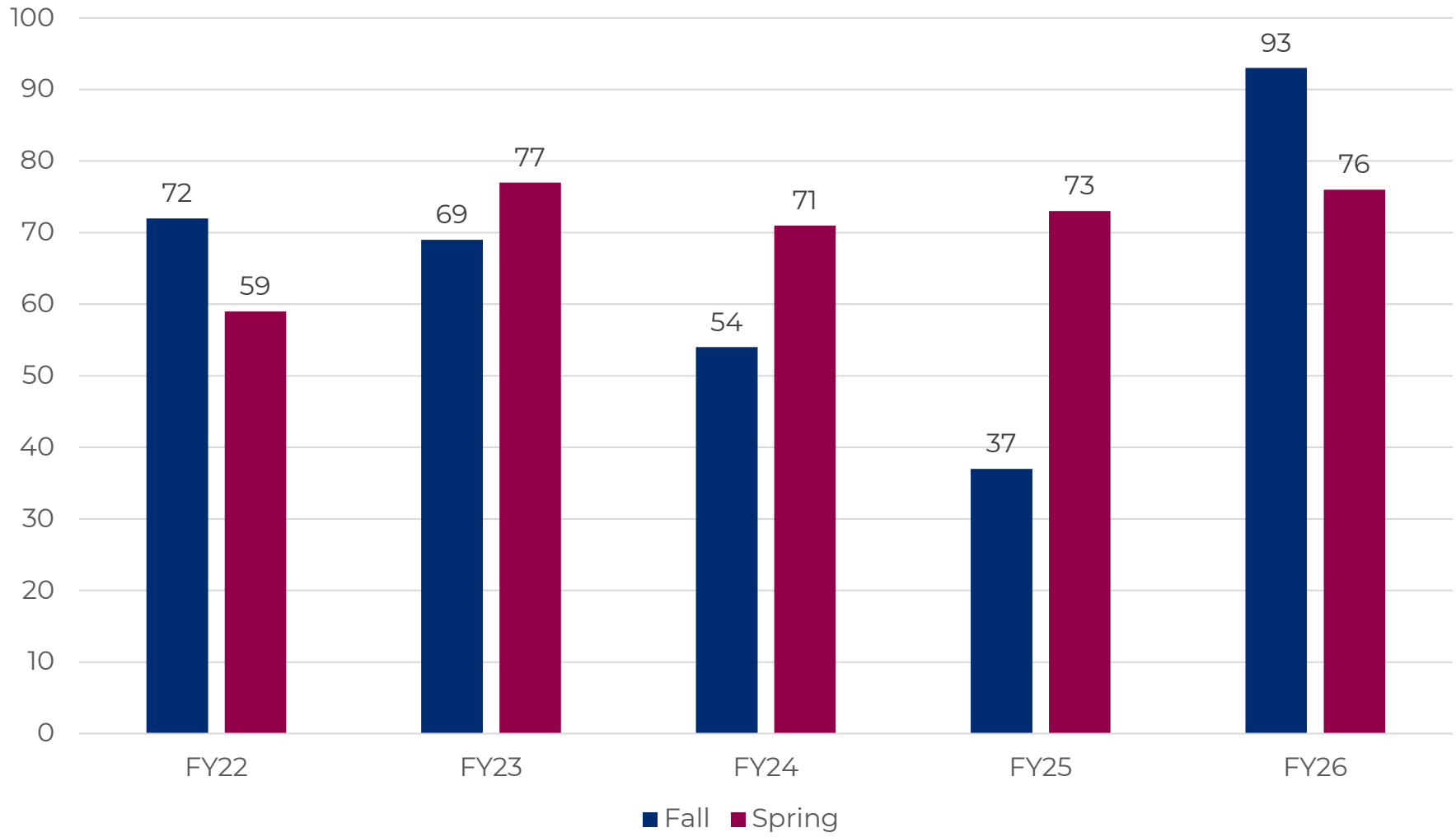
PEAs were found in compliance 51% of the time in FY26*

Complaint Comparison FY 2021-2026*

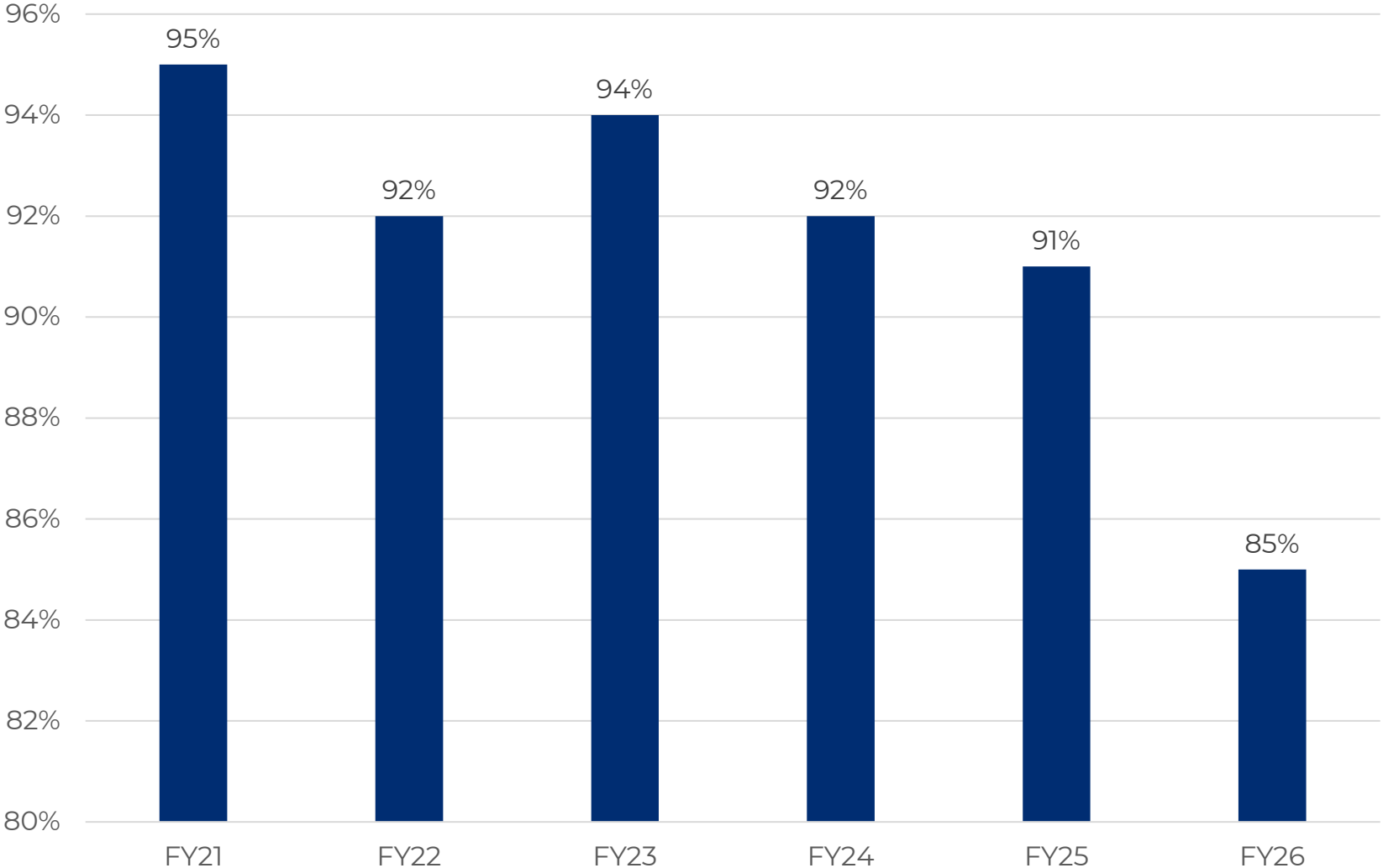
Chart Title



Complaints Investigated by Fiscal Year (Fall/Spring)



Online Complaint Submissions by Fiscal Year



*FY26 increase in complaints filed by email



IDEA Allegations Investigated FY25- FY26*

FY25

242 Allegations Investigated

57% Found in Compliance

Top 3 Issues Investigated

Service Delivery: 15%

Evaluation Request: 10%

Accommodations: 12%

Top 2 Non-Compliance Findings

Service Delivery

Accommodations

FY26

321 Allegations Investigated*

64% Found in Compliance

Top 3 Issues Investigated*

Service Delivery: 20%

Accommodations: 11%

Tie: PWN & Eval Request: 7%

Top 2 Non-Compliance Findings*

Service Delivery

Accommodations

Other Areas Not Investigated FY25 –FY26*

FY25 130 Allegations Not Investigated

Guidance Provided to Complainant

- 39% Not IDEA
- 18% Local Level Issues
- 11% Hypothetical or Future Violation
- 8% IEP Team Decisions
- 7% Inaccurate Information
- 6% Allegations Older than 1 Year
- 5% Other
- 4% Discrimination

- <1% Restraint and Seclusion
- <1% 504 Plans
- <1% FERPA
- <1% Bullying

FY 26* 250 Allegations Not Investigated

Guidance Provided to Complainant

- 44% Not IDEA
- 11% Inaccurate Information
- 10% Hypothetical or Future Violation
- 8% Local Level Issues
- 7% IEP Team Decisions
- 6% Discrimination
- 6% Allegations Older than 1 Year
- 3% Other
- 2% Bullying

- 1% Restraint and Seclusion
- 0% 504 Plans
- 0% FERPA

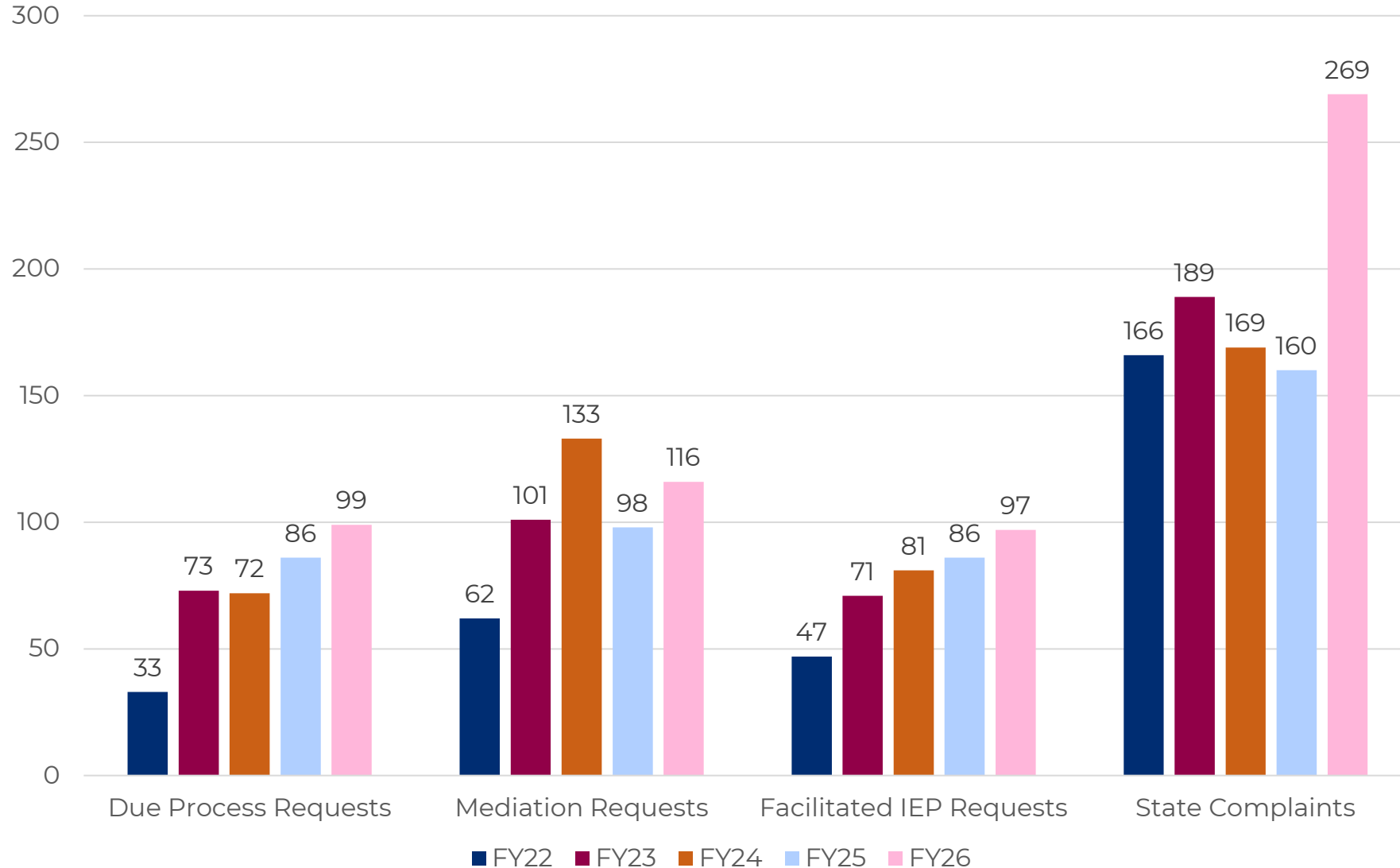
Letter to Brousaides, 56 IDELR 108 (OSEP June 9, 2010)

Letter to Brousaides, 56 IDELR 108 (OSEP June 9, 2010) “Part B does not contain specific requirements for public agencies to document that a child with a disability has been provided with FAPE in accordance with the child's IEP. However, the Education Department General Administrative Regulations (EDGAR) in 34 CFR Parts 76 and 80 are applicable to the Part B program....” Additionally, “Section 76.731 requires that a State and a subgrantee must keep records to show its compliance with Federal legal requirements.... Consistent with the EDGAR provisions cited above, States and public agencies must maintain documentation sufficient to ensure that a public agency provides FAPE to a child with a disability in accordance with the child's IEP...”



All Dispute Resolution Options Data Overview

Dispute Resolution Options FY22-FY26*



* 4/30/26



Due Process Hearing Decisions

FY26: Four DP Hearings held and Administrative Law Judge decisions issued.

26-003; decision issued 1.13.26

3 Allegations:

Failure to implement the IEP
Parent Participation
Procedural Req. for Evaluation &
Discipline not followed

PEA prevailed; dismissed with
prejudice

26-015; decision issued 12.9.25

4 Allegations:

Stay Put
Provision of Comparable Svcs
Denial of FAPE/LRE
Refusal to consider IEE

PEA prevailed; dismissed with
prejudice

26-024; decision issued 3.5.26

4 Allegations:

Academic neglect; denied SDI
Failure to recognize all disabilities
Lack of collaboration
Violation of Child Find / FAPE

PEA prevailed; dismissed with
prejudice



Due Process Hearing Decisions

FY26: Four DP Hearings held and Administrative Law Judge decisions issued.

26-031; decision issued 1.3.26

3 Allegations:

MDR failed to review all data
Incorrect MDR analysis
Student action was a
manifestation of disability

PEA prevailed; dismissed



Due Process Hearing Decisions

FY25: Four DP Hearings held and Administrative Law Judge decisions issued.

25-033; decision issued 2.18.25

1 Allegation:

Uphold the MDR suspension decision, which placed the student in an IAES

PEA prevailed

26-054; decision issued 9.22.25

3 Allegations:

Consider IEE
Inadequate PWN
Denial of FAPE by not adding OHI eligibility or ADHD diagnosis

PEA prevailed; dismissed with prejudice

26-077; decision issued 11.10.25

2 Allegations:

Failure to Implement the IEP
FAPE was not provided in LRE

Parent prevailed; Orders for comp ed, IEE, and staff training



Due Process Hearing Decisions

FY25: Four DP Hearings have been held and Administrative Law Judge decisions issued.

25-073; decision issued 11.26.25

5 Allegations:

Parent Participation

IEPs are reasonably calculated to provide FAPE

LRE should be a private placement

Virtual PT not appropriate; staff not trained

Failed to implement Assistive Tech devices

PEA prevailed; dismissed



Contact Us

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