

Summary of Technical Edits to Whose IDEA is This? Published April 2, 2012

- 1) Updated cover page with current governor, current superintendent, current ODE websites and emails.
- 2) Provided direct phone numbers for mediation, facilitation, due process and complaints.
- 3) Updated appropriate references:
 - Limited English proficient (LEP) students to English language learners (ELL) and
 - Complaint notice to due process complaint notice.
- 4) Simplified language: For example, “Provides interventions (systematic assistance)...” to “Tries different teaching strategies to...”
- 5) Consent section (page 14) added 2 bullets:
 - Is not required to consider your child to be eligible for services; and
 - Must make reasonable efforts to get your consent and must keep a record of its attempts to get your consent.
- 6) Due Process section (page 41) deleted the sentence: Discussions that take place at the resolution meeting must be kept private and cannot be used as evidence in a due process hearing or the appeal of that decision.

Per *Questions and Answers on Procedural Safeguards and Due Process Procedures for Parents and Children with Disabilities* (Revised June 2009) at <http://www2.ed.gov/policy/speced/guid/idea/procedural-safeguards-q-a.doc>: “Unlike mediation, the IDEA and the regulations do not prohibit or require discussions that occur during a resolution meeting to remain confidential. However, the confidentiality provisions in the Part B regulations at 34 CFR §300.610 and FERPA and its regulations apply.”

- 7) Corrected spelling errors, grammatical errors and pagination.