

CADRE State Dispute Resolution Summary Report
[A Five Year Summary of Reported Activity]

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 2008-09		NORTH CAROLINA		Total Child Count (ages 3 to 21):		187,728		% Served (ages 6 to 17):		10.89%					
<u>Written Complaints</u>			Reported	Per 10K	<u>Mediations</u>			Reported	Per 10K	<u>Due Process Complaints</u>					
(1) Filed			97	5.2	(1) Requests			57	3.0	(3) DP Complaints Filed		60	3.2		
(1.1) Reports Issued			74	3.9	(2.1)(a) Held, DP Related			10	0.5	(3.1) Resolution Meetings		43	2.3		
(1.1)(a) Reports with Findings			51	2.7	(2.1)(a)(i) Agreements, DP Related			5	0.3	(3.1)(a) Settlement Agreements		31	1.7		
[Reports with No Findings]			23	1.2	(2.1)(b) Held, Not DP Related			20	1.1	(3.2) Held (Fully Adjudicated)		2	0.1		
(1.1)(b) Completed w/in 60 Days			67	3.6	(2.1)(b)(i) Agreements, Not DP Related			19	1.0	(3.2)(a) Decisions w/in 45 Days		0	0.0		
(1.1)(c) Completed w/in Extension			7	0.4	[Total Held]			30	1.6	(3.2)(b) Decisions w/in Extension		2	0.1		
[Total w/in Timelines]			74	3.9	[Total Agreements]			24	1.3	[Decisions Within Timelines]		2	0.1		
(1.2) Withdrawn or Dismissed			23	1.2	(2.2) Mediations Not Held			27	1.4	[Pending]		12	0.6		
(1.3) Pending			0	0.0								(3.3) Resolved w/o a Hearing		46	2.5
(1.3)(a) Pending Hearing			0	0.0											
<u>Expedited Due Process Complaints**</u>															
										(4) Expedited DP Complaints Filed		6	0.3		
										(4.1) [Expedited] Resolution Sessions		6	0.3		
										(4.1)(a) [Expedited] Settlement Agreements		4	0.2		
										(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 parens) are item numbers from APR Table 7. "Per 10K" values equal the number of events divided by child count (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

* Sources: 2004-05 and 2005-06 data are from State APRs, Table 7, compiled by CADRE; 2006-07, 2007-08 and 2008-09 are Section 618 data from the Westat/Data Accountability Center, files = <2006-07 (csv) - Updated>, <2007-08 (csv)> and <2008-09 (csv)> available at: <https://www.ideadata.org/PartBDispRes.asp>.

** Expedited due process complaints data became a required collection in 2005-06; zeros for 2004-05 may indicate that data on expedited due process complaints were not collected that year by that state. All expedited complaints data elements except (4.2)(a) are subsets of the due process complaints data reported for the same year.

School Year 2007-08 **NORTH CAROLINA** **Total Child Count (ages 3 to 21):** 191,668 **% Served (ages 6 to 17):** 11.18%

<u>Written Complaints</u>	Reported	Per 10K	<u>Mediations</u>	Reported	Per 10K	<u>Due Process Complaints</u>	Reported	Per 10K	
(1) Filed	115	6.0	(1) Requests	105	5.5	3) DP Complaints Filed	56	2.9	
(1.1) Reports Issued	85	4.4	(2.1)(a) Held, DP Related	15	0.8	(3.1) Resolution Meetings	36	1.9	
(1.1)(a) Reports with Findings	60	3.1	(2.1)(a)(i) Agreements, DP Related	7	0.4	(3.1)(a) Settlement Agreements	20	1.0	
[Reports with No Findings]	25	1.3	(2.1)(b) Held, Not DP Related	44	2.3	(3.2) Held (Fully Adjudicated)	6	0.3	
(1.1)(b) Completed w/in 60 Days	80	4.2	(2.1)(b)(i) Agreements, Not DP Related	33	1.7	(3.2)(a) Decisions w/in 45 Days	3	0.2	
(1.1)(c) Completed w/in Extension	1	0.1	[Total Held]	59	3.1	(3.2)(b) Decisions w/in Extension	3	0.2	
[Total w/in Timelines]	81	4.2	[Total Agreements]	40	2.1	[Decisions Within Timelines]	6	0.3	
(1.2) Withdrawn or Dismissed	30	1.6	(2.2) Mediations Not Held	46	2.4	[Pending]	13	0.7	
(1.3) Pending	0	0.0				(3.3) Resolved w/o a Hearing	37	1.9	
(1.3)(a) Pending Hearing	0	0.0							
<u>Expedited Due Process Complaints**</u>									
							(4) Expedited DP Complaints Filed	3	0.2
							(4.1) [Expedited] Resolution Sessions	0	0.0
							(4.1)(a) [Expedited] Settlement Agreements	0	0.0
							(4.2) Expedited Hearings (fully adjudicated)	1	0.1
							(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 parens) are item numbers from APR Table 7. "Per 10K" values equal the number of events divided by child count (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

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School Year 2006-07 **NORTH CAROLINA** **Total Child Count (ages 3 to 21):** 192,451 **% Served (ages 6 to 17):** 11.53%

<u>Written Complaints</u>	Reported	Per 10K	<u>Mediations</u>	Reported	Per 10K	<u>Due Process Complaints</u>	Reported	Per 10K	
(1) Filed	70	3.6	(1) Requests	110	5.7	3) DP Complaints Filed	48	2.5	
(1.1) Reports Issued	48	2.5	(2.1)(a) Held, DP Related	7	0.4	(3.1) Resolution Meetings	28	1.5	
(1.1)(a) Reports with Findings	33	1.7	(2.1)(a)(i) Agreements, DP Related	4	0.2	(3.1)(a) Settlement Agreements	21	1.1	
[Reports with No Findings]	15	0.8	(2.1)(b) Held, Not DP Related	52	2.7	(3.2) Held (Fully Adjudicated)	2	0.1	
(1.1)(b) Completed w/in 60 Days	42	2.2	(2.1)(b)(i) Agreements, Not DP Related	45	2.3	(3.2)(a) Decisions w/in 45 Days	0	0.0	
(1.1)(c) Completed w/in Extension	2	0.1	[Total Held]	59	3.1	(3.2)(b) Decisions w/in Extension	2	0.1	
[Total w/in Timelines]	44	2.3	[Total Agreements]	49	2.5	[Decisions Within Timelines]	2	0.1	
(1.2) Withdrawn or Dismissed	22	1.1	(2.2) Mediations Not Held	51	2.7	[Pending]	6	0.3	
(1.3) Pending	0	0.0				(3.3) Resolved w/o a Hearing	40	2.1	
(1.3)(a) Pending Hearing	0	0.0							
<u>Expedited Due Process Complaints**</u>									
							(4) Expedited DP Complaints Filed	3	0.2
							(4.1) [Expedited] Resolution Sessions	3	0.2
							(4.1)(a) [Expedited] Settlement Agreements	2	0.1
							(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 parens) are item numbers from APR Table 7. "Per 10K" values equal the number of events divided by child count (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

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School Year 2005-06 NORTH CAROLINA Total Child Count (ages 3 to 21): 192,820 % Served (ages 6 to 17): 11.62%

<u>Written Complaints</u>	Reported	Per 10K	<u>Mediations</u>	Reported	Per 10K	<u>Due Process Complaints</u>	Reported	Per 10K	
(1) Filed	63	3.3	(1) Requests	116	6.0	3) DP Complaints Filed	56	2.9	
(1.1) Reports Issued	45	2.3	(2.1)(a) Held, DP Related	10	0.5	(3.1) Resolution Meetings	29	1.5	
(1.1)(a) Reports with Findings	35	1.8	(2.1)(a)(i) Agreements, DP Related	6	0.3	(3.1)(a) Settlement Agreements	25	1.3	
[Reports with No Findings]	10	0.5	(2.1)(b) Held, Not DP Related	52	2.7	(3.2) Held (Fully Adjudicated)	3	0.2	
(1.1)(b) Completed w/in 60 Days	35	1.8	(2.1)(b)(i) Agreements, Not DP Related	38	2.0	(3.2)(a) Decisions w/in 45 Days	1	0.1	
(1.1)(c) Completed w/in Extension	4	0.2	[Total Held]	62	3.2	(3.2)(b) Decisions w/in Extension	1	0.1	
[Total w/in Timelines]	39	2.0	[Total Agreements]	44	2.3	[Decisions Within Timelines]	2	0.1	
(1.2) Withdrawn or Dismissed	18	0.9	(2.2) Mediations Not Held	54	2.8	[Pending]	18	0.9	
(1.3) Pending	0	0.0				(3.3) Resolved w/o a Hearing	35	1.8	
(1.3)(a) Pending Hearing	0	0.0							
<u>Expedited Due Process Complaints**</u>									
							(4) Expedited DP Complaints Filed	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 parens) are item numbers from APR Table 7. "Per 10K" values equal the number of events divided by child count (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

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School Year 2004-05 NORTH CAROLINA Total Child Count (ages 3 to 21): 193,377 % Served (ages 6 to 17): 11.77%

<u>Written Complaints</u>	Reported	Per 10K	<u>Mediations</u>	Reported	Per 10K	<u>Due Process Complaints</u>	Reported	Per 10K
(1) Filed	109	5.6	(1) Requests	129	6.7	3) DP Complaints Filed	67	3.5
(1.1) Reports Issued	54	2.8	(2.1)(a) Held, DP Related	36	1.9	(3.1) Resolution Meetings	0	0.0
(1.1)(a) Reports with Findings	38	2.0	(2.1)(a)(i) Agreements, DP Related	28	1.4	(3.1)(a) Settlement Agreements	0	0.0
[Reports with No Findings]	16	0.8	(2.1)(b) Held, Not DP Related	40	2.1	(3.2) Held (Fully Adjudicated)	2	0.1
(1.1)(b) Completed w/in 60 Days	43	2.2	(2.1)(b)(i) Agreements, Not DP Related	36	1.9	(3.2)(a) Decisions w/in 45 Days	1	0.1
(1.1)(c) Completed w/in Extension	5	0.3	[Total Held]	76	3.9	(3.2)(b) Decisions w/in Extension	0	0.0
[Total w/in Timelines]	48	2.5	[Total Agreements]	64	3.3	[Decisions Within Timelines]	1	0.1
(1.2) Withdrawn or Dismissed	43	2.2	(2.2) Mediations Not Held	53	2.7	[Pending]	24	1.2
(1.3) Pending	12	0.6				(3.3) Resolved w/o a Hearing	41	2.1
(1.3)(a) Pending Hearing	0	0.0						
<u>Expedited Due Process Complaints**</u>								
						(4) Expedited DP Complaints Filed	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 parens) are item numbers from APR Table 7. "Per 10K" values equal the number of events divided by child count (3-21 years) times 10,000; these "per capita" rates allow comparisons of activity across states.

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