

IDEA WRITTEN ADMINISTRATIVE COMPLAINT

20-21 # 35

Name of the school system:

Clarksville Montgomery County School System

Description of the violation:

CMCSS failed to justify the use of isolation
CMCSS failed to develop and implement a Behavior Intervention Plan

Description of the law or regulation determined to be violated:

T.C.A. § 49-10-1304 Special Education Behavioral Supports Act
34 CFR 300.323 When IEPs must be in effect

CMCSS must correct these violations by implementing the following corrective actions:

1. Submit the nine completed isolation incidents (to include signatures);
2. Due to concerns identified by the department related to restraint and isolation within CMCSS, continue to work with the department's Director of MTSS and Instructional Programming, on the development of a technical assistance plan regarding policies, procedures, and programming regarding restraint and isolation;
3. As part of the technical assistance plan, participate in a department led training on restraint and isolation for all school administrators, special education staff, and any other staff deemed appropriate by CMCSS. Submit to the department's Director of MTSS and Instructional Programming the sign-in sheets listing participants' names, titles, and schools; and
4. Within ten (10) days of the completion of training, provide the department an agenda, content, and sign-in sheets of participants as documentation of appropriate training content and appropriate staff participation.

Final determination of the department: The department will monitor and document CMCSS compliance with corrective measures ordered.