

**Special Education Department** 

### ILLINOIS STUDENT RECORD KEEPER

FOR PARENTS OF STUDENTS WHO
RECEIVE SPECIAL EDUCATION SERVICES
May 2021

Student's Name\_\_\_\_

Date\_\_\_\_

20\_\_\_\_ to 20\_\_\_\_ School Year

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### HELLO AND WELCOME!

#### How to Use This Book

This booklet is for you to use to keep important information about your child and his or her special education and related services. It is a companion to *Educational Rights and Responsibilities: Understanding Special Education in Illinois*, otherwise known as the parent guide.

Records play an important role as you plan your child's education. Dates, people, meetings, and reports are important throughout your child's educational career. The records keeper was developed to assist you in preparing for Individualized Education Program (IEP) and transition meetings, getting ready for evaluations and reevaluations, and keeping track of paperwork and other materials you might need.

This book cross-references the Illinois State Board of Education (ISBE) publication, *Educational Rights and Responsibilities: Understanding Special Education in Illinois*. At the top of each section, locate the page numbers that reference pages in the guide.

The guide can be found at <a href="https://www.isbe.net/Documents/Parent-Guide-Special-Ed-Aug20.pdf">https://www.isbe.net/Documents/Parent-Guide-Special-Ed-Aug20.pdf</a> The guide offers information to increase your knowledge and understanding about a variety of topics and issues related to special education in Illinois.

If you have any questions about special education and/or related services, call a consultant at the Special Education Department at (217) 782-5589. The ISBE Special Education website also has many resources and is located at <a href="https://www.isbe.net/Pages/Special-Education-Programs.aspx">https://www.isbe.net/Pages/Special-Education-Programs.aspx</a>.



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### Identifying Information for 20\_\_\_\_ - 20\_\_\_\_ School Year

Child's Name:				
Child's Date of Birth:				
School District:				
School Attending:	School Attending:			
School Telephone Number:				
School Principal:				
Dates for This Year's IEP Meeting(s):				
My Student's Teachers This Year: (include names of persons who work with your charge)	ild such as a speech therapist, social worker, etc.)			
General Education Teachers	Special Education Teachers			

Make a file and keep copies of any papers you receive during your meetings with the school. If you aren't given copies of reports that you want, ask for them. Then keep the papers in your file.

## Things to Think About Before Your Child's Individualized Education Program (IEP) Meeting

Mr. abild's atwar aths at home are
My child's strengths at home are -
M 1:11/
My child's strengths at school are -
A form this as your shill dilities to do and
A few things my child likes to do are -
A few things my child does not like to do are -
My child is good at -

## Things to Think About Before Your Child's Individualized Education Program (IEP) Meeting (cont.)

My child needs help with -
The problems my child has at home are -
The problems my child has at school are -
T1
The concerns I have for my child's education are -
How do I think my child feels about himself or herself?
110W UO 1 HIIIK IIIY CIIIU IEEIS ADOUL IIIIIISEII OI HEISEII!

## Things to Think About Before Your Child's Individualized Education Program (IEP) Meeting (cont.)

How does my child feel about school?	
Tiow does my child reel about school:	
	$-\!\!-\!\!\!-\!\!\!\!-$
Title 1. the things were shill a seed to be seen the seed to select one	$\overline{}$
I think the things my child needs to learn the most in school are -	
The supports my child needs to be successful in school are -	
The technology my child needs to learn or to show what he or she knows is -	
The technology my child needs to learn of to show what he of she knows is -	
	$\overline{}$
My dreams for my child are -	

## Things to Think About Before Your Child's Individualized Education Program (IEP) Meeting (cont.)

Other thoughts, concerns, or ideas about my child's education:

# Things to Think About Before the Transition Portion of the IEP Meeting

What does my child like to do when he or she has free time?
What are his or her hobbies ?
What kinds of paying jobs has my child done or would like to do?
What kind of volunteer work has my child done or would like to do?
Is my young person interested in going to college or trade school or joining the
military after high school?
What services does my child receive from state or community agencies?

# Things to Think About Before the Transition Portion of the IEP Meeting

What services or supports do I think my child needs from state or community agencies?
My child is aware of different types of jobs available in our community.
Yes □ No □ Explain:
What kind of jobs or career choices would my child like to have?
Where would you like to see your child living and working five years from now?
Where does your child want to be living and working five years from now?

# Things to Think About Before the Transition Portion of the IEP Meeting

What supports does your child need to prepare him or her for -
working with adult services?
• college?
• vocational training?
• a job or career?
living independently in the community?
advocating for himself or herself?
Does your young adult need any special accommodations, such as interpreters or translators?

### Multi-tiered System of Support

See Chapter 2, Multi-Tiered System of Support, pages 7-15, of <u>Educational Rights and Responsibilities: Understanding Special Education in Illinois for more information.</u>

	From the school use a Multi-tiered System of Support (M188) process to provide support to your child? Yes $\Box$ No $\Box$
]	f yes, what interventions did they use?
1	
	Were the interventions research-based? $\square$ Yes $\square$ No
	Do you know how the school determined what intervention(s) to try? Yes $\square$ No $\square$
[:	f yes, what process did they use?
١	What length of time was used for an intervention to determine progress?
]	How was your child's progress monitored?
	Pid you receive a written intervention plan as part of the MTSS process? Yes $\Box$ No $\Box$
]	Vere you informed that you could ask (in writing) for a special education evaluation at any point during the MTSS process? Yes $\Box$ No $\Box$

7a.	If no, wer	e you told that you had to wait until a later time (until data was
	collected,	until a period of time passed, or for other reasons)?
	Yes □	No □

#### **REFERRAL**

See Chapter 3, Referral and Evaluation, pages 16-24, of <u>Educational Rights and Responsibilities: Understanding Special Education in Illinois</u> for more information.

C [	child might be eligible to receive special education services?
V	Was it made in writing? Yes $\square$ No $\square$
V	When?
V	Why was the referral made?
Ι	Did you attend a meeting about the referral? $\Box$ Yes $\Box$ No
V	What was the date of the meeting?
V	Who was at the meeting?
	Did you provide any reports or information about your child? Yes $\square$ No $\square$
	Name of first report:
V	Who wrote the report?
_	Name of second report:
T	
_	

What were th	ne results of the	meeting?		

#### **EVALUATION**

See Chapter 3, Referral and Evaluation, pages 16-24, of <u>Educational Rights and Responsibilities: Understanding Special Education in Illinois</u> for more information.

1.	Were you asked to give your written consent for the evaluation?
	Yes □ No □
1a.	What was the date you were asked?
2.	Did you give consent for the school to do the evaluation?
	Yes □ No □
2a.	What was the date you gave consent?
3.	Did you give <b>written</b> consent for the school to do the evaluation?  Yes □ No □
3a.	What was the date you gave <b>written</b> consent (i.e., signed the Parent/Guardian Consent for Initial Evaluation)?
4.	Child's age at the time of consent:
5.	Did the school explain the tests that they wanted to do? Yes $\square$ No $\square$
6.	List the name of the tests, assessments, or other type of evaluations.
7.	Name and purpose of the test:

7a.	Who administered the test?
7b.	Date of the testing:
7c.	Location where the test was done:
8.	Name and purpose of the test:
8a.	Who administered the test?
8b.	Date of the testing:
8c.	Location where the test was done:
9.	Name and purpose of the test:
9a.	Who administered the test?
9b.	Date of the testing:
9c.	Location where the test was done:
10.	Name and purpose of the test:
10a.	Who administered the test?
10b.	Date of the testing:
10c.	Location where the test was done:
11.	Were you given a copy of the evaluation report(s) three days before the eligibility meeting? Yes $\square$ No $\square$

Wha	at was the date of the IEP meeting?	
Prio	r to the meeting, did someone from the IEP team explain the report(s) to you?	
Yes	□ No □	
If ye	es, who did?	
Con	nments and notes about the evaluation report(s):	

#### SPECIAL EDUCATION ELIGIBILITY MEETING

See Chapter 3: Referral and Evaluation, pages 16-24, of <u>Educational Rights and Responsibilities:</u> <u>Understanding Special Education in Illinois for more information.</u>

1.	Did you receive a written notice about the eligibility meeting (i.e. Parent/Guardian Notification of Conference form)?
	Yes □ No □
1a.	What was the date of the notice?
1b.	How many days before the meeting did you receive the notice?
1c.	Did you ask to change the date, time, or place?
	Yes □ No □
1d.	If yes, did the school make a change?
	Yes □ No □
2.	Did you go to the meeting or participate by telephone or internet conferencing?
	Yes □ No □ How did you attend?
2a.	If no, why not?
3.	Did the school ask for your ideas, help, or suggestions in another way?
	Yes □ No □
3a.	If yes, how did that happen?
4.	When was the meeting held?
5.	Where was the meeting held?
6.	How long did it last?

Name	Position
Did you need more than one meeting?	
Yes □ No □	
If yes, when was the follow-up meeting?	
What information and opinions did you share	at the meeting?
. ,	
Vere you and the school staff able to agree on	your child's special education eligibility?
	your child's special education eligibility?
Yes □ No □	your child's special education eligibility?
	your child's special education eligibility?
Yes □ No □	your child's special education eligibility?
Yes □ No □	your child's special education eligibility?
	your child's special education eligibility?
Yes □ No □	your child's special education eligibility?
Yes □ No □	your child's special education eligibility?

11a.	If yes, what did you do?
12.	Were you told that you have a right to an independent evaluation if you were not satisfied with the evaluation done by the school? Yes $\square$ No $\square$
Rest	ılts of the Special Education Eligibility Meeting
13.	Does your child have a disability?
	Yes □ No □
14.	What happens next?
14a.	When will this take place?
15.	Do you know what your child's program will look like?
	Yes □ No □
16.	Educational Environment (EE) Calculation (Ages 6-21)
	a. Total Bell to Bell Minutes
	b. Total Number of Minutes Outside the General Education Setting
	c. Total Number of Minutes inside the General Education Setting (line #1 minus line #2)
	d. Percentage of time inside the General Education Environment (line #3 divided by line #1)
16a.	Will your child be educated in a general education class -
	more than 80% of the time?
	somewhere between 40-79% of the time?
	39% or less of the time?

(	Comments and notes:

### INDIVIDUALIZED EDUCATION PROGRAM (IEP) MEETING

See Chapter 6: Individualized Education Programs, pages 35-55, of <u>Educational Rights and Responsibilities:</u>
<u>Understanding Special Education in Illinois</u> for more information.

	Did you receive a written notice about the meeting (i.e., Parent/Guardian Notification of Conference form)?
	Yes □ No □
•	If yes, what was the date of the notice?
	How many days before the meeting did you get the notice?
	Did you get any other reminders or notices?
	Phone call $\square$ Visit $\square$ Reminder note $\square$ Email $\square$
	Other
	Did you ask to change the date, time, or place?
	Yes □ No □
1.	If yes, did the school make a change?
	Yes □ No □
	Did you go to the meeting or participate by telephone or internet conferencing?
	Yes □ No □ How did you attend?
•	If no, why not?
	Did the school ask for your ideas, help, or suggestions in another way? Yes $\square$ No $\square$
	How did that happen?
	Who asked for the meeting? You □ School □
•	If you, why did you ask for the meeting?
	When was the meeting held?
	THEIR THE LICE HEEMING HEIGH.

How long did it last?	
Who was at the meeting?	
Name	Position
Vas anyone invited who did not attend? Yes	s 🗆 No 🗆
Vas anyone invited who did not attend? Yes  Name	s □ No □  Position
Name	
Name	
Name	
Name  How was the absence addressed?	Position
Name  How was the absence addressed?	Position
Name  How was the absence addressed?  Did anyone attend who was not invited or list	Position
How was the absence addressed?  Did anyone attend who was not invited or list	Position
Name  How was the absence addressed?  Did anyone attend who was not invited or list  Yes  No  No	Position  ted on the notice?
Name  How was the absence addressed?  Did anyone attend who was not invited or list  Yes  No  No	Position  ted on the notice?

15.	How was the participation of this person addressed?
16.	Did your child attend the meeting?
	Yes □ No □
16a.	Why or why not?
16b.	Did your child actively participate in the meeting (talk about his or her preferences, offer suggestions, etc.)?
	Yes □ No □
16c.	If yes, what information did your child offer?
17.	Did you need more than one meeting to complete the IEP?
	Yes □ No □
17a.	When was the follow-up meeting?
18.	What information, ideas, and opinions did you share at the meeting?
19.	Were your information, ideas, and opinions included in the IEP?
	Yes □ No □ Some □
19a.	What was included?
19b.	What was <i>not</i> included?

20.	What changes were made to the IEP?
21.	Were you and the school staff able to agree on the IEP?
21.	Yes □ No □ Partially □
21.	If yes or partially, what part(s) did you agree on?
21a.	if yes of partially, what part(s) the you agree on:
21b.	If partially or no, what part(s) did you disagree about?
21c.	If partially or no, what happened next?
22.	Did you get a copy of the IEP before you left the meeting?
	Yes □ No □
22a.	Did you receive a copy after the meeting?
224.	Yes □ No □ When?
Com	ments and notes:
Com	ments and notes.

#### POSTSECONDARY TRANSITION

See Chapter 8: Secondary Transition, pages 64-74, of <u>Educational Rights and Responsibilities:</u>
<u>Understanding Special Education in Illinois for more information.</u>

1.	Did your child attend the meeting?
	Yes □ No □
1a.	Why or why not?
2.	Did your child actively participate in the meeting (talk about his or her preferences, offer
	suggestions, etc.)?
	Yes □ No □
2a.	If yes, what did your child say?
3.	Did the IEP team base the transition goals on your student's strengths, preferences, and
·	interests?
	Yes □ No □
4.	Was someone from an outside agency who might support your student with his or her
	postsecondary career present at the transition meeting?
	Yes □ No □
5.	Did the IEP team discuss the transfer of parental rights at least one year before your student
	reached the age of 18?
	Yes □ No □
6.	Did the school provide you and your child with a copy of the Delegation of Rights form during the IEP meeting in the year that your child turned 17?
	Yes □ No □
7.	Has your child chosen to delegate his or her right to make educational decisions?
	Yes □ No □

8.	Did your child complete a Delegation of Rights form?		s form?	
	Yes □	No □	Date of fo	rm
9. Does the transition plan include goals for -				
	Education	and/or training?	Yes □	No □
	Employm	ent?	Yes □	No □
	Adult livi	ng (if needed)?	Yes □	No □
10. Did the IEP team discuss what type of diploma your child will work toward?			a your child will work toward?	
	Yes □	No □		
11. Which diploma is your child working toward?				
	Standard	diploma 🗆 Special diplor	na or cer	tificate of completion □
12.	2. If your child is graduating, did he/she receive a Summary of Performance (SOP)?		a Summary of Performance (SOP)?	
	Yes □	No □		
13. Comments and notes				
	1			

#### **REEVALUATION**

See Chapter 3, Reevaluation, pages 21-24, of <u>Educational Rights and Responsibilities:</u>
<u>Understanding Special Education</u> in Illinois for more information.

1.	Did you receive a notice about the reevaluation?	
	Yes □ No □	
1a.	When?	
2.	Was it time for a three-year reevaluation?	
	Yes □ No □	
2a.	If no, what is the reason for the reevaluation?	
3.	Did the school want to do any tests or other evaluations as part of the reevaluation?	
	Yes □ No □	
3a.	If no, did you agree with the school's decision not to give new test(s)?	
	Yes □ No □	
3b.	b. If you didn't agree, why not?	
4.	Did you ask the school to do new tests or other evaluations?	
	Yes □ No □	
5.	Did the school agree to do the tests or evaluations?	
	Yes □ No □	
6.	Were you asked to give your written consent for any new tests or evaluations?	
	Yes □ No □	
7.	Did you give written consent to any new tests or other evaluations?	
	Yes □ No □	

What was the date of your consent?	
Were the tests explained to you?	
Yes □ No □	
List the name of the tests, assessme	nts, or other type of evaluations.
Name and purpose of the test	
Test administrator	
Date of testing	
Location of test	
Name and purpose of the test	
Test administrator	
Date of testing	
Location of test	
Name and purpose of the test	
Test administrator	
Date of testing	
Location of test	
Name and purpose of the test	
Test administrator	
Date of testing	
Location of test	
	List the name of the tests, assessment  Name and purpose of the test  Test administrator  Date of testing  Location of test  Name and purpose of the test  Test administrator  Date of testing  Location of test  Name and purpose of the test  Test administrator  Date of testing  Location of test  Name and purpose of the test  Test administrator  Date of testing  Location of test  Name and purpose of the test  Test administrator  Date of testing  Location of test

10.	Were copies of the evaluation reports provided at least three days before the eligibility meeting?
	Yes □ No □
11.	Did someone explain the reports to you?
	Yes □ No □
11a.	Who did?
11b.	Who did not?
12.	Comments and notes about the evaluation reports:

### INDEPENDENT EDUCATIONAL EVALUATION (IEE)

See Chapter 3, Independent Educational Evaluation (IEE), page 23, of <u>Educational Rights and Responsibilities: Understanding Special Education</u> in Illinois for more information.

Why	do you want an independent education evaluation?
Did	you send a written request to the school asking for an independent educational
eval	aation?
Yes	□ No □
Did	you keep a copy in your file?
Yes	□ No □
On v	what date did you get a written response?
Did	the school agree to pay for an IEE?
Yes	□ No □
Wha	t was the reason for the school's decision?
Did	you keep a copy of the school's letter/response in your file?
Yes	□ No □
If the	e school refused to pay for an IEE, what happened next?
Was	the IEE done?
Yes	□ No □
If ye	s, what was the date?
If ve	s, who paid?

List the name of the tests, assessn	nents, or other type of evaluations.
Name and purpose of the test	
Test administrator	
Date of testing	
Location of test	
Name and manage of the test	
Name and purpose of the test	
Test administrator	
Date of testing	
Location of test	
	<u> </u>
Name and purpose of the test	
Test administrator	
Date of testing	
Location of test	
Name and purpose of the test	
Test administrator	
Date of testing	
Location of test	
	1
Were you given a copy of the IEE	report(s)?

# OTHER MEETINGS (AS NEEDED)

1.	Did you receive a written notice (i.e., Parent/Guardian Notification of Conference form)	
	about the meeting?	
	Yes □ No □	
1a.	If yes, what was the date of the notice?	
1b.	How many days before the meeting did you receive the notice?	
2.	Did you ask to change the date, time, or place?	
	Yes □ No □	
2a.	If yes, did the school make a change?	
	Yes □ No □	
3.	Did you go to the meeting or attend via telephone or internet conferencing?	
	Yes □ No □ How did you attend?	
3a.	If no, why not?	
4.	Did the school ask for your ideas, help, or suggestions in another way?	
	Yes □ No □	
4a.	If so, how did that happen?	
5.	Who asked for the meeting?	
	You □ School □	
5a.	If you, why did you ask?	
6.	When was the meeting held?	
7.	Where was the meeting held?	
8.	How long did it last?	

Name	Position
What was the purpose of the meeting?	
what was the purpose of the meeting:	
A711:(1::	
What information, ideas, and opinions did y	ou share at the meeting?
What information, ideas, and opinions did y	ou share at the meeting?
What information, ideas, and opinions did y	ou share at the meeting?
What information, ideas, and opinions did y	ou share at the meeting?
What information, ideas, and opinions did y	ou share at the meeting?
What information, ideas, and opinions did y	ou share at the meeting?
What information, ideas, and opinions did y	ou share at the meeting?
	ou share at the meeting?
	ou share at the meeting?
What were the results of the meeting?	ou share at the meeting?
What information, ideas, and opinions did your warm when the results of the meeting?  Decisions:	ou share at the meeting?
What were the results of the meeting?	ou share at the meeting?
What were the results of the meeting?	ou share at the meeting?
What were the results of the meeting?	ou share at the meeting?
What were the results of the meeting?	ou share at the meeting?
What were the results of the meeting? Decisions:	ou share at the meeting?
What were the results of the meeting?	ou share at the meeting?
What were the results of the meeting? Decisions:	ou share at the meeting?
What were the results of the meeting? Decisions:	ou share at the meeting?
What were the results of the meeting? Decisions:	ou share at the meeting?

Who was at the meeting?

9.

Yes $\square$ No $\square$ If yes, what was the date of the notice?	of the meeting?
f yes, what was the date of the notice?	
f yes, what was the date of the notice?	
Comments and notes:	

## **SCHOOL RECORDS**

See Chapter 13, School Records, pages 124-127, of <u>Educational Rights and Responsibilities:</u>
<u>Understanding Special Education</u> in Illinois for more information.

1. Do you know that you can ask to review your child's school records? The charts below will help you keep track of any records you ask to review. Record Location Have you reviewed the record? Date of review Record Location Have you reviewed the record? Date of review Record Location Have you reviewed the record? Date of review Record Location Have you reviewed the record?

Date of review

Name	
Title	
Date	
Record	
Review	ed
Did you a	ask for a copy of the records?
Yes □	No □
Were you	asked to pay for the records?
Yes □	No □
Did anyo	ne tell you that you don't have to pay for the records if you could not afford the
Yes □	No □
Did you a	ask the school to change the records?
Yes □	No □
Were you	able to add your changes?
Yes □	No □
If the sch	ool refused to change your child's records, did you add a written note explainin
why you	disagree with the record?
	No □

## DISPUTE RESOLUTION CHECKLIST

(For each question, add additional sheets if you need to)

See Chapter 11, Conflict Resolution, pages 86-92, of <u>Educational Rights and Responsibilities: Understanding Special Education in Illinois</u> for more information.

## **First Steps**

	lescribe the problem to your school representatives in a sentence or two?
Are there	any questions you need to ask (and have answered) that may help to resolve to
issue(s)?	List them here:
What nee	ds to be done to solve the problem? What does the district need to do
	ds to be done to solve the problem? What does the district need to do  y? Do you need to do anything differently?

below:	
When did you have a	
conversation/meeting?	
With whom did you	
converse/talk?	
What was discussed?	
What was the outcome of this talk?	
When did you have a	
conversation/meeting?	
With whom did you	
converse/talk?	
What was discussed?	
What was the outcome of this talk?	
When did you have a	
conversation/meeting?	
With whom did you	
converse/talk? What was discussed?	
what was discussed?	
What was the outcome of this talk?	
When did you have a	
conversation/meeting?	
With whom did you	
converse/talk?	
What was discussed?	
What was the outcome of this talk?	
, , ride true true outcome or true tark;	

Have you talked this over with anyone at the district? List any discussions you have had

4.

5.	Have your discussions with the district worked out a way to solve the problem(s)?		
	Yes □ No □		
5a.	If yes, list what next steps need to happen and when those next steps have to be completed.		
	Make sure to list things you need to do.		
	What has to be done?		
	When does this have to be done by?		
	What has to be done?		
	When does this have to be done by?		
	What has to be done?		
	When does this have to be done by?		
	What has to be done?		
	When does this have to be done by?		

#### **IEP Facilitation**

See Chapter 6, Individualized Education Programs, page 50, and Chapter 11, Conflict Resolution, pages 88 and 91-92, of <u>Educational Rights and Responsibilities: Understanding Special Education in Illinois</u> for more information.

When deciding whether to request a facilitated IEP meeting, consider some of the following questions before initiating your request.

1.	Do you think a person who doesn't work for the district might be able to assist the IEP team		
	participate in meaningful	liscussion regarding services the student may need?	
	Yes □ No □		
2.	Do you think a neutral per	son might be able to help you and the district understand one	
	another as you discuss and	develop a mutually agreeable IEP?	
	Yes □ No □		
3.	Are you willing to listen a	nd communicate effectively as the trained facilitator ensures that all	
	members of the team have	a voice and are heard during the IEP meeting?	
	Yes □ No □		
4.	Do you think the district r	ay also be willing to work with an IEP facilitator for the purpose of	
	helping the IEP team com	lete the IEP document?	
	Yes □ No □		

If the answer to all four questions is yes, you may make a request via the ISBE website at <a href="https://sec.isbe.net/sems/iepfacilitationrequestpublic.aspx">https://sec.isbe.net/sems/iepfacilitationrequestpublic.aspx</a> or call the IEP Facilitation Coordinator at 217/782-5589 to arrange for a facilitator to assist with the IEP meeting. Please provide at least 10 to 14 days' notice prior to the date of the IEP meeting. If the answer to any one question is no, then proceed to the next section.

If you're unsure about the answer to any question, treat the question as if you answered "yes" to it.

#### Mediation

See Chapter 11, Conflict Resolution, pages 93-96, of <u>Educational Rights and</u> <u>Responsibilities: Understanding Special Education in Illinois for more information.</u>

When deciding whether to request state-sponsored mediation, consider some of the following questions before initiating your request.

1.	Do you think a person who doesn't work for the district might be able to help resolve the problem?
	Yes □ No □
2.	Would you be willing to sign a written agreement to solve the problem if a solution could be worked out? Yes $\square$ No $\square$
3.	Are you willing to listen to the other party and be flexible about the possible outcomes? In other words, are you prepared to change your position on some things if the end result would be an acceptable solution to you?  Yes $\Box$ No $\Box$
4.	Do you think the district may be willing to work with a person outside the district to help you both reach a solution to the problem(s)? Yes $\square$ No $\square$

If the answer to all four questions is yes, then contact the ISBE Mediation Coordinator Sherry Colegrove at 217/782-5589 or submit via email a completed mediation request form which is located on the ISBE website at <a href="https://www.isbe.net/Documents/34-15-mediation-request.pdf">https://www.isbe.net/Documents/34-15-mediation-request.pdf</a> to arrange for a state-appointed mediator to meet with you and the district. If the answer to any one question is no, then proceed to the next section. If you're unsure about the answer to any question, treat the question as if you answered "yes" to it.

## **State Complaint or Due Process?**

See Chapter 11, Conflict Resolution, pages 96-100, of <u>Educational Rights and Responsibilities</u>: <u>Understanding Special Education in Illinois</u> for more information.

If you still haven't achieved a satisfactory solution to the problem(s), you may need to consider taking the next step of filing a formal complaint or hearing request. Please refer to pages 99-100 of *Educational Rights and Responsibilities: Understanding Special Education in Illinois* for a comparison of the two processes.

When deciding whether to file a complaint or a request for a due process hearing, consider some of the following questions before initiating your complaint or hearing request:

- 1. Has the problem occurred within the last calendar year? (If the problem arose more than one year ago, you may have only one choice: filing for due process.)
- 2. Are you prepared to appeal the outcome if it's not to your satisfaction? (If your answer is yes, due process may be your best option because it provides for an appeal to a court of law.)
- 3. Do you have the time (and if necessary, the money) to make a formal presentation of your position in the matter? (If no, the complaint process may be the way to go because it is a less formal way of making your case.)
- 4. Are you willing to use a legal representative if necessary to argue for your position? (If no, then you may want to consider a complaint because the complaint process doesn't involve arguing your case as you would in a due process hearing.)
- 5. Are the issues in your case primarily procedural (e.g., "I didn't receive written notice of the IEP meeting," or "My child's evaluation was not completed on time.") or are the issues primarily substantive (e.g., "I don't agree with the IEP team's recommended placement," or "I don't believe the district's evaluation was adequate to identify my child's needs.")? If the issues focus on procedural concerns, then a complaint is likely the best way to proceed. If the issues are primarily substantive, then a request for a due process hearing is the most effective way to go.

Consider your answers to the questions above. If your answers to the questions suggest that a complaint is the way to go, proceed to the next section. If the answers suggest that due process is the preferred course, then proceed to the section on due process, which follows the section on complaints.

# **State Complaint**

See Chapter 11, Conflict Resolution, pages 97-100, of <u>Educational Rights and Responsibilities</u>: <u>Understanding Special Education in Illinois</u> for more information.

Date Filed (the mailing date):		
Name of ISBE Investigator:		
Contact Number of Investigate	or:	
Email of Investigator:		
Remember to keep copies of al	l correspondence or note from each contact person.	
Contact Person		
Type of Contact Phone call/email/letter		
Date of Contact		
Contacted by Whom/		
Whom Did You Contact		
Summary of Contact		
Next Steps		

Contact Person	
Type of Contact	
Phone call/email/letter	
Date of Contact	
Contacted by Whom/	
Whom Did You Contact	
Summary of Contact	
Next Steps	
Contact Person	
Type of Contact	
Phone call/email/letter	
Date of Contact	
Contacted by Whom/	
Whom Did You Contact	
Summary of Contact	

Next Steps

Contact Person	
Type of Contact	
Phone call/email/letter	
Date of Contact	
Contacted by Whom/	
Whom Did You Contact	
Summary of Contact	
Next Steps	
Contact Person	
Type of Contact	
Phone call/email/letter	
Date of Contact	
Contacted by Whom/	
Whom Did You Contact	
Summary of Contact	
Next Steps	

Contact Person	
Type of Contact	
Phone call/email/letter	
Date of Contact	
Contacted by Whom/	
Whom Did You Contact	
Summary of Contact	
Next Steps	

## **Due Process Hearing Request - First Steps**

See Chapter 11, Conflict Resolution, pages 100-110, of <u>Educational Rights and</u> <u>Responsibilities: Understanding Special Education in Illinois</u> for more information.

First it would be helpful to refer to pages 104-107 of *Educational Rights and Responsibilities*: *Understanding Special Education in Illinois* for completing a due process hearing request. You may also use the ISBE suggested request form at <a href="https://www.isbe.net/Documents/dp\_parental\_19-86a.pdf">https://www.isbe.net/Documents/dp\_parental\_19-86a.pdf</a>.

1.	Date request sent to the <u>local district</u> :		
2.	Date local district received your request, if known:		
3.	Date you received your initial hearing packet from ISBE:		
	(Remember that you have 5 calendar days from this date to decide if you want to request a substitute hearing officer.)		
4.	Name of Hearing Officer:		
5.	Contact Number for Hearing Officer:		
The	following dates can be found in your initial hearing packet from ISBE:		
6.	Preliminary Pre-hearing Conference Date:		
7.	Preliminary Hearing Date:		

Remember that these dates are subject to change by the hearing officer.

Please make note of any changes to these dates - they are EXTREMELY IMPORTANT!

## **Process Hearing — Pre-hearing Steps**

See Chapter 11, Conflict Resolution, pages 110-111, of <u>Educational Rights and Responsibilities:</u>
<u>Understanding Special Education in Illinois for more information.</u>

Are you and the district going to conduct a resolution session? Yes $\square$ No $\square$
Remember unless you and the district agree in writing to skip the process or conduct a
mediation instead of a resolution session, you MUST participate in the resolution session.
If your answer to #1 was yes, when is the resolution session and where?
If yes, when did you contact the hearing officer?
If no, have you contacted the hearing officer to explain that the resolution session will not occur?
Yes □ No □
Date and time set for the pre-hearing conference (if different from the preliminary date listed
above):
Location of the pre-hearing conference:
Deadline for submission of witness and document lists:
Did you complete the witness list? Yes □ No □
When did you submit the witness list?
Did you complete the document list?
Yes □ No □
When did you submit the document list?

# **Pre-hearing Conference Outcome**

See Chapter 11, Conflict Resolution, pages 110-111, of <u>Educational Rights and</u> <u>Responsibilities: Understanding Special Education in Illinois for more information.</u>

What is the final scheduled date for the hearing?
Where will the hearing take place?
Will the hearing be open or closed to the public?
What are the issues/questions the hearing officer will address at the hearing?
Were any district witnesses excluded from the hearing?
Yes □ No □
If yes, who was excluded?
Were any of your witnesses excluded from the hearing?
Yes □ No □
If yes, who was excluded?
Were any district documents excluded from the hearing?
Yes □ No □
If yes, which ones?

8.	Were any of your documents excluded from the hearing?
	Yes □ No □
8a.	If yes, which ones?
9.	Deadline for submission of your final witness list and documents:
10.	Any other rulings by the hearing officer?
	Yes □ No □
10a.	If yes, what were they?
11	Did you wasing the and hearing sonforces around?
11.	Did you receive the pre-hearing conference report?
	Yes □ No □
12.	When did you receive it?

# The Hearing - Are You Ready to Go?

See Chapter 11, Conflict Resolution, pages 112-113, of <u>Educational Rights and</u> <u>Responsibilities: Understanding Special Education in Illinois</u> for more information.

1.	vvas tne final	witness list prepared and submitted to the district and the hearing officer?			
	Yes □	No □			
1a.	If yes, when	was it submitted?			
2.	Were clean co	opies of your supporting documents prepared and submitted to the district and			
	the hearing officer?				
	Yes □	No □			
2a.	If yes, when	were they submitted?			
3.	For witnesses	s who do not work for the district, have you provided them with the date, time,			
	and place for	the hearing and when they should appear?			
	Yes □	No 🗆			
4.	If you need s	ubpoenas for some witnesses, have you obtained signed subpoenas from the			
	hearing office	er?			
	Yes □	No 🗆			
5.	Have you ser	Have you served the subpoenas on those who require them?			
	Yes □	No □			
5a.	If yes, how d	id you serve them and when?			
6.	Have you rev	viewed both your documents and the district's documents carefully before the			
	hearing?				
	Yes □	No 🗆			
7.	Have you rev	viewed both your witness list and the district's witness list carefully so you're			
	aware of who	may be testifying at the hearing?			
	Yes □	No □			
	√If you have	answered "yes" to all the questions above, you should be ready to participate in			
	the hearing.				

 $\sqrt{\mbox{Remember}}$  to listen carefully to everything being said at the hearing and to take notes throughout the hearing.

## The Hearing Decision

See Chapter 11, Conflict Resolution, pages 113-115, of <u>Educational Rights and</u> <u>Responsibilities: Understanding Special Education in Illinois for more information.</u>

1.	Date the hearing ended:
2.	Date you received the decision:
3.	Do you need to clarify anything in the hearing officer's decision or order?
	Yes □ No □
Reme	mber you must file a written request for clarification of the hearing officer's decision within $\underline{5}$
<u>calen</u>	dar days after you receive the decision.
4.	Did the result of the hearing favor you or the district?

If necessary, note which issues were decided in your favor and which ones were decided in favor of the district. If more than one issue was decided by the hearing officer, note which issues were decided in the district's favor and which was decided by the hearing officer in your favor.

\*\*\*Remember that you can seek a review of the hearing officer's decision with regard to those issues with which you disagree. Your request for review must be filed in either state or federal court within 120 calendar days of the date of the hearing officer's decision.

## Call List



School:	*
Phone:_	

Assorted School/District Staff	Name	Phone	Email
General Education Teacher			
Special Education Teacher			
Related Service Provider (OT, PT, Speech)			
School Psychologist; School Social Worker			
School Nurse			
Principal			

Superintendent		
Case Manager		
Special Education Administrator		
Board of Education Member(s)		

# Telephone/Email Log

Person Contacted	Date	Reason for Telephone Call/Email

T	



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