

# CADRE State Dispute Resolution Summary Report

Prepared by CADRE, the Center for Appropriate Dispute Resolution in Special Education, based on Annual Performance Report and IDEA Section 618 Dispute Resolution data reported to the Office of Special Education Programs of the U. S. Education Department.\*

School Year 2004-05		DELAWARE		Total Child Count (ages 3 to 21):		18,698	% Served (ages 6 to 17):		12.31%		
<u>Written Complaints</u>		Reported	Per 10K	<u>Mediations</u>		Reported	Per 10K	<u>Due Process Hearings</u>		Reported	Per 10K
(1) Filed	11	5.9	(1) Requests	16	8.6	(3) Requests	32	17.1			
(1.1) Reports Issued	10	5.3	(2.1)(a) Held, DP Related	10	5.3	(3.1) Resolution Meetings	0	0.0			
(1.1)(a) Reports with Findings	4	2.1	(2.1)(a)(i) Agreements, DP Related	9	4.8	(3.1)(a) Settlement Agreements	0	0.0			
[Reports with No Findings]	6	3.2	(2.1)(b) Held, Not DP Related	6	3.2	(3.2) Held (Fully Adjudicated)	6	3.2			
(1.1)(b) Completed w/in 60 Days	9	4.8	(2.1)(b)(i) Agreements, Not DP Related	5	2.7	(3.2)(a) Decisions w/in 45 Days	2	1.1			
(1.1)(c) Completed w/in Extension	1	0.5	[Total Held]	16	8.6	(3.2)(b) Decisions w/in Extension	2	1.1			
[Total w/in Timelines]	10	5.3	[Total Agreements]	14	7.5	[Decisions Within Timelines]	4	2.1			
(1.2) Withdrawn or Dismissed	0	0.0	(2.2) Mediations Not Held	0	0.0	[Pending]	12	6.4			
(1.3) Pending	1	0.5				(3.3) Resolved w/o a Hearing	14	7.5			
(1.3)(a) Pending Hearing	0	0.0									
<u>Expedited Due Process Hearings**</u>											
			(4) Expedited Hearing Requests	3	1.6						
			(4.1) [Expedited] Resolution Sessions	0	0.0						
			(4.1)(a) [Expedited] Settlement Agreements	0	0.0						
			(4.2) Expedited Hearings (fully adjudicated)	1	0.5						
			(4.2)(a) Change of Placement Ordered	1	0.5						

Notes: [Values in brackets] are calculated based on definitions from OSEP reporting instructions . (Numbers in parentheses) are item numbers from APR Table 7. "Per 10K" values equal the number of events divided by child count times 10,000 and allow comparison of event rates across states.

\* Sources: 2004-05 and 2005-06 data are from State APRs, Table 7, compiled by CADRE; 2006-07 and 2007-08 are Section 618 data from the Westat/Data Accountability Center, files = <2006-07 (csv) - Updated> and <2007-08 (csv)>, available at: <https://www.ideadata.org/PartBDispRes.asp>.

\*\* Expedited hearings data were first consistently collected in 2005-06; zero values for 2004-05 may only indicate that data on expedited due process data were not collected that year by that state. All expedited hearing data elements except (4.2)(a) are subsets of the Due Process Hearings reported for the same year.

School Year 2005-06	DELAWARE	Total Child Count (ages 3 to 21):	18,857	% Served (ages 6 to 17):	12.28%
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<u>Written Complaints</u>	Reported	Per 10K	<u>Mediations</u>	Reported	Per 10K	<u>Due Process Hearings</u>	Reported	Per 10K
(1) Filed	15	8.0	(1) Requests	35	18.6	(3) Requests	12	6.4
(1.1) Reports Issued	9	4.8	(2.1)(a) Held, DP Related	10	5.3	(3.1) Resolution Meetings	1	0.5
(1.1)(a) Reports with Findings	5	2.7	(2.1)(a)(i) Agreements, DP Related	7	3.7	(3.1)(a) Settlement Agreements	0	0.0
[Reports with No Findings]	4	2.1	(2.1)(b) Held, Not DP Related	4	2.1	(3.2) Held (Fully Adjudicated)	3	1.6
(1.1)(b) Completed w/in 60 Days	1	0.5	(2.1)(b)(i) Agreements, Not DP Related	2	1.1	(3.2)(a) Decisions w/in 45 Days	0	0.0
(1.1)(c) Completed w/in Extension	2	1.1	[Total Held]	14	7.4	(3.2)(b) Decisions w/in Extension	1	0.5
[Total w/in Timelines]	3	1.6	[Total Agreements]	9	4.8	[Decisions Within Timelines]	1	0.5
(1.2) Withdrawn or Dismissed	5	2.7	(2.2) Mediations Not Held	21	11.1	[Pending]	4	2.1
(1.3) Pending	1	0.5				(3.3) Resolved w/o a Hearing	5	2.7
(1.3)(a) Pending Hearing	0	0.0						
<u>Expedited Due Process Hearings**</u>								
			(4) Expedited Hearing Requests	1	0.5			
			(4.1) [Expedited] Resolution Sessions	0	0.0			
			(4.1)(a) [Expedited] Settlement Agreements	0	0.0			
			(4.2) Expedited Hearings (fully adjudicated)	0	0.0			
			(4.2)(a) Change of Placement Ordered	0	0.0			

Notes: [Values in brackets] are calculated based on definitions from OSEP reporting instructions . (Numbers in parentheses) are item numbers from APR Table 7. "Per 10K" values equal the number of events divided by child count times 10,000 and allow comparison of event rates across states.

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School Year 2006-07	<i>DELAWARE</i>	Total Child Count (ages 3 to 21):	19,366	% Served (ages 6 to 17):	12.05%
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<u>Written Complaints</u>	Reported	Per 10K	<u>Mediations</u>	Reported	Per 10K	<u>Due Process Hearings</u>	Reported	Per 10K
(1) Filed	13	6.7	(1) Requests	22	11.4	(3) Requests	25	12.9
(1.1) Reports Issued	12	6.2	(2.1)(a) Held, DP Related	10	5.2	(3.1) Resolution Meetings	0	0.0
(1.1)(a) Reports with Findings	12	6.2	(2.1)(a)(i) Agreements, DP Related	7	3.6	(3.1)(a) Settlement Agreements	0	0.0
<i>[Reports with No Findings]</i>	0	0.0	(2.1)(b) Held, Not DP Related	12	6.2	(3.2) Held (Fully Adjudicated)	4	2.1
(1.1)(b) Completed w/in 60 Days	10	5.2	(2.1)(b)(i) Agreements, Not DP Related	12	6.2	(3.2)(a) Decisions w/in 45 Days	0	0.0
(1.1)(c) Completed w/in Extension	2	1.0	(2.1)(b)(i) Agreements, Not DP Related	12	6.2	(3.2)(b) Decisions w/in Extension	4	2.1
<i>[Total w/in Timelines]</i>	12	6.2	<i>[Total Held]</i>	22	11.4	<i>[Decisions Within Timelines]</i>	4	2.1
(1.2) Withdrawn or Dismissed	1	0.5	<i>[Total Agreements]</i>	19	9.8	<i>[Pending]</i>	0	0.0
(1.3) Pending	0	0.0	(2.2) Mediations Not Held	0	0.0	(3.3) Resolved w/o a Hearing	21	10.8
(1.3)(a) Pending Hearing	0	0.0						
<u>Expedited Due Process Hearings**</u>								
						(4) Expedited Hearing Requests	0	0.0
						(4.1) [Expedited] Resolution Sessions	0	0.0
						(4.1)(a) [Expedited] Settlement Agreements	0	0.0
						(4.2) Expedited Hearings (fully adjudicated)	0	0.0
						(4.2)(a) Change of Placement Ordered	0	0.0

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Notes: [Values in brackets] are calculated based on definitions from OSEP reporting instructions . (Numbers in parentheses) are item numbers from APR Table 7. "Per 10K" values equal the number of events divided by child count times 10,000 and allow comparison of event rates across states.

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School Year 2007-08

DELAWARE

Total Child Count (ages 3 to 21):

19,435

% Served (ages 6 to 17): 11.97%

<u>Written Complaints</u>	Reported	Per 10K	<u>Mediations</u>	Reported	Per 10K	<u>Due Process Hearings</u>	Reported	Per 10K
(1) Filed	13	6.7	(1) Requests	14	7.2	(3) Requests	16	8.2
(1.1) Reports Issued	8	4.1	(2.1)(a) Held, DP Related	3	1.5	(3.1) Resolution Meetings	1	0.5
(1.1)(a) Reports with Findings	8	4.1	(2.1)(a)(i) Agreements, DP Related	2	1.0	(3.1)(a) Settlement Agreements	0	0.0
[Reports with No Findings]	0	0.0	(2.1)(b) Held, Not DP Related	11	5.7	(3.2) Held (Fully Adjudicated)	2	1.0
(1.1)(b) Completed w/in 60 Days	4	2.1	(2.1)(b)(i) Agreements, Not DP Related	10	5.1	(3.2)(a) Decisions w/in 45 Days	0	0.0
(1.1)(c) Completed w/in Extension	4	2.1	[Total Held]	14	7.2	(3.2)(b) Decisions w/in Extension	2	1.0
[Total w/in Timelines]	8	4.1	[Total Agreements]	12	6.2	[Decisions Within Timelines]	2	1.0
(1.2) Withdrawn or Dismissed	5	2.6	(2.2) Mediations Not Held	0	0.0	[Pending]	1	0.5
(1.3) Pending	0	0.0				(3.3) Resolved w/o a Hearing	13	6.7
(1.3)(a) Pending Hearing	0	0.0						
<u>Expedited Due Process Hearings**</u>								
			(4) Expedited Hearing Requests	0	0.0			
			(4.1) [Expedited] Resolution Sessions	0	0.0			
			(4.1)(a) [Expedited] Settlement Agreements	0	0.0			
			(4.2) Expedited Hearings (fully adjudicated)	0	0.0			
			(4.2)(a) Change of Placement Ordered	0	0.0			

Notes: [Values in brackets] are calculated based on definitions from OSEP reporting instructions . (Numbers in parentheses) are item numbers from APR Table 7. "Per 10K" values equal the number of events divided by child count times 10,000 and allow comparison of event rates across states.

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For questions regarding this report, contact Dick Zeller: [rwzeller@directionservice.org](mailto:rwzeller@directionservice.org)