

**SUMMARY**  
**June 14, 2019 Meeting**  
**Indiana State Advisory Council (SAC)**  
**on the Education of Children with Disabilities**  
Central Indiana Education Service Center  
Indianapolis, IN

<u>Council Members:</u>	<u>Present</u> <u>(Yes/No)</u>
<b>Steven Cook</b> , Indiana Association of Rehabilitation Facilities, INARF	Y
<b>Bethany Ecklor</b> , Division of Mental Health & Addiction, Family & Social Services Admin.	N
<b>Melaina Gant</b> , Department of Child Services	N
<b>Dr. Nancy Holsapple</b> , Office of Special Education, Department of Education	N
<b>Kylee Hope</b> , Division of Disability & Rehabilitation Services, Indiana FSSA	N
<b>Funmi Ige-Wright</b> , parent representative	Y
<b>Donald Koors</b> , Board Member, Indiana School for the Blind and Visually Impaired	Y
<b>Lisa Kovacs</b> , Hands & Voices International and parent representative	Y
<b>Tom Lindenman</b> , parent representative	Y
<b>Mary McCoy</b> , Assistant Superintendent, Archdiocese of Indianapolis	N
<b>Danielle Molter</b> , parent representative	N
<b>John Nally</b> , Department of Correction	N
<b>Dr. Leah Nellis</b> , Indiana University-Kokomo	N
<b>Danny O’Neill</b> , parent representative	N
<b>Lesa Paddack</b> , parent representative, IN*Source	Y
<b>Shirley Payne</b> , Children’s Special Health Care Services, State Department of Health	Y
<b>Aura Roblero</b> , parent representative, Family Voices Indiana	Y
<b>Linda Schroeder</b> , teacher representative, Old National Trail Special Services	Y
<b>Dr. Sharon Johnson Shirley</b> , Superintendent, Lake Ridge New Tech Schools	N
<b>Kristi Tesmer</b> , parent representative	Y
<b>Dr. George Van Horn</b> , SAC Chair, Special Education Director, Bartholomew Consolidated School Corporation	Y
<b>Lucy Witte</b> , Board Member, Indiana School for the Deaf	Y

**Also Present:**

Tracy Brunner, Brandon Myers and Dana Long, Department of Education

**Call to Order**

State Advisory Council Chair Dr. George Van Horn called the meeting to order at 9:30 a.m. Twelve of twenty-two members were present.

## **Action Items**

After the Chair noted requested changes, Lucy Witte moved and Funmi Ige-Wright seconded to approve the March meeting summary as amended. The motion passed.

Tom Lindenman moved to approve the proposed 2020 council meeting dates; Lucy Witte seconded. The motion passed.

## **Information Items**

### **1. Indiana Department of Education (IDOE) Updates**

IDOE Office of Special Education Data Specialist Brandon Myers presented a brief overview of the federal criteria and State process for determining Local Educational Agency (LEA) compliance with Individuals with Disabilities Education Act (IDEA) Part B requirements. He reviewed the measurements (“indicators”) the federal government established for state monitoring of both compliance and results; described Indiana’s tiered approach to providing technical assistance for LEAs determined to fall into “needs assistance” and “needs substantial assistance” categories on the federal rating scale; and responded to questions and comments. Council members engaged in general discussion about limitations of this monitoring methodology, which does not produce a result for an LEA that lacks a sufficient number of students to (1) achieve valid monitoring results, and (2) to protect student privacy when the results are made public. In response to additional questions, Brandon discussed ways in which the federal education agency’s shift to “Results Drive Accountability” – rather than focusing solely on compliance – has affected states’ processes for data gathering and determinations of local compliance and results. Representatives of parents and parent organizations noted the need for continued parent involvement in stakeholder groups that provide input on development of Indiana’s monitoring approach to Results Driven Accountability.

Office of Special Education Dispute Resolution Coordinator and Special Education Attorney Dana Long explained the requirements and short time line for the Education Dispute Resolution Working Group, established by 2019 legislation, to complete its assignments. She reviewed the statutorily defined composition of this group and a related charge to the state education agency to prepare an initial report of readily available information on costs of educational disputes, including costs for hearing officers and mediators. Dana noted that, as part of its process to compile this report which is due by the working group’s first meeting, the Department is seeking input from existing education advisory bodies, including this council, regarding a list of topics that the working group must study before making recommendations to the State Board of Education, Department of Education and General Assembly, as required by the 2019 Legislature.

Dana Long provided council members an e-copy of Indiana Dispute Resolution system-specific data compiled by an independent national organization for review prior to the meeting. To open general discussion on this topic, Dana read through each of the Education Dispute Resolution Working Group's assigned study topics per the 2019 legislation. Members of the council spoke to each, offering suggestions and comments based on their own perspectives and experiences. Recommendations offered during the meeting centered on the need for increased training of educators and parents on special education laws, rules, technical assistance availability, and existing options for dispute resolution when families and schools do not agree.

*Note: Because 2019 legislation required the IDOE to summarize available information for review of the Education Dispute Resolution Working Group at its first meeting in early July, a follow up email the afternoon of the June State Advisory Council meeting requested input from members who were not present. The follow up email also requested and received confirmation that the following recommendations accurately reflect those offered by State Advisory Council members.*

#### Recommendations:

- Heighten awareness of and conduct joint trainings, involving families and school personnel in the same sessions, regarding:
  - o The Facilitated IEP Process
  - o General/best practice meeting facilitation techniques and processes, including active listening and interpersonal communications
  - o The proper steps for families and educators to cooperate in correct and timely development and implementation of a child's education program in accordance with state and federal requirements
- Improve communications (based on family and educator input) regarding the availability of special education-related information, resources, programs, materials, equipment/technology, and technical assistance centers for both educators and families of children with special needs

#### Discussion Items

##### 1. Council Member Reports and Concerns

Citing the example of the lack of IEP-required assessment accommodations, the Council representative from Indiana School for the Deaf noted that students with hearing disabilities experienced significant denial of access to this year's statewide assessment, which is expected to have a substantial adverse impact on these students' scores. A parent representative, who noted that her child has a hearing disability, expressed satisfaction with the availability of specialized instruction, accommodations and services that, in prior years, made it possible for her child to graduate after having a positive K-12 educational experience. Another council member expressed hope that recent efforts to improve the First Steps single point of access system will improve delivery of needed early childhood services throughout the State, as required by the Individuals with Disabilities Education Act (IDEA) Part C.

There was brief discussion about common practices and frustrations in Indiana regarding Vocational Rehabilitation agency involvement in the development and implementation of school-age children's individualized education programs under IDEA Part B. The Council Chair recommended requesting that an agency representative make a presentation at an upcoming meeting to update the Council on Vocational Rehabilitation and Pre-Education Training Services.

The Chair concluded the meeting by sharing copies of a sample report and asking the IDOE Special Education Data Specialist to review this example of special education monitoring data and compliance determination matrix for one Local Educational Agency (LEA). Brandon Myers then provided context and interpretation of the sample report. He fielded questions and noted that the Office of Special Education is making plans and generating ideas for use of these reports in future LEA technical assistance and training.

### **Public Comments**

There were no public comments.

### **Next SAC Meeting Date**

The Chair noted that the advisory council's next meeting is scheduled for September 13, 2019.

### **Adjournment**

The meeting adjourned at 12:19 p.m.

Proposed 2020 SAC (State Advisory Council on the Education of Children with Disabilities) Meeting Dates

March 13, 2020

June 12, 2020

September 11, 2020

November 13, 2020

## School Determinations

- ❖ Each year, the Office of Special Education makes determinations “that evaluates each local educational agency’s (LEA) efforts to implement the requirements and purposes of the IDEA.”
- ❖ Four categories:
  - ❖ Meets Requirements
  - ❖ Needs Assistance
  - ❖ Needs Intervention
  - ❖ Needs Substantial Intervention



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# Criteria for Determinations

## SY 2016-2017 and before:

A summary of LEA's performance on so-called "compliance indicators"

- Timely Evaluations
  - Traditional Evaluations
  - First Steps Transitions
- Transition IEP goals
- Significant Discrepancies across racial and ethnic categories
  - Discipline
  - Identification
  - Identification across specific primary disability categories

## SY 2017-2018 and after:

An index combining compliance indicators at left with data timeliness and "results" indicators measuring student placements and educational outcomes.

Embedded in the "Results Driven Accountability" system for school-level decision making support and organizing technical assistance to LEAs.



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# Results Components for SY 2017-2018

- Placement in Least Restrictive Environment
- State Assessment Proficiency Rate (Grades 3-8)
- State Assessment Student Year-to-Year Growth Average (Grades 3-8)
- IREAD Proficiency Rate (Grade 3)
- Graduation Rate
- Preschool Services Substantial Growth Percentage
- Alternative Assessment Participation Percentage



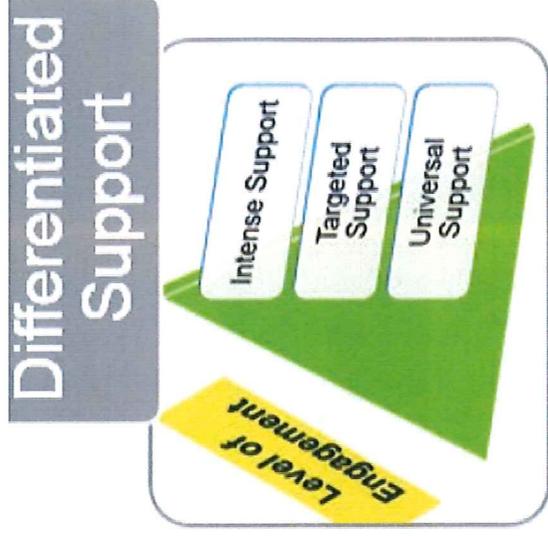
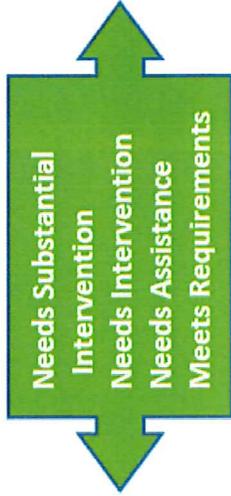
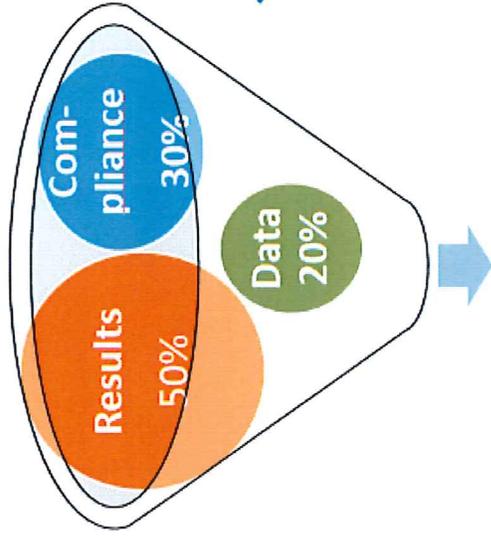
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# Determinations SY 2017-2018

## November 2018



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# Determinations 2017-2018

**Explanation:** [“How the Indiana Office of Special Education Makes Determinations under the Results Driven Accountability and Differentiated Support System” \(link\)](#)

## **390 LEAs:**

- Approximately 5 percent in “Needs Intervention”
- Approximately 25 percent in “Needs Assistance”
- Approximately 70 percent in “Meets Requirements”
- Zero in “Needs Substantial Intervention”



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# Determinations SY 2018-2019

- Review of SY 2017-2018 currently ongoing
  - RDA Stakeholder Groups
  - Special education directors
  - Superintendents
  - Indiana Resource Network (technical assistance providers)
  
- Any changes to be made to system will be announced early fall



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**IC 20-19-2-22.5**

**(a) As used in this section, "EDR working group" refers to the education dispute resolution working group established under subsection (b).**

**(b) The state board shall establish the education dispute resolution working group to collaborate and develop recommendations concerning topics described in subsection (g).**

**The EDR working group consists of the following:**

**(1) The following members appointed by the state board:**

**(A) A representative of Indiana Disability Rights, recommended by the organization.**

**(B) A representative of The Arc of Indiana, recommended by the organization.**

**(C) An employee of the department, recommended by the state superintendent of public instruction.**

**(D) A representative of the Indiana Council of Administrators of Special Education (ICASE), recommended by the organization.**

**(E) A representative of the Indiana School Boards Association, recommended by the organization.**

**(F) A representative of the Indiana Association of Public School Superintendents, recommended by the organization.**

**(G) A representative of INSOURCE, recommended by the organization.**

**(H) The member of the state board described in section 2.2(a)(3) of this chapter.**

**(I) The member of the state board described in section 2.2(a)(4) of this chapter.**

**(2) The following two (2) members nominated by one (1) of the representatives described in subdivision (1)(A), (1)(B), (1)(C), or (1)(G) and approved by the majority of the members described in subdivision (1):**

**(A) A parent of a student with a disability.**

**(B) A parent of a student who is not receiving special education services.**

**A member described in this subdivision may not be a current or retired employee of a school corporation or have another affiliation with a school other than having a child attending a school.**

**(c) The state board shall appoint a member described in subsection (b)(1)(H) or (b)(1)(I) to EDR working group. The state board shall provide administrative and staffing support for the EDR working group.**

**(d) The first meeting of the EDR working group shall occur by August 1, 2019, and be convened by the chairperson of the EDR working group. Except for the appointment of the two (2) members described in subsection (b)(2), the affirmative votes of at least six (6) members of the EDR working group are necessary for the EDR working group to take action.**

**(e) All EDR working group meetings shall be open to the public.**

**(f) The department shall prepare an initial report for the EDR working group's consideration at its first meeting of readily obtainable information related to the cost of educational disputes, including but not limited to the cost of hearing officers serving in the capacity of hearing officers or mediators pursuant to 511 IAC 7.**

**(g) On or before November 1, 2019, the EDR working group shall study and make recommendations to the department, the state board, and, in an electronic format under IC 5-14-6, the general assembly regarding the following topics or other state education laws:**

- (1) The complaint and investigation requirements set forth in 511 IAC 7-45-1 that could reduce costs to school corporations and parents of students with disabilities.**
- (2) The recruitment, training, and payment of administrative law judges or hearing officers.**
- (3) A system of access to low cost legal advocacy regarding educational disputes that encourages efficient resolution of disputes and does not incentivize protraction.**
- (4) Implications to the receipt of federal funding regarding changes made to 511 IAC 7.**
- (5) Information and communication strategies to parents of students with disabilities and school corporations for resolving disputes concerning special education issues.**

- (6) Patterns of complaints that emerge regarding special education rights and services, in order for the department to develop strategies to better resolve issues that lead to a particular pattern of complaints.**
- (7) Appropriateness of nondisclosure agreements in settlements involving special education and public schools.**
- (8) Whether the department shall establish a special education board of appeals to review administrative hearings or findings.**
- (9) Whether a dispute resolution ombudsman within the department would reduce costs relating to legal advocacy and facilitate more efficient resolution of disputes.**

**(h) In developing its recommendations under subsection (g), the EDR working group shall consider:**

- (1) not deterring legitimate complaints;**
- (2) successful approaches from other states;**
- (3) a process to develop a statewide or regional education dispute resolution ombudsmen concept to facilitate efficient resolution of disputes;**
- (4) administrative law judge (including independent hearing officer) recruitment, training, and payment; and**
- (5) ensuring that recommendations made by the EDR working group are consistent with cooperative federalism.**

**The EDR working group shall consider any opinions rendered by the United States Department of Education.**

**(i) This section expires December 31, 2020.**



## IDEA Dispute Resolution Data Summary for: Indiana 2004-05 to 2016-17

The Individuals with Disabilities Education Act (IDEA) requires states and entities receiving IDEA grants to make available four dispute resolution processes and report annually on each to the U.S. Department of Education Office of Special Education Programs (OSEP). The four dispute resolution processes include written state complaints, mediation, due process complaints, and resolution meetings associated with due process.

The purpose of this summary is to provide an historical look at dispute resolution data and to assist with the identification of trends and changes in the use of the IDEA dispute resolution processes over time. Additional summaries can be found on the CADRE website at: <http://www.cadeworks.org/resources/cadre-materials/state-part-b-dispute-resolution-data-summaries>

This summary features data for school years ("SY" July 1-June 30) 2004-05 through 2016-17 drawn from CADRE's National Longitudinal Database. Data are collected from the following sources: [1] from SY 2004 to the present, dispute resolution activity reported in states' Annual Performance Reports (APRs), first as Attachment 1 and later as Table 7; [2] from SY 2006 to the present, Section 618 data collected by the Data Accountability Center (DAC) and now (as of SY 2011) reported to EDfacts; [3] data published in OSEP's Annual Report to Congress; and [4] data adjustments collected from states by CADRE after OSEP and DAC data were locked. Westat/DAC raw data files for SY 2005-2010 are available at: <http://tadnet.public.tadnet.org/pages/712>.

CADRE examines dispute resolution data for internally inconsistent values (based on report element definitions). When inconsistent values are found, they are reconciled with OSEP. States are encouraged to submit notes or explanations regarding any conditions, anomalies, or corrections relating to the data included herein. CADRE is looking to improve the usefulness of these reports. Please provide us your input by responding to a [brief survey at : https://www.surveymonkey.com/r/datasummary](https://www.surveymonkey.com/r/datasummary)

### Contents:

Pages 2 - 10: The following charts (for SY 2006-07 through 2016-17):

- 1) Total Dispute Resolution Activity by State/Entity per 10K Childcount: 2016-17
- 2) IDEA Dispute Resolution Activity per 10K Childcount
- 3) IDEA Dispute Resolution Activity
- 4) Relative Use of Dispute Resolution Options
- 5) Aggregate Use of Dispute Resolution Options
- 6) Written State Complaint Activity per 10K Childcount
- 7) Mediation Activity per 10K Childcount
- 8) Due Process Complaint Activity per 10K Childcount
- 9) Timeliness of Due Process Hearing Decisions per 10K Childcount
- 10) Relative Disposition of Due Process Complaints

Pages 11 - 24: Annual dispute resolution data summaries (for SY 2004-05 through 2016-17).

For clarification or assistance, contact:

Diana Cruz

[cadre@directionservice.org](mailto:cadre@directionservice.org)

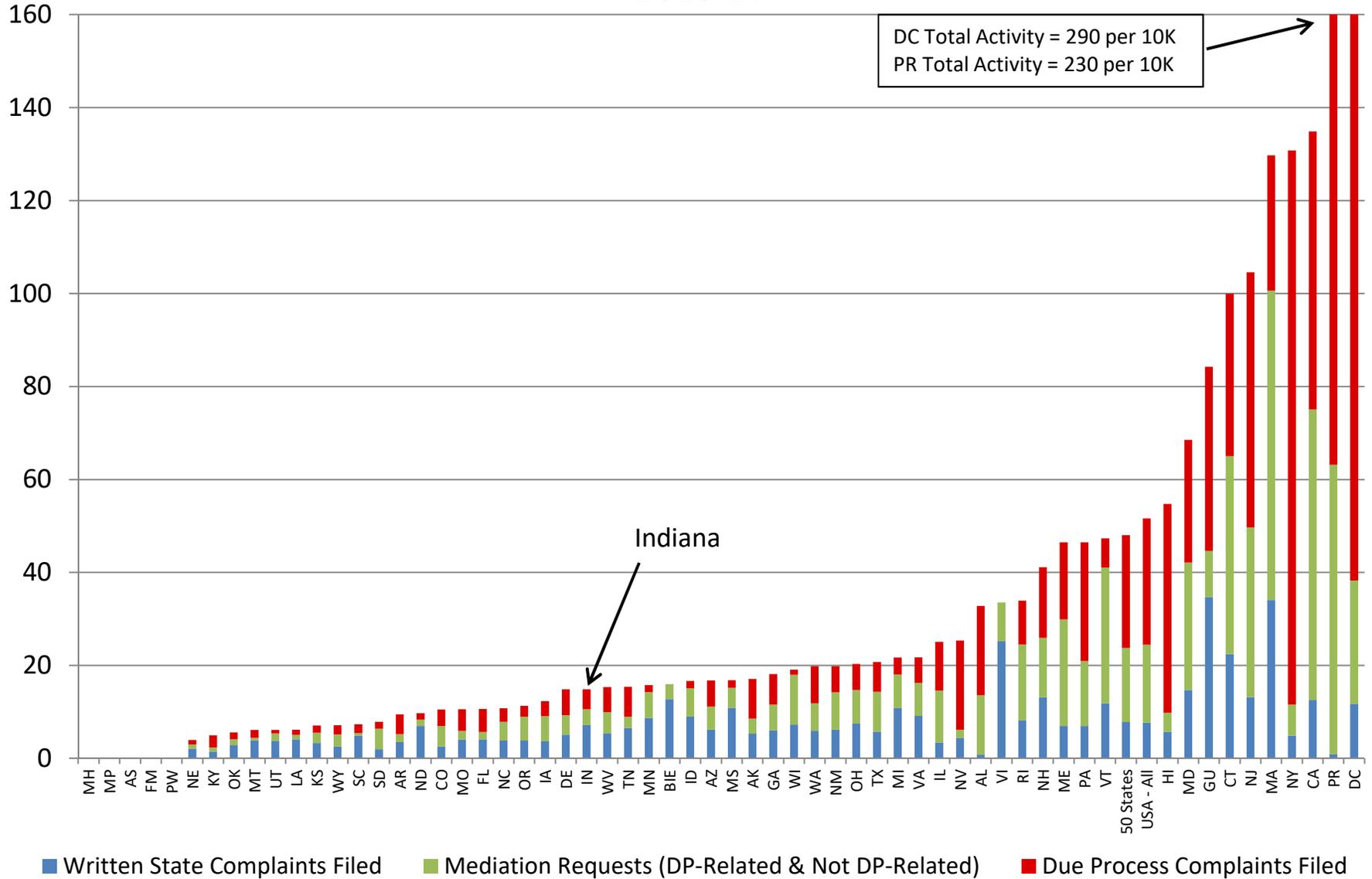
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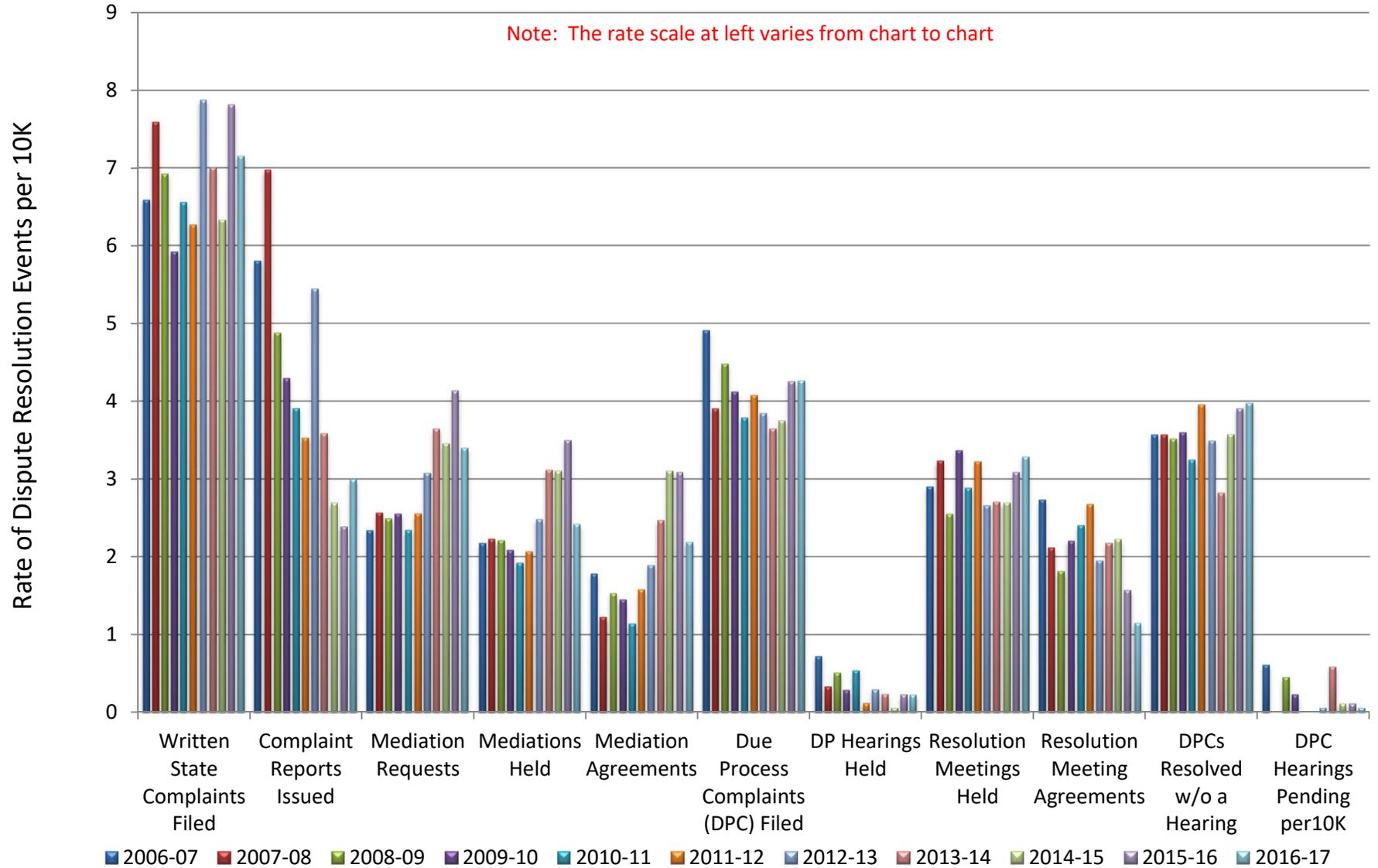


# Total Dispute Resolution Activity by State/Entity per 10K Childcount: 2016-17



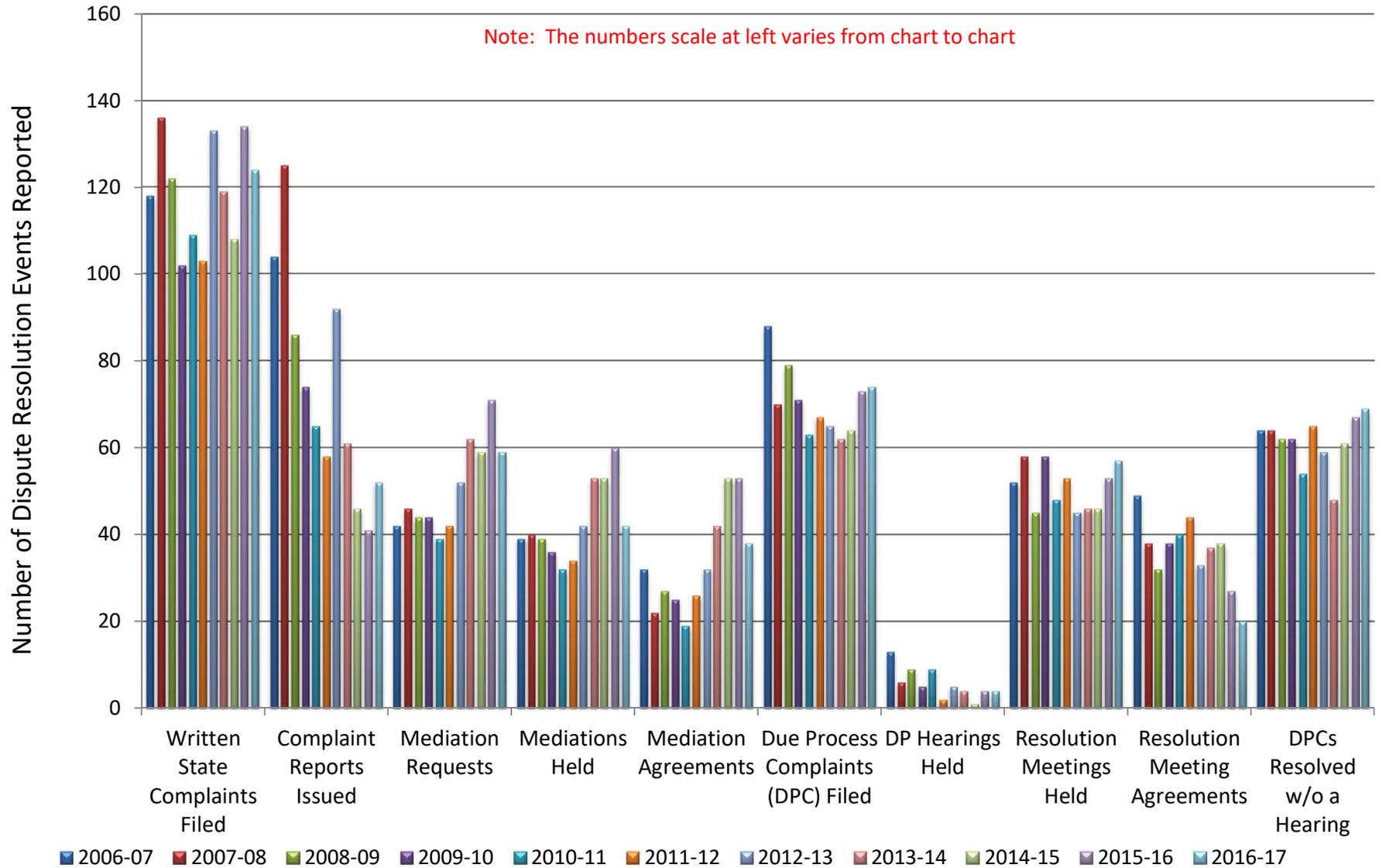


# IDEA Dispute Resolution Activity per 10K Childcount: Indiana





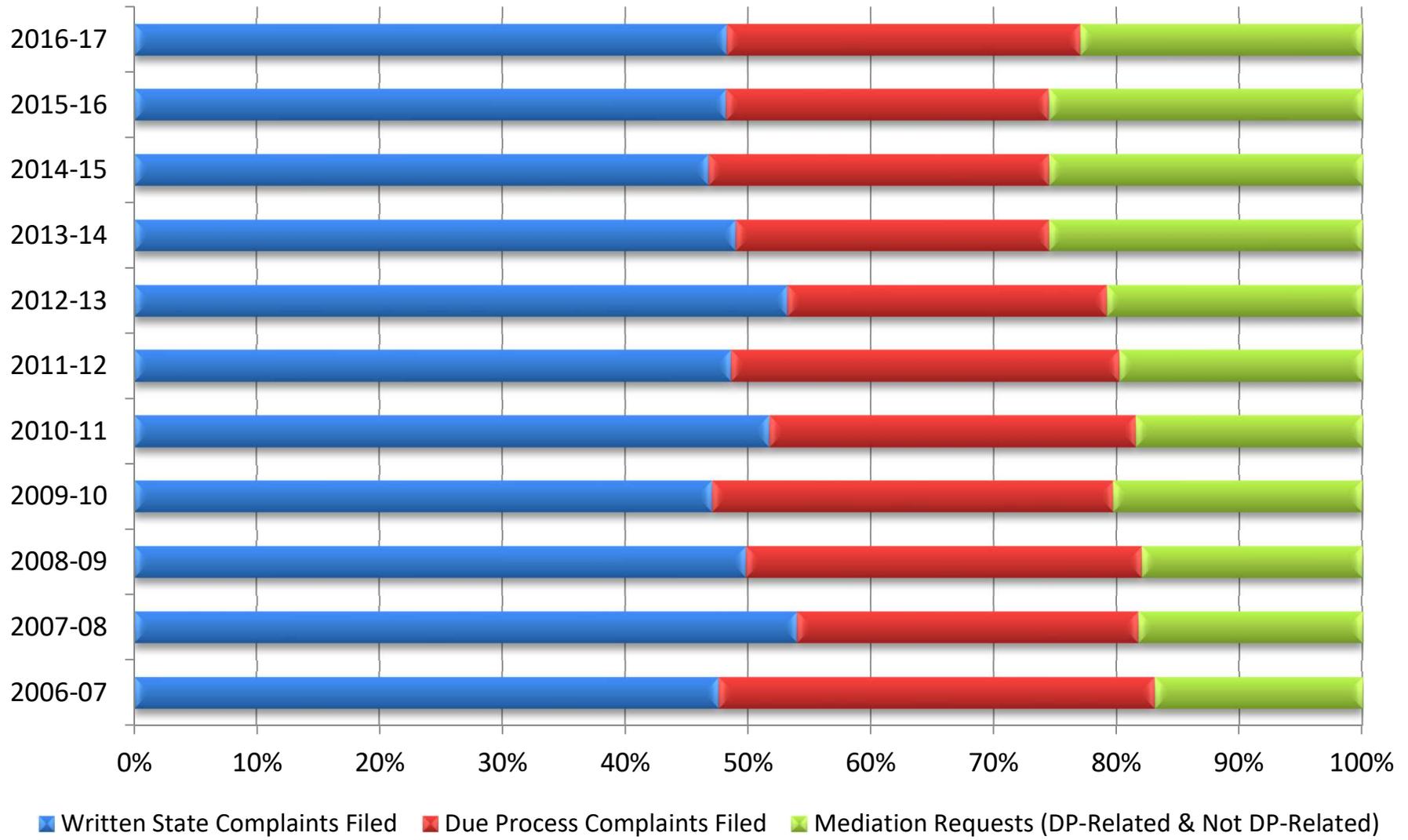
# IDEA Dispute Resolution Activity: Indiana





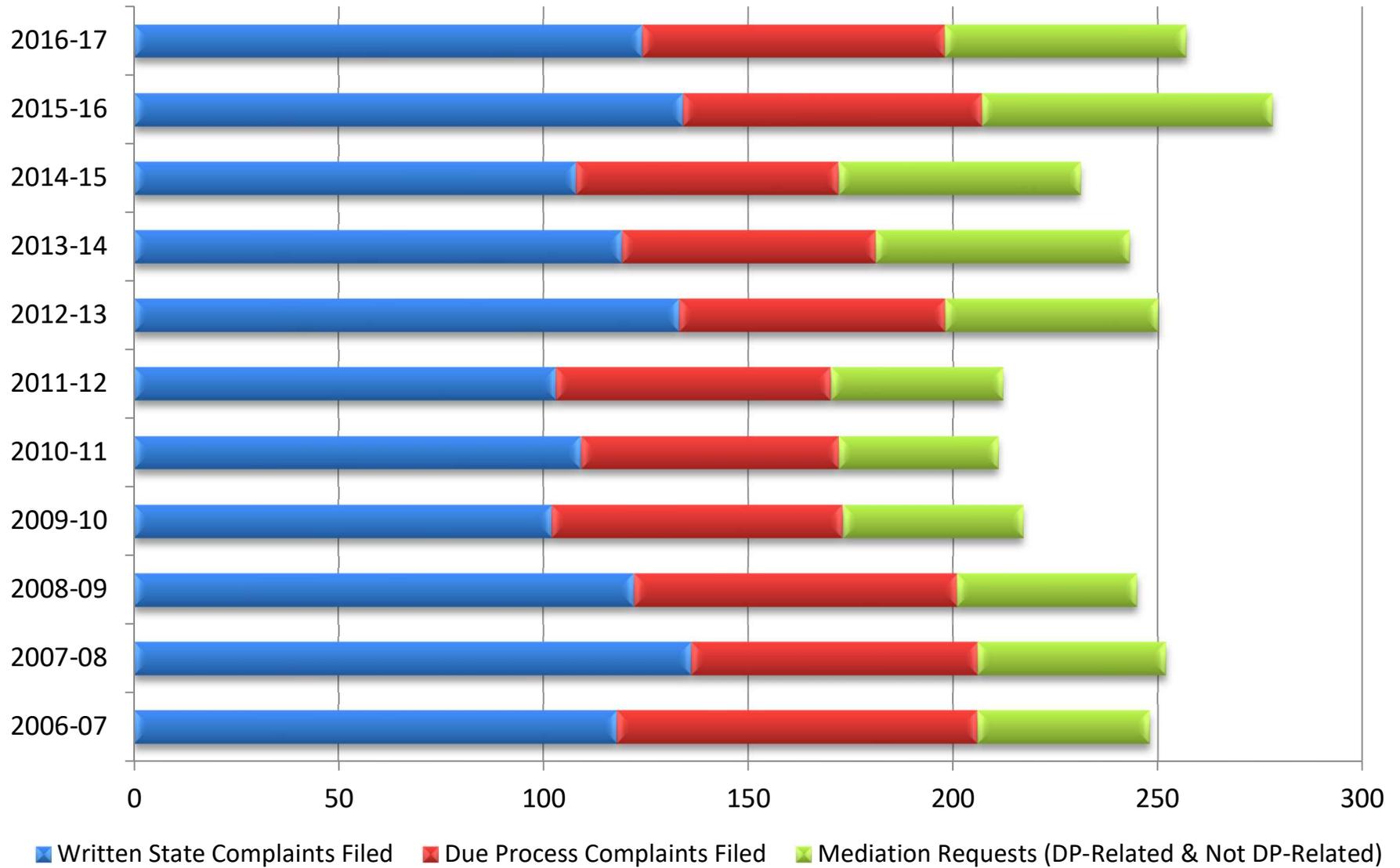
## Relative Use of Dispute Resolution Options: Indiana

Note: 100% = The sum of requests for all dispute resolution processes



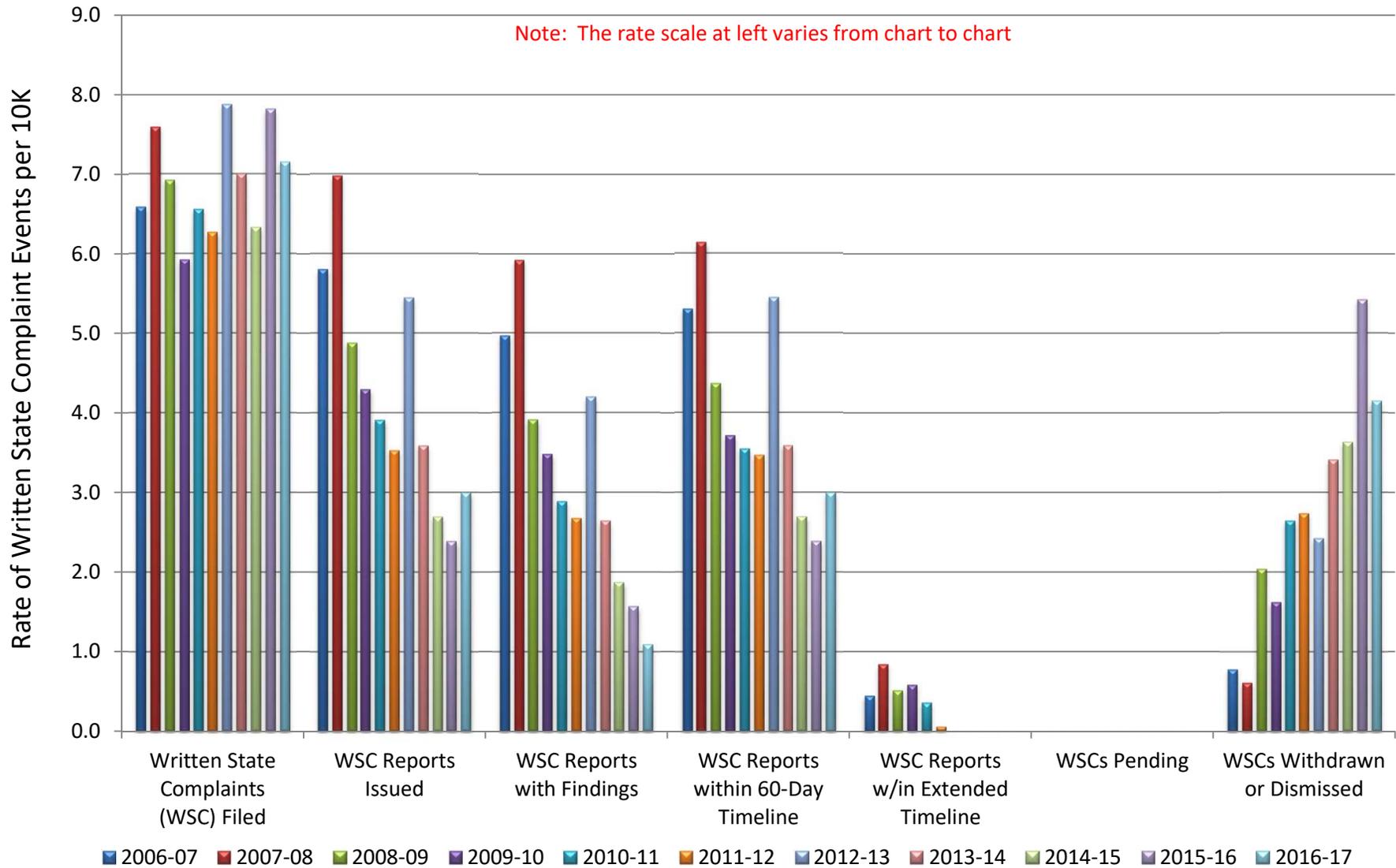


## Aggregate Use of Dispute Resolution Options: Indiana



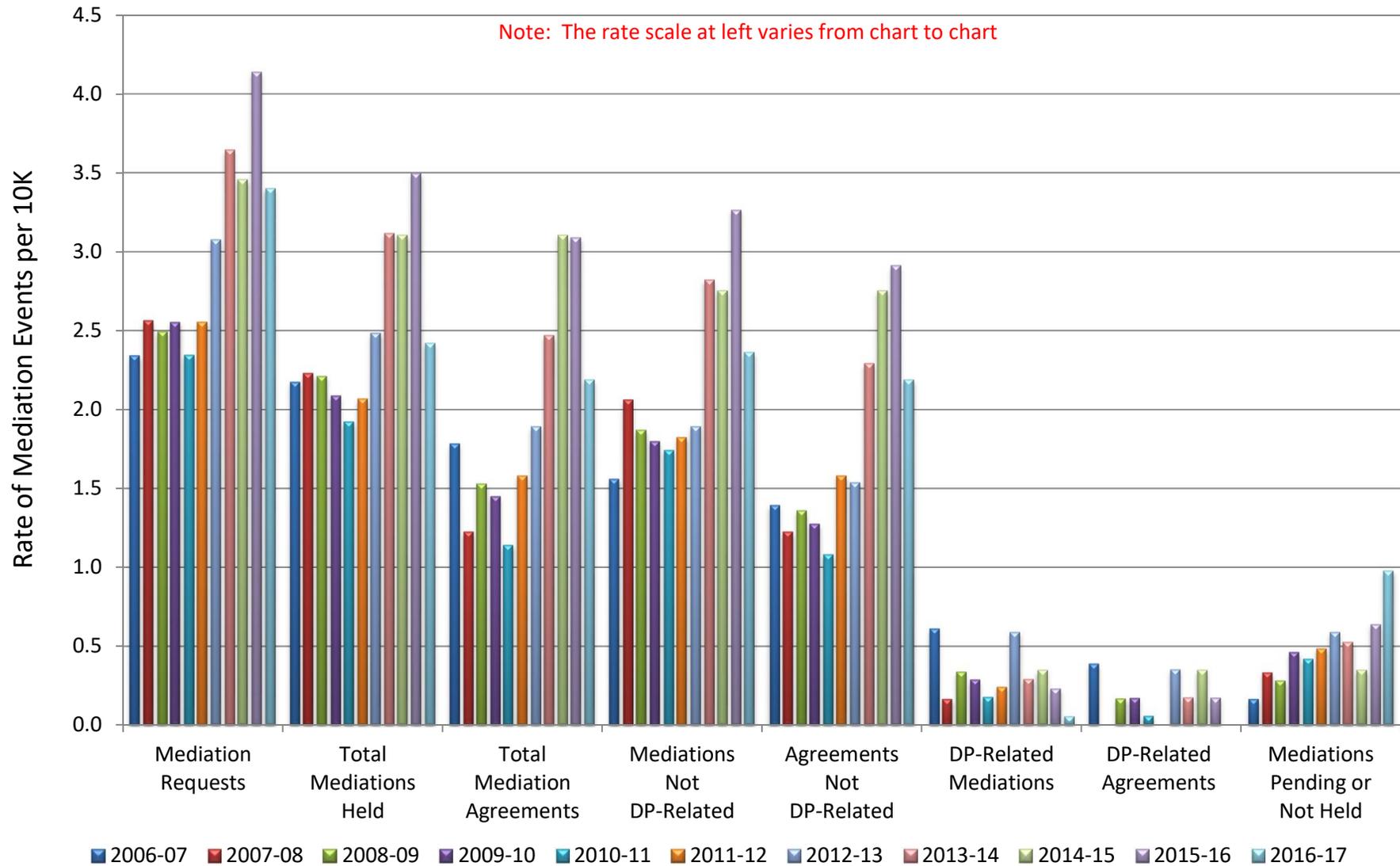


# Written State Complaint Activity per 10K Childcount: Indiana



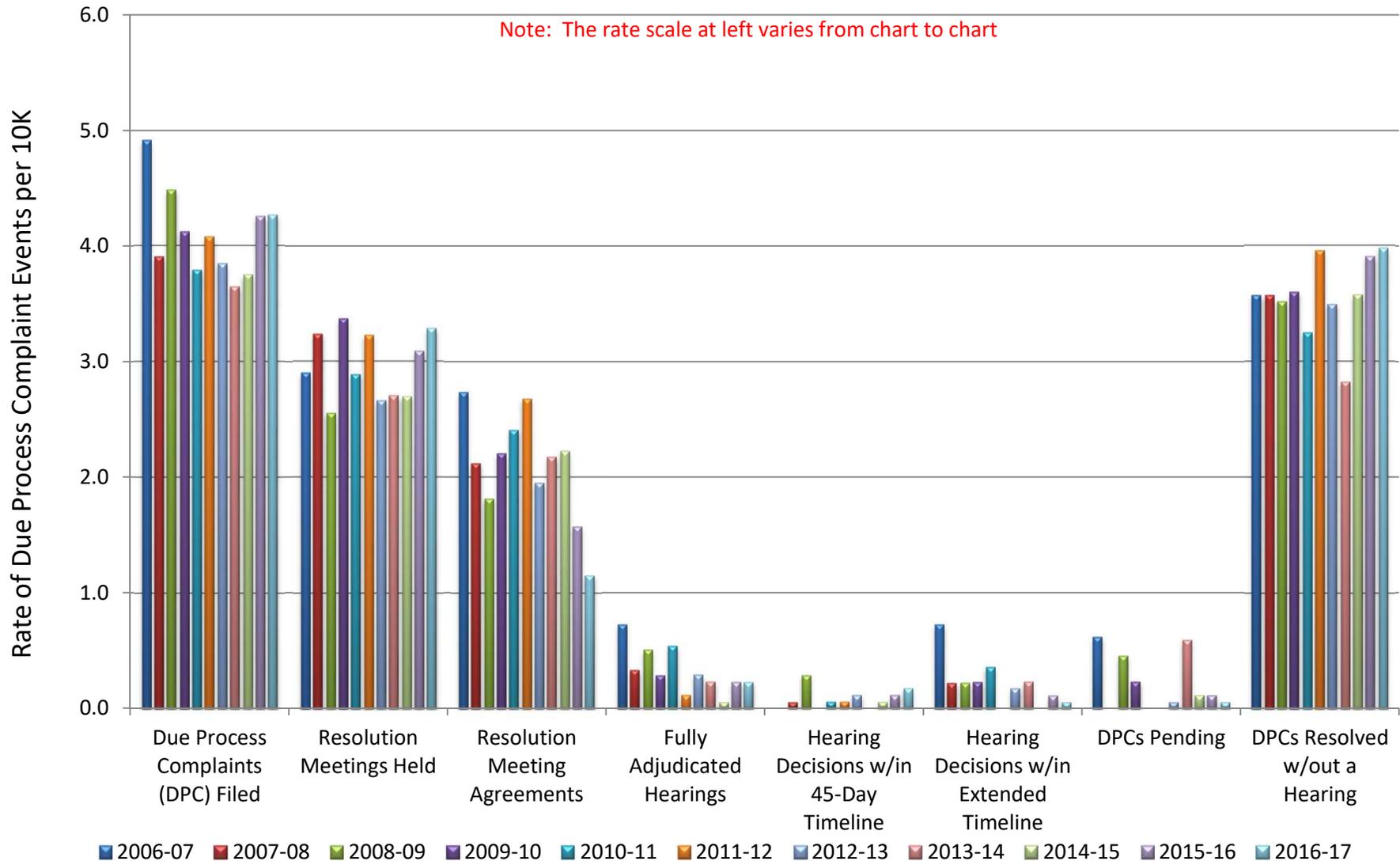


## Mediation Activity per 10K Childcount: Indiana



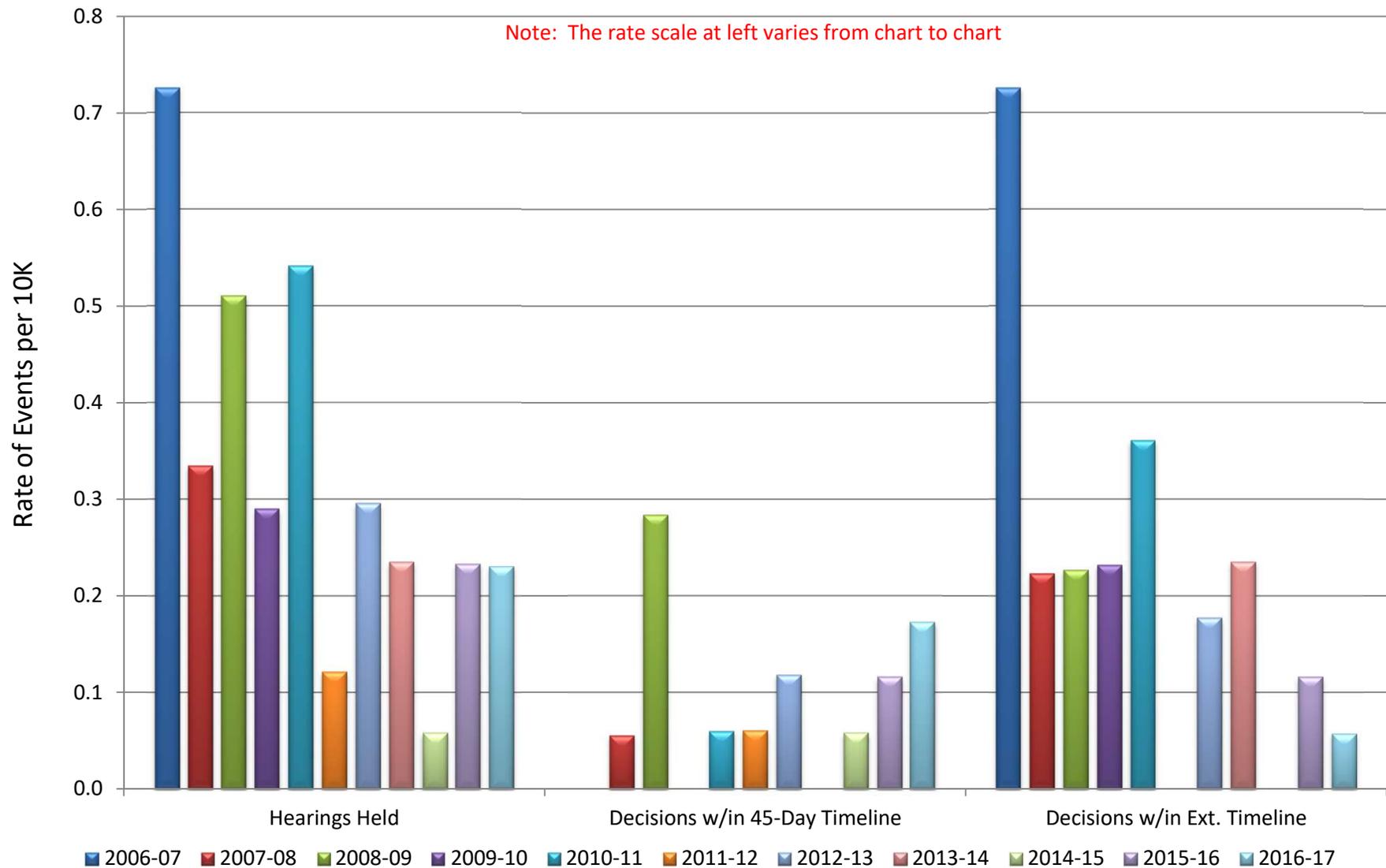


## Due Process Complaint Activity per 10K Childcount: Indiana



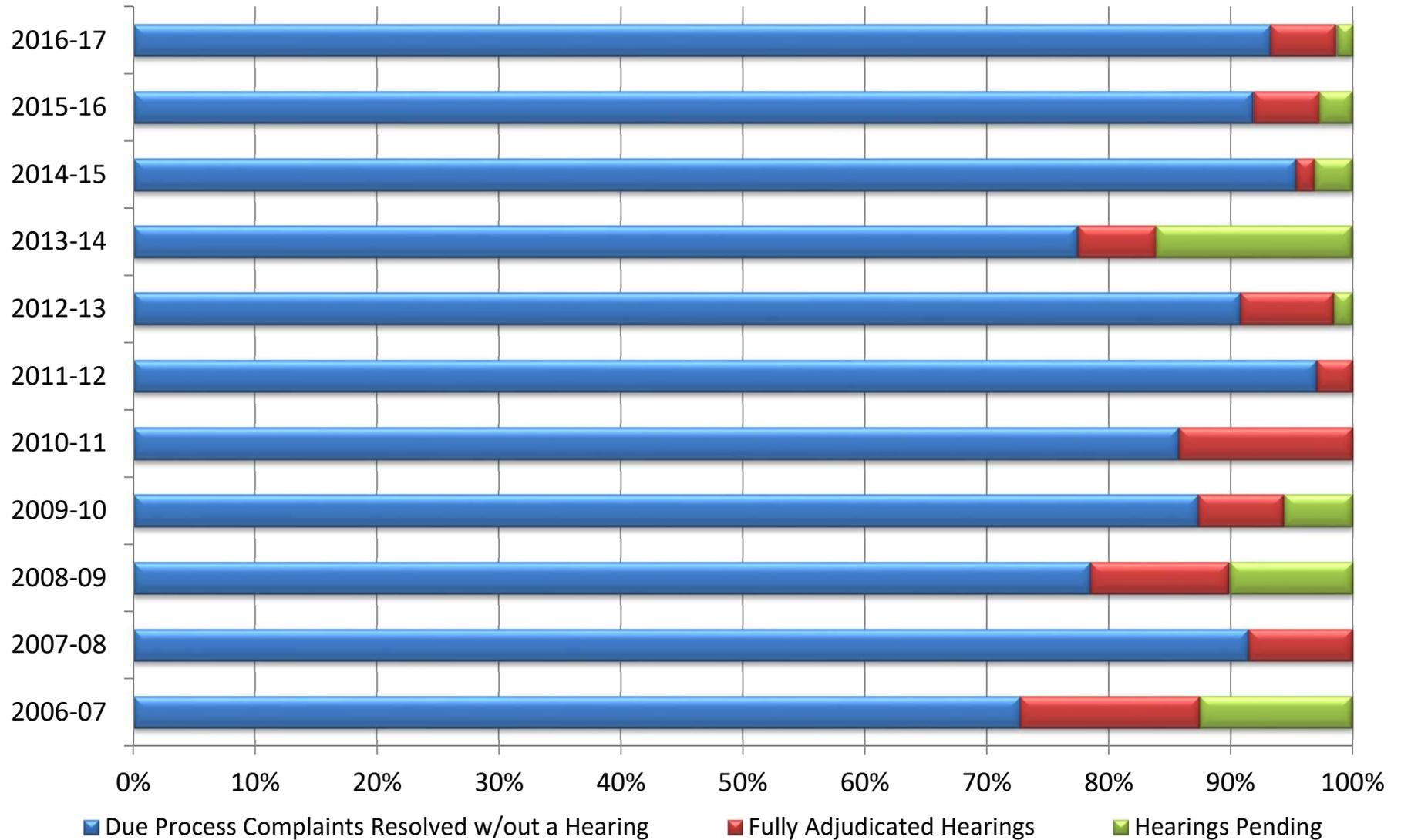


## Timeliness of Due Process Hearing Decisions per 10K Childcount: Indiana





## Relative Disposition of Due Process Complaints: Indiana





2016-17

	Indiana		Comparator	
	Number Reported	Events Per 10K*	50 States	
			Events Per 10K*	Number Reported
<b>Written State Complaints</b>				
Written State Complaints Filed	124	7.2	7.8	5,195
Reports Issued Total	52	3.0	5.2	3,465
Reports with Findings	19	1.1	3.0	2,010
Reports within 60-Day Timeline	52	3.0	4.9	3,273
Reports within Extended Timelines	0	0.0	0.2	127
Total Reports within Timelines	52	3.0	5.1	3,400
Written State Complaints Pending	0	0.0	0.2	116
Complaints Pending a Due Process Complaint	0	0.0	0.1	48
Complaints Withdrawn or Dismissed	72	4.2	2.4	1,614

**Mediations**

Mediation Requests Total	59	3.4	16.0	10,634
Mediations Held	42	2.4	9.3	6,215
Due Process-Related Mediations	1	0.1	5.2	3,437
Due Process-Related Mediation Agreements	0	0.0	2.8	1,888
Mediations Not Related to Due Process	41	2.4	4.2	2,778
Mediation Agreements Not Related to Due Process	38	2.2	3.1	2,089
Total Mediation Agreements	38	2.2	6.0	3,977
Mediations Pending	8	0.5	1.7	3,316
Mediations Withdrawn or Not Held	9	0.5	5.0	1,103

**Due Process Complaints**

Due Process Complaints Filed	74	4.3	24.3	16,175
Resolution Meetings Held	57	3.3	13.7	9,107
Resolution Meeting Agreements	20	1.2	2.2	1,458
Fully Adjudicated Hearings	4	0.2	1.6	1,099
Hearings Held within 45-Day Timeline	4	0.2	0.4	257
Decisions within 45-Day Timeline	3	0.1	1.1	733
Decisions within Extended Timelines	1	0.2	1.5	990
DP Complaints Pending	1	0.1	6.6	4,415
DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	69	4.0	16.0	10,661

**Expedited Due Process Hearing Requests (EHR)\*\***

EHR DP Complaints Filed	12	0.7	0.5	363
EHR Resolution Meetings Held	5	0.3	0.2	159
EHR Resolution Meeting Agreements	3	0.2	0.1	70
EHR Fully Adjudicated Hearings	2	0.1	0.1	36
EHR Change of Placement Ordered	0	0.0	0.0	5
EHR DP Complaints Pending	0	0.0	0.1	46
EHR DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	10	0.6	0.4	281

Notes:

\* "Per 10K" values are computed by dividing the number of events by childcount (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

\*\* Except for *EHR Change of Placement Ordered*, all EHR data points are included in the numbers reported for Due Process Complaints.

\*\*\* The counts reported under "Decisions within extended timeline" represent the number of written decisions from a fully adjudicated hearing that were provided to the parties in the due process hearing more than 45 days after the expiration of the 30-day or adjusted resolution period, but within a specific time extension granted by the hearing officer at the request of either party. No data is collected on the length of these time extensions.

For questions regarding this report, contact Diana Cruz at: [cadre@directionservice.org](mailto:cadre@directionservice.org).



2015-16

	Indiana		Comparator	
	Number Reported	Events Per 10K*	50 States	
			Events Per 10K*	Number Reported
<b>Written State Complaints</b>				
Written State Complaints Filed	134	7.8	8.0	5,301
Reports Issued Total	41	2.4	4.9	3,284
Reports with Findings	27	1.6	3.2	2,154
Reports within 60-Day Timeline	41	2.4	4.6	3,047
Reports within Extended Timelines	0	0.0	0.3	174
Total Reports within Timelines	41	2.4	4.8	3,221
Written State Complaints Pending	0	0.0	0.2	147
Complaints Pending a Due Process Complaint	0	0.0	0.1	55
Complaints Withdrawn or Dismissed	93	5.4	2.8	1,870

**Mediations**

Mediation Requests Total	71	4.1	12.3	8,227
Mediations Held	60	3.5	9.4	6,263
Due Process-Related Mediations	4	0.2	5.0	3,360
Due Process-Related Mediation Agreements	3	0.2	3.0	1,981
Mediations Not Related to Due Process	56	3.3	4.4	2,903
Mediation Agreements Not Related to Due Process	50	2.9	3.2	2,146
Total Mediation Agreements	53	3.1	6.2	4,127
Mediations Pending	0	0.0	0.7	1,484
Mediations Withdrawn or Not Held	11	0.6	2.2	480

**Due Process Complaints**

Due Process Complaints Filed	73	4.3	26.0	17,325
Resolution Meetings Held	53	3.1	11.9	7,936
Resolution Meeting Agreements	27	1.6	2.1	1,423
Fully Adjudicated Hearings	4	0.2	1.2	833
Hearings Held within 45-Day Timeline	4	0.1	0.3	216
Decisions within 45-Day Timeline	2	0.1	0.8	529
Decisions within Extended Timelines	2	0.2	1.1	745
DP Complaints Pending	2	0.1	8.8	5,890
DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	67	3.9	15.9	10,602

**Expedited Due Process Hearing Requests (EHR)\*\***

EHR DP Complaints Filed	4	0.2	0.5	336
EHR Resolution Meetings Held	2	0.1	0.2	142
EHR Resolution Meeting Agreements	2	0.1	0.1	83
EHR Fully Adjudicated Hearings	0	0.0	0.0	24
EHR Change of Placement Ordered	0	0.0	0.0	6
EHR DP Complaints Pending	0	0.0	0.1	34
EHR DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	4	0.2	0.4	278

Notes:

\* "Per 10K" values are computed by dividing the number of events by childcount (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

\*\* Except for *EHR Change of Placement Ordered*, all EHR data points are included in the numbers reported for Due Process Complaints.

\*\*\* The counts reported under "Decisions within extended timeline" represent the number of written decisions from a fully adjudicated hearing that were provided to the parties in the due process hearing more than 45 days after the expiration of the 30-day or adjusted resolution period, but within a specific time extension granted by the hearing officer at the request of either party. No data is collected on the length of these time extensions.

For questions regarding this report, contact Diana Cruz at: [cadre@directionservice.org](mailto:cadre@directionservice.org).



2014-15

	Indiana		Comparator	
	Number Reported	Events Per 10K*	50 States	
			Events Per 10K*	Number Reported
<b>Written State Complaints</b>				
Written State Complaints Filed	108	6.3	7.5	4,907
Reports Issued Total	46	2.7	4.5	2,952
Reports with Findings	32	1.9	2.8	1,857
Reports within 60-Day Timeline	46	2.7	4.2	2,777
Reports within Extended Timelines	0	0.0	0.2	142
Total Reports within Timelines	46	2.7	4.5	2,919
Written State Complaints Pending	0	0.0	0.3	191
Complaints Pending a Due Process Complaint	0	0.0	0.2	111
Complaints Withdrawn or Dismissed	62	3.6	2.7	1,764

**Mediations**

Mediation Requests Total	59	3.5	14.5	9,482
Mediations Held	53	3.1	9.2	5,994
Due Process-Related Mediations	6	0.4	5.0	3,249
Due Process-Related Mediation Agreements	6	0.4	3.0	1,955
Mediations Not Related to Due Process	47	2.8	4.2	2,745
Mediation Agreements Not Related to Due Process	47	2.8	3.1	2,055
Total Mediation Agreements	53	3.1	6.1	4,010
Mediations Pending	0	0.0	1.4	2,564
Mediations Withdrawn or Not Held	6	0.4	3.9	924

**Due Process Complaints**

Due Process Complaints Filed	64	3.8	21.8	14,283
Resolution Meetings Held	46	2.7	10.9	7,123
Resolution Meeting Agreements	38	2.2	1.8	1,194
Fully Adjudicated Hearings	1	0.1	1.2	805
Hearings Held within 45-Day Timeline	1	0.1	0.3	209
Decisions within 45-Day Timeline	1	0.0	0.8	527
Decisions within Extended Timelines	0	0.1	1.1	736
DP Complaints Pending	2	0.1	5.0	3,285
DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	61	3.6	15.6	10,193

**Expedited Due Process Hearing Requests (EHR)\*\***

EHR DP Complaints Filed	7	0.4	0.4	288
EHR Resolution Meetings Held	5	0.3	0.2	125
EHR Resolution Meeting Agreements	3	0.2	0.1	62
EHR Fully Adjudicated Hearings	0	0.0	0.0	29
EHR Change of Placement Ordered	0	0.0	0.0	5
EHR DP Complaints Pending	1	0.1	0.0	24
EHR DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	6	0.4	0.4	235

Notes:

\* "Per 10K" values are computed by dividing the number of events by childcount (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

\*\* Except for *EHR Change of Placement Ordered*, all EHR data points are included in the numbers reported for Due Process Complaints.

\*\*\* The counts reported under "Decisions within extended timeline" represent the number of written decisions from a fully adjudicated hearing that were provided to the parties in the due process hearing more than 45 days after the expiration of the 30-day or adjusted resolution period, but within a specific time extension granted by the hearing officer at the request of either party. No data is collected on the length of these time extensions.

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2013-14

	Indiana		Comparator	
	Number Reported	Events Per 10K*	50 States	
			Events Per 10K*	Number Reported
<b>Written State Complaints</b>				
Written State Complaints Filed	119	7.0	7.6	4,929
Reports Issued Total	61	3.6	4.7	3,001
Reports with Findings	45	2.6	2.9	1,859
Reports within 60-Day Timeline	61	3.6	4.3	2,775
Reports within Extended Timelines	0	0.0	0.3	167
Total Reports within Timelines	61	3.6	4.6	2,942
Written State Complaints Pending	0	0.0	0.2	108
Complaints Pending a Due Process Complaint	0	0.0	0.1	77
Complaints Withdrawn or Dismissed	58	3.4	2.8	1,820

**Mediations**

Mediation Requests Total	62	3.7	13.6	8,799
Mediations Held	53	3.1	8.5	5,453
Due Process-Related Mediations	5	0.3	4.5	2,889
Due Process-Related Mediation Agreements	3	0.2	2.8	1,832
Mediations Not Related to Due Process	48	2.8	4.0	2,564
Mediation Agreements Not Related to Due Process	39	2.3	3.0	1,946
Total Mediation Agreements	42	2.5	5.9	3,778
Mediations Pending	0	0.0	1.2	2,547
Mediations Withdrawn or Not Held	9	0.5	3.9	799

**Due Process Complaints**

Due Process Complaints Filed	62	3.7	23.2	14,940
Resolution Meetings Held	46	2.7	12.2	7,852
Resolution Meeting Agreements	37	2.2	1.8	1,140
Fully Adjudicated Hearings	4	0.2	1.9	1,221
Hearings Held within 45-Day Timeline	4	0.0	0.3	219
Decisions within 45-Day Timeline	0	0.2	1.4	875
Decisions within Extended Timelines	4	0.2	1.7	1,094
DP Complaints Pending	10	0.6	5.7	3,705
DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	48	2.8	15.5	10,014

**Expedited Due Process Hearing Requests (EHR)\*\***

EHR DP Complaints Filed	2	0.1	0.4	287
EHR Resolution Meetings Held	2	0.1	0.2	115
EHR Resolution Meeting Agreements	2	0.1	0.1	70
EHR Fully Adjudicated Hearings	0	0.0	0.0	31
EHR Change of Placement Ordered	0	0.0	0.0	6
EHR DP Complaints Pending	0	0.0	0.0	15
EHR DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	2	0.1	0.4	241

Notes:

\* "Per 10K" values are computed by dividing the number of events by childcount (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

\*\* Except for *EHR Change of Placement Ordered*, all EHR data points are included in the numbers reported for Due Process Complaints.

\*\*\* The counts reported under "Decisions within extended timeline" represent the number of written decisions from a fully adjudicated hearing that were provided to the parties in the due process hearing more than 45 days after the expiration of the 30-day or adjusted resolution period, but within a specific time extension granted by the hearing officer at the request of either party. No data is collected on the length of these time extensions.

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2012-13

	Indiana		Comparator	
			50 States	
	Number Reported	Events Per 10K*	Events Per 10K*	Number Reported
<b>Written State Complaints</b>				
Written State Complaints Filed	133	7.9	7.7	4,943
Reports Issued Total	92	5.4	4.8	3,098
Reports with Findings	71	4.2	3.2	2,045
Reports within 60-Day Timeline	92	5.4	4.5	2,876
Reports within Extended Timelines	0	0.0	0.3	200
Total Reports within Timelines	92	5.4	4.8	3,076
Written State Complaints Pending	0	0.0	0.2	147
Complaints Pending a Due Process Complaint	0	0.0	0.1	49
Complaints Withdrawn or Dismissed	41	2.4	2.6	1,698

**Mediations**

Mediation Requests Total	52	3.1	13.6	8,744
Mediations Held	42	2.5	8.6	5,497
Due Process-Related Mediations	10	0.6	4.3	2,786
Due Process-Related Mediation Agreements	6	0.4	2.6	1,699
Mediations Not Related to Due Process	32	1.9	4.2	2,711
Mediation Agreements Not Related to Due Process	26	1.5	3.3	2,089
Total Mediation Agreements	32	1.9	5.9	3,788
Mediations Pending	0	0.0	1.5	2,274
Mediations Withdrawn or Not Held	10	0.6	3.5	973

**Due Process Complaints**

Due Process Complaints Filed	65	3.9	21.8	13,987
Resolution Meetings Held	45	2.7	11.6	7,442
Resolution Meeting Agreements	33	2.0	1.9	1,189
Fully Adjudicated Hearings	5	0.3	1.8	1,139
Hearings Held within 45-Day Timeline	5	0.1	0.4	231
Decisions within 45-Day Timeline	2	0.2	1.2	770
Decisions within Extended Timelines	3	0.3	1.6	1,001
DP Complaints Pending	1	0.1	4.8	3,100
DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	59	3.5	15.2	9,748

**Expedited Due Process Hearing Requests (EHR)\*\***

EHR DP Complaints Filed	13	0.8	0.5	298
EHR Resolution Meetings Held	9	0.5	0.2	150
EHR Resolution Meeting Agreements	4	0.2	0.1	72
EHR Fully Adjudicated Hearings	4	0.2	0.1	40
EHR Change of Placement Ordered	0	0.0	0.0	6
EHR DP Complaints Pending	0	0.0	0.0	15
EHR DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	9	0.5	0.4	243

Notes:

\* "Per 10K" values are computed by dividing the number of events by childcount (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

\*\* Except for *EHR Change of Placement Ordered*, all EHR data points are included in the numbers reported for Due Process Complaints.

\*\*\* The counts reported under "Decisions within extended timeline" represent the number of written decisions from a fully adjudicated hearing that were provided to the parties in the due process hearing more than 45 days after the expiration of the 30-day or adjusted resolution period, but within a specific time extension granted by the hearing officer at the request of either party. No data is collected on the length of these time extensions.

For questions regarding this report, contact Diana Cruz at: [cadre@directionservice.org](mailto:cadre@directionservice.org).



2011-12

	Indiana		Comparator	
	Number Reported	Events Per 10K*	50 States	
			Events Per 10K*	Number Reported
<b>Written State Complaints</b>				
Written State Complaints Filed	103	6.3	7.7	4,893
Reports Issued Total	58	3.5	4.9	3,113
Reports with Findings	44	2.7	3.5	2,261
Reports within 60-Day Timeline	57	3.5	4.6	2,917
Reports within Extended Timelines	1	0.1	0.2	159
Total Reports within Timelines	58	3.5	4.8	3,076
Written State Complaints Pending	0	0.0	0.2	130
Complaints Pending a Due Process Complaint	0	0.0	0.1	53
Complaints Withdrawn or Dismissed	45	2.7	2.6	1,661

**Mediations**

Mediation Requests Total	42	2.6	13.4	8,533
Mediations Held	34	2.1	8.7	5,576
Due Process-Related Mediations	4	0.2	4.4	2,803
Due Process-Related Mediation Agreements	0	0.0	2.6	1,670
Mediations Not Related to Due Process	30	1.8	4.3	2,773
Mediation Agreements Not Related to Due Process	26	1.6	3.3	2,117
Total Mediation Agreements	26	1.6	5.9	3,787
Mediations Pending	0	0.0	1.4	2,079
Mediations Withdrawn or Not Held	8	0.5	3.3	878

**Due Process Complaints**

Due Process Complaints Filed	67	4.1	22.4	14,319
Resolution Meetings Held	53	3.2	12.0	7,659
Resolution Meeting Agreements	44	2.7	2.1	1,339
Fully Adjudicated Hearings	2	0.1	1.7	1,106
Hearings Held within 45-Day Timeline	1	0.1	0.4	231
Decisions within 45-Day Timeline	1	0.0	1.2	764
Decisions within Extended Timelines	0	0.1	1.6	995
DP Complaints Pending	0	0.0	3.1	1,998
DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	65	4.0	17.6	11,215

**Expedited Due Process Hearing Requests (EHR)\*\***

EHR DP Complaints Filed	9	0.5	0.5	304
EHR Resolution Meetings Held	8	0.5	0.2	132
EHR Resolution Meeting Agreements	8	0.5	0.1	64
EHR Fully Adjudicated Hearings	1	0.1	0.0	27
EHR Change of Placement Ordered	0	0.0	0.0	10
EHR DP Complaints Pending	0	0.0	0.0	19
EHR DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	8	0.5	0.4	258

Notes:

\* "Per 10K" values are computed by dividing the number of events by childcount (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

\*\* Except for *EHR Change of Placement Ordered*, all EHR data points are included in the numbers reported for Due Process Complaints.

\*\*\* The counts reported under "Decisions within extended timeline" represent the number of written decisions from a fully adjudicated hearing that were provided to the parties in the due process hearing more than 45 days after the expiration of the 30-day or adjusted resolution period, but within a specific time extension granted by the hearing officer at the request of either party. No data is collected on the length of these time extensions.

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2010-11

	Indiana		Comparator	
	Number Reported	Events Per 10K*	50 States	
			Events Per 10K*	Number Reported
<b>Written State Complaints</b>				
Written State Complaints Filed	109	6.6	7.6	4,911
Reports Issued Total	65	3.9	4.8	3,111
Reports with Findings	48	2.9	3.1	2,021
Reports within 60-Day Timeline	59	3.6	4.5	2,873
Reports within Extended Timelines	6	0.4	0.3	200
Total Reports within Timelines	65	3.9	4.8	3,073
Written State Complaints Pending	0	0.0	0.2	127
Complaints Pending a Due Process Complaint	0	0.0	0.1	72
Complaints Withdrawn or Dismissed	44	2.6	2.6	1,673

**Mediations**

Mediation Requests Total	39	2.3	12.6	8,068
Mediations Held	32	1.9	8.1	5,177
Due Process-Related Mediations	3	0.2	3.9	2,501
Due Process-Related Mediation Agreements	1	0.1	2.4	1,569
Mediations Not Related to Due Process	29	1.7	4.2	2,676
Mediation Agreements Not Related to Due Process	18	1.1	3.2	2,054
Total Mediation Agreements	19	1.1	5.6	3,623
Mediations Pending	0	0.0	1.1	2,209
Mediations Withdrawn or Not Held	7	0.4	3.4	682

**Due Process Complaints**

Due Process Complaints Filed	63	3.8	21.7	13,914
Resolution Meetings Held	48	2.9	12.2	7,841
Resolution Meeting Agreements	40	2.4	2.3	1,487
Fully Adjudicated Hearings	9	0.5	1.3	823
Hearings Held within 45-Day Timeline	7	0.1	0.3	201
Decisions within 45-Day Timeline	1	0.4	0.9	549
Decisions within Extended Timelines	6	0.4	1.2	750
DP Complaints Pending	0	0.0	4.4	2,840
DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	54	3.3	16.0	10,251

**Expedited Due Process Hearing Requests (EHR)\*\***

EHR DP Complaints Filed	5	0.3	0.5	311
EHR Resolution Meetings Held	4	0.2	0.2	153
EHR Resolution Meeting Agreements	4	0.2	0.1	80
EHR Fully Adjudicated Hearings	0	0.0	0.1	35
EHR Change of Placement Ordered	0	0.0	0.0	10
EHR DP Complaints Pending	0	0.0	0.0	14
EHR DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	5	0.3	0.4	262

Notes:

\* "Per 10K" values are computed by dividing the number of events by childcount (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

\*\* Except for *EHR Change of Placement Ordered*, all EHR data points are included in the numbers reported for Due Process Complaints.

\*\*\* The counts reported under "Decisions within extended timeline" represent the number of written decisions from a fully adjudicated hearing that were provided to the parties in the due process hearing more than 45 days after the expiration of the 30-day or adjusted resolution period, but within a specific time extension granted by the hearing officer at the request of either party. No data is collected on the length of these time extensions.

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2009-10

	Indiana		Comparator	
			50 States	
	Number Reported	Events Per 10K*	Events Per 10K*	Number Reported
<b>Written State Complaints</b>				
Written State Complaints Filed	102	5.9	7.4	4,781
Reports Issued Total	74	4.3	4.5	2,943
Reports with Findings	60	3.5	3.2	2,044
Reports within 60-Day Timeline	64	3.7	4.1	2,632
Reports within Extended Timelines	10	0.6	0.3	216
Total Reports within Timelines	74	4.3	4.4	2,848
Written State Complaints Pending	0	0.0	0.7	446
Complaints Pending a Due Process Complaint	0	0.0	0.1	65
Complaints Withdrawn or Dismissed	28	1.6	2.2	1,392

<b>Mediations</b>				
Mediation Requests Total	44	2.6	11.9	7,673
Mediations Held	36	2.1	7.7	4,956
Due Process-Related Mediations	5	0.3	3.6	2,343
Due Process-Related Mediation Agreements	3	0.2	2.1	1,334
Mediations Not Related to Due Process	31	1.8	4.0	2,614
Mediation Agreements Not Related to Due Process	22	1.3	3.2	2,078
Total Mediation Agreements	25	1.5	5.3	3,412
Mediations Pending	0	0.0	1.1	2,001
Mediations Withdrawn or Not Held	8	0.5	3.1	714

<b>Due Process Complaints</b>				
Due Process Complaints Filed	71	4.1	21.2	13,711
Resolution Meetings Held	58	3.4	11.7	7,569
Resolution Meeting Agreements	38	2.2	2.7	1,774
Fully Adjudicated Hearings	5	0.3	1.4	888
Hearings Held within 45-Day Timeline	4	0.0	0.4	259
Decisions within 45-Day Timeline	0	0.2	0.8	538
Decisions within Extended Timelines	4	0.2	1.2	797
DP Complaints Pending	4	0.2	4.1	2,681
DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	62	3.6	15.7	10,142

<b>Expedited Due Process Hearing Requests (EHR)**</b>				
EHR DP Complaints Filed	1	0.1	0.5	305
EHR Resolution Meetings Held	0	0.0	0.2	118
EHR Resolution Meeting Agreements	0	0.0	0.1	54
EHR Fully Adjudicated Hearings	0	0.0	0.1	33
EHR Change of Placement Ordered	0	0.0	0.0	8
EHR DP Complaints Pending	0	0.0	0.1	35
EHR DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	1	0.1	0.4	236

Notes:  
 \* "Per 10K" values are computed by dividing the number of events by childcount (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.  
 \*\* Except for *EHR Change of Placement Ordered*, all EHR data points are included in the numbers reported for Due Process Complaints.  
 \*\*\* The counts reported under "Decisions within extended timeline" represent the number of written decisions from a fully adjudicated hearing that were provided to the parties in the due process hearing more than 45 days after the expiration of the 30-day or adjusted resolution period, but within a specific time extension granted by the hearing officer at the request of either party. No data is collected on the length of these time extensions.

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2008-09

	Indiana		Comparator	
	Number Reported	Events Per 10K*	50 States	
			Events Per 10K*	Number Reported
<b>Written State Complaints</b>				
Written State Complaints Filed	122	6.9	7.5	4,895
Reports Issued Total	86	4.9	5.1	3,312
Reports with Findings	69	3.9	3.6	2,308
Reports within 60-Day Timeline	77	4.4	4.6	2,954
Reports within Extended Timelines	9	0.5	0.5	304
Total Reports within Timelines	86	4.9	5.0	3,258
Written State Complaints Pending	0	0.0	0.2	144
Complaints Pending a Due Process Complaint	0	0.0	0.1	72
Complaints Withdrawn or Dismissed	36	2.0	2.2	1,439

**Mediations**

Mediation Requests Total	44	2.5	12.1	7,854
Mediations Held	39	2.2	8.1	5,245
Due Process-Related Mediations	6	0.3	3.9	2,515
Due Process-Related Mediation Agreements	3	0.2	2.3	1,512
Mediations Not Related to Due Process	33	1.9	4.2	2,730
Mediation Agreements Not Related to Due Process	24	1.4	3.3	2,125
Total Mediation Agreements	27	1.5	5.6	3,637
Mediations Not Held (Including Pending)	5	0.3	4.0	2,609

**Due Process Complaints**

Due Process Complaints Filed	79	4.5	21.6	14,017
Resolution Meetings Held	45	2.6	11.0	7,152
Resolution Meeting Agreements	32	1.8	2.6	1,686
Fully Adjudicated Hearings	9	0.5	1.6	1,024
Hearings Held within 45-Day Timeline	9	0.3	0.4	250
Decisions within 45-Day Timeline	5	0.2	1.0	645
Decisions within Extended Timelines	4	0.5	1.4	895
DP Complaints Pending	8	0.5	3.5	2,289
DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	62	3.5	16.5	10,704

**Expedited Due Process Hearing Requests (EHR)\*\***

EHR DP Complaints Filed	9	0.5	0.5	305
EHR Resolution Meetings Held	5	0.3	0.2	128
EHR Resolution Meeting Agreements	3	0.2	0.1	73
EHR Fully Adjudicated Hearings	2	0.1	0.0	29
EHR Change of Placement Ordered	0	0.0	0.0	5

Notes:

\* "Per 10K" values are computed by dividing the number of events by childcount (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

\*\* Except for *EHR Change of Placement Ordered*, all EHR data points are included in the numbers reported for Due Process Complaints.

\*\*\* The counts reported under "Decisions within extended timeline" represent the number of written decisions from a fully adjudicated hearing that were provided to the parties in the due process hearing more than 45 days after the expiration of the 30-day or adjusted resolution period, but within a specific time extension granted by the hearing officer at the request of either party. No data is collected on the length of these time extensions.

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2007-08

	Indiana		Comparator	
	Number Reported	Events Per 10K*	50 States	
			Events Per 10K*	Number Reported
<b>Written State Complaints</b>				
Written State Complaints Filed	136	7.6	8.3	5,497
Reports Issued Total	125	7.0	5.9	3,895
Reports with Findings	106	5.9	4.2	2,761
Reports within 60-Day Timeline	110	6.1	5.2	3,410
Reports within Extended Timelines	15	0.8	0.6	398
Total Reports within Timelines	125	7.0	5.8	3,808
Written State Complaints Pending	0	0.0	0.2	154
Complaints Pending a Due Process Complaint	0	0.0	0.1	83
Complaints Withdrawn or Dismissed	11	0.6	2.2	1,448

**Mediations**

Mediation Requests Total	46	2.6	12.0	7,951
Mediations Held	40	2.2	7.5	4,989
Due Process-Related Mediations	3	0.2	3.1	2,070
Due Process-Related Mediation Agreements	0	0.0	2.1	1,362
Mediations Not Related to Due Process	37	2.1	4.4	2,919
Mediation Agreements Not Related to Due Process	22	1.2	3.4	2,269
Total Mediation Agreements	22	1.2	5.5	3,631
Mediations Not Held (Including Pending)	6	0.3	4.5	2,962

**Due Process Complaints**

Due Process Complaints Filed	70	3.9	21.0	13,894
Resolution Meetings Held	58	3.2	12.2	8,090
Resolution Meeting Agreements	38	2.1	2.9	1,932
Fully Adjudicated Hearings	6	0.3	1.6	1,064
Hearings Held within 45-Day Timeline	5	0.1	0.4	288
Decisions within 45-Day Timeline	1	0.2	1.0	647
Decisions within Extended Timelines	4	0.3	1.4	935
DP Complaints Pending	0	0.0	4.9	3,228
DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	64	3.6	14.5	9,612

**Expedited Due Process Hearing Requests (EHR)\*\***

EHR DP Complaints Filed	6	0.3	0.5	302
EHR Resolution Meetings Held	2	0.1	0.3	180
EHR Resolution Meeting Agreements	2	0.1	0.1	76
EHR Fully Adjudicated Hearings	0	0.0	0.0	30
EHR Change of Placement Ordered	0	0.0	0.0	11

Notes:

\* "Per 10K" values are computed by dividing the number of events by childcount (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

\*\* Except for *EHR Change of Placement Ordered*, all EHR data points are included in the numbers reported for Due Process Complaints.

\*\*\* The counts reported under "Decisions within extended timeline" represent the number of written decisions from a fully adjudicated hearing that were provided to the parties in the due process hearing more than 45 days after the expiration of the 30-day or adjusted resolution period, but within a specific time extension granted by the hearing officer at the request of either party. No data is collected on the length of these time extensions.

For questions regarding this report, contact Diana Cruz at: [cadre@directionservice.org](mailto:cadre@directionservice.org).



2006-07

	Indiana		Comparator	
			50 States	
	Number Reported	Events Per 10K*	Events Per 10K*	Number Reported
<b>Written State Complaints</b>				
Written State Complaints Filed	118	6.6	8.2	5,500
Reports Issued Total	104	5.8	5.6	3,768
Reports with Findings	89	5.0	3.8	2,521
Reports within 60-Day Timeline	95	5.3	4.8	3,182
Reports within Extended Timelines	8	0.4	0.6	397
Total Reports within Timelines	103	5.8	5.4	3,579
Written State Complaints Pending	0	0.0	0.3	167
Complaints Pending a Due Process Complaint	0	0.0	0.1	86
Complaints Withdrawn or Dismissed	14	0.8	2.3	1,565

**Mediations**

Mediation Requests Total	42	2.3	11.7	7,806
Mediations Held	39	2.2	8.1	5,377
Due Process-Related Mediations	11	0.6	3.7	2,449
Due Process-Related Mediation Agreements	7	0.4	1.7	1,158
Mediations Not Related to Due Process	28	1.6	4.4	2,928
Mediation Agreements Not Related to Due Process	25	1.4	3.4	2,252
Total Mediation Agreements	32	1.8	5.1	3,410
Mediations Not Held (Including Pending)	3	0.2	3.6	2,429

**Due Process Complaints**

Due Process Complaints Filed	88	4.9	20.7	13,828
Resolution Meetings Held	52	2.9	13.0	8,704
Resolution Meeting Agreements	49	2.7	2.9	1,912
Fully Adjudicated Hearings	13	0.7	2.1	1,370
Hearings Held within 45-Day Timeline	13	0.0	0.5	332
Decisions within 45-Day Timeline	0	0.7	1.3	865
Decisions within Extended Timelines	13	0.7	1.8	1,197
DP Complaints Pending	11	0.6	2.5	1,683
DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	64	3.6	16.1	10,775

**Expedited Due Process Hearing Requests (EHR)\*\***

EHR DP Complaints Filed	17	0.9	0.4	289
EHR Resolution Meetings Held	15	0.8	0.3	167
EHR Resolution Meeting Agreements	13	0.7	0.1	98
EHR Fully Adjudicated Hearings	1	0.1	0.1	37
EHR Change of Placement Ordered	1	0.1	0.0	13

Notes:

\* "Per 10K" values are computed by dividing the number of events by childcount (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

\*\* Except for *EHR Change of Placement Ordered*, all EHR data points are included in the numbers reported for Due Process Complaints.

\*\*\* The counts reported under "Decisions within extended timeline" represent the number of written decisions from a fully adjudicated hearing that were provided to the parties in the due process hearing more than 45 days after the expiration of the 30-day or adjusted resolution period, but within a specific time extension granted by the hearing officer at the request of either party. No data is collected on the length of these time extensions.

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2005-06

	Indiana		Comparator	
	Number Reported	Events Per 10K*	50 States	
			Events Per 10K*	Number Reported
<b>Written State Complaints</b>				
Written State Complaints Filed	86	4.8	8.7	5,798
Reports Issued Total	67	3.8	6.2	4,165
Reports with Findings	67	3.8	4.3	2,905
Reports within 60-Day Timeline	58	3.3	4.9	3,287
Reports within Extended Timelines	9	0.5	0.9	586
Total Reports within Timelines	67	3.8	5.8	3,873
Written State Complaints Pending	6	0.3	0.4	271
Complaints Pending a Due Process Complaint	0	0.0	0.2	142
Complaints Withdrawn or Dismissed	13	0.7	2.0	1,362

**Mediations**

Mediation Requests Total	31	1.7	11.4	7,666
Mediations Held	23	1.3	8.0	5,335
Due Process-Related Mediations	4	0.2	3.7	2,480
Due Process-Related Mediation Agreements	0	0.0	2.5	1,659
Mediations Not Related to Due Process	19	1.1	4.3	2,854
Mediation Agreements Not Related to Due Process	12	0.7	3.4	2,273
Total Mediation Agreements	12	0.7	5.9	3,932
Mediations Not Held (Including Pending)	8	0.4	3.1	2,085

**Due Process Complaints**

Due Process Complaints Filed	66	3.7	21.8	14,583
Resolution Meetings Held	43	2.4	5.5	3,678
Resolution Meeting Agreements	13	0.7	2.5	1,705
Fully Adjudicated Hearings	10	0.6	2.6	1,718
Hearings Held within 45-Day Timeline	10	0.1	0.6	382
Decisions within 45-Day Timeline	1	0.5	1.6	1,060
Decisions within Extended Timelines	9	0.6	2.2	1,442
DP Complaints Pending	3	0.2	3.7	2,466
DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	53	3.0	15.5	10,399

**Expedited Due Process Hearing Requests (EHR)\*\***

EHR DP Complaints Filed	6	0.3	0.4	251
EHR Resolution Meetings Held	0	0.0	0.1	97
EHR Resolution Meeting Agreements	0	0.0	0.1	43
EHR Fully Adjudicated Hearings	1	0.1	0.0	30
EHR Change of Placement Ordered	0	0.0	0.0	6

Notes:

\* "Per 10K" values are computed by dividing the number of events by childcount (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

\*\* Except for *EHR Change of Placement Ordered*, all EHR data points are included in the numbers reported for Due Process Complaints.

\*\*\* The counts reported under "Decisions within extended timeline" represent the number of written decisions from a fully adjudicated hearing that were provided to the parties in the due process hearing more than 45 days after the expiration of the 30-day or adjusted resolution period, but within a specific time extension granted by the hearing officer at the request of either party. No data is collected on the length of these time extensions.

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2004-05

	Comparator			
	Indiana		50 States	
	Number Reported	Events Per 10K*	Events Per 10K*	Number Reported
<b>Written State Complaints</b>				
Written State Complaints Filed	116	6.6	9.1	6,094
Reports Issued Total	104	5.9	6.5	4,329
Reports with Findings	79	4.5	4.4	2,943
Reports within 60-Day Timeline	93	5.3	4.5	3,014
Reports within Extended Timelines	11	0.6	0.6	406
Total Reports within Timelines	104	5.9	5.1	3,420
Written State Complaints Pending	2	0.1	0.3	229
Complaints Pending a Due Process Complaint	0	0.0	0.2	127
Complaints Withdrawn or Dismissed	10	0.6	2.3	1,536

**Mediations**

Mediation Requests Total	45	2.6	11.4	7,648
Mediations Held	35	2.0	9.5	6,382
Due Process-Related Mediations	16	0.9	5.4	3,609
Due Process-Related Mediation Agreements	8	0.5	4.2	2,784
Mediations Not Related to Due Process	19	1.1	4.1	2,773
Mediation Agreements Not Related to Due Process	15	0.9	3.3	2,226
Total Mediation Agreements	23	1.3	7.5	5,010
Mediations Not Held (Including Pending)	10	0.6	1.9	1,266

**Due Process Complaints**

Due Process Complaints Filed	83	4.7	23.1	15,496
Fully Adjudicated Hearings	12	0.7	3.3	2,215
Hearings Held within 45-Day Timeline	11	0.0	1.1	742
Decisions within 45-Day Timeline	0	0.6	1.8	1,189
Decisions within Extended Timelines	11	0.6	2.9	1,931
DP Complaints Pending	0	0.0	3.5	2,358
DP Complaints Withdrawn, Dismissed or Resolved Without a Hearing	71	4.1	16.3	10,923

**Expedited Due Process Hearing Requests (EHR)\*\***

EHR DP Complaints Filed	2	0.1	0.6	381
EHR Fully Adjudicated Hearings	0	0.0	0.1	54
EHR Change of Placement Ordered	0	0.0	0.0	19

Notes:

\* "Per 10K" values are computed by dividing the number of events by childcount (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

\*\* EHR data collection and reporting was optional prior to SY 2005-06, when it became a required subset of Due Process Complaints. All EHR data points (except *EHR Change of Placement Ordered*) are included in the numbers reported for Due Process Complaints.

\*\*\* The counts reported under "Decisions within extended timeline" represent the number of written decisions from a fully adjudicated hearing that were provided to the parties in the due process hearing more than 45 days after the expiration of the 30-day or adjusted resolution period, but within a specific time extension granted by the hearing officer at the request of either party. No data is collected on the length of these time extensions.

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