

**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		SOUTH DAKOTA		Total Child Count (ages 3 to 21):		17,867		% Served (ages 6 to 17):		11.09%			
<u>Written Complaints</u>			Reported	Per 10K	<u>Mediations</u>			Reported	Per 10K	<u>Due Process Complaints</u>			
(1) Filed			4	2.2	(1) Requests			1	0.6	(3) DP Complaints Filed		2	1.1
(1.1) Reports Issued			4	2.2	(2.1)(a) Held, DP Related			1	0.6	(3.1) Resolution Meetings		1	0.6
(1.1)(a) Reports with Findings			3	1.7	(2.1)(a)(i) Agreements, DP Related			1	0.6	(3.1)(a) Settlement Agreements		1	0.6
[Reports with No Findings]			1	0.6	(2.1)(b) Held, Not DP Related			0	0.0	(3.2) Held (Fully Adjudicated)		0	0.0
(1.1)(b) Completed w/in 60 Days			4	2.2	(2.1)(b)(i) Agreements, Not DP Related			0	0.0	(3.2)(a) Decisions w/in 45 Days		0	0.0
(1.1)(c) Completed w/in Extension			0	0.0	[Total Held]			1	0.6	(3.2)(b) Decisions w/in Extension		0	0.0
[Total w/in Timelines]			4	2.2	[Total Agreements]			1	0.6	[Decisions Within Timelines]		0	0.0
(1.2) Withdrawn or Dismissed			0	0.0	(2.2) Mediations Not Held			0	0.0	[Pending]		0	0.0
(1.3) Pending			0	0.0						(3.3) Resolved w/o a Hearing		2	1.1
(1.3)(a) Pending Hearing			0	0.0									
<b><u>Expedited Due Process Complaints**</u></b>													
					(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.

\* 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.







