



Hanover Elementary School
274 Labeaux Ave NE
Hanover MN 55341
Tel 763-682-0800

Prior Written Notice

Student: Pengsue Vang ID: 0877000775101
 School: Hanover Elementary School Grade: 03 Birth date: 01/06/2012

Date Sent: 01/06/2022

Dear Youa Lee and Xay Vang:

You are receiving this notice because the school district is proposing or refusing action(s) regarding your child's identification, evaluation, educational placement or free appropriate public education (FAPE).

1. Action(s) Proposed or Refused

The district is proposing to implement the enclosed annual Individualized Education Program (IEP) plan to provide Pengsue with continued direct Special Education services under the disability category of Specific Learning Disabilities (SLD) as was discussed at the IEP team meeting held on 12/15/2021. Changes made in this IEP include updated present level of performance information, updated goals and objectives, updated service times, and updated accommodations, modifications, and supports.

Regarding Recovery Services:

The district is proposing to implement Pengsue's annual Individualized Education Program (IEP) plan as written, with no additional recovery services due to the disruption of in-person instruction during the COVID-19 pandemic.

2. Explanation: Why each action is proposed or refused

The district is proposing the enclosed annual Individualized Education Program (IEP) plan because Pengsue continues to be eligible for and in need of direct Special Education services under the disability category of Specific Learning Disabilities (SLD). The team has determined that Pengsue is in need of specialized instruction in the areas of reading, math, written language, and Speech/Language in order to make sufficient academic progress.

Regarding Recovery Services:

A comprehensive review of Pengsue's present levels of academic achievement and functional performance, including progress towards his IEP goals and objectives, progress within the general education curriculum, and maintenance of learning indicated that he did not demonstrate a lack of progress due to the disruption of in-person instruction during the COVID-19 pandemic.

3. Sources of Information: Basis for proposed or refused action

The district used previous comprehensive educational evaluation results, current district test results, current progress data, classroom teacher reports, and parent input as a basis for this proposal.

Regarding Recovery Services:

The district used Pengsue's present levels of academic achievement and functional performance prior to COVID-19 related school closures in the spring of 2020 as well as current progress data, teacher reports, and parent input as a basis for this proposal.

4. Other options considered and why those options were refused

The team discussed recovery services but determined that Pengsue did not demonstrate a loss of learning or a lack of progress due to the disruption of in-person instruction during the COVID-19 pandemic and therefore is not in need of recovery services.

Regarding Recovery Services:

The district considered providing recovery services but determined that they are not needed because Pengsue demonstrated adequate progress towards his IEP goals and objectives and made adequate progress in the general education curriculum throughout the COVID-19 pandemic.

5. Additional factors relevant to the district's proposed or refused action.

Pengsue is being recommended for Extended School Year services (ESY) for the summer of 2022 to address reading and math skill regression.

Your Rights

For initial evaluation or initial placement and provision of special education services:

- The school district will not proceed with the actions proposed in this notice without first receiving your prior written consent.
- If you provide written refusal to an initial evaluation or the initial provision of special education services, the school district may not override your decision.

For other actions:

For other actions, the school district **will** proceed with the proposed or refused action(s) in the prior written notice **unless**:

- you object in writing within 14 calendar days
and
- you either request a conciliation conference, a meeting with appropriate Individualized Education Program (IEP) team members, file an impartial due process hearing, or you request a mediation or a facilitated team meeting.

What happens if I object to the action?

- You have the right to a conciliation conference if you request one. If you request a conciliation conference, the school district must hold the conciliation conference within 10 calendar days from the date of your request, and the school district will not proceed with the proposed action(s) or refusal(s). (See definition below). This request is made to the school district.
- You have the right to request a meeting with appropriate members of your child's Individualized Education Program (IEP) team to address the specific objections, and the school district will not proceed with the proposed action(s) or refusal(s). This request is made to the school district.
- You have the right to request a due process hearing in order to resolve the disagreements, and the school district will not proceed with the proposed action(s) or refusal(s). The school district may also request a due process hearing. This request is made to the Minnesota Department of Education (MDE).
- You have the right to request mediation or a facilitated team meeting to resolve the disagreement. This is a voluntary process, so both you and the school district must agree to participate in the process. If you make this request, the school district will not proceed with the proposed action(s) or refusal(s). This request is made to the Minnesota Department of Education (MDE).

Procedural Safeguards of the Individuals with Disabilities Education Act

A procedural safeguards notice or parental rights document explains some of the special education rights and procedural safeguards available to parents under federal and state law. For example, you will find information about when you need to provide written consent (agreement), how your child's records are protected, and your options if you do not believe your child is receiving appropriate special education services.

The school district must provide you with a notice of your procedural safeguards at least once per year and upon your request. You can get a copy of these safeguards by contacting:

Linda Proell-SPED Teacher/IEP Manager
[Name and Title/Role]

763-682-0828
at [telephone number]

lproell@bhmschools.org
or [email address]

☒ Procedural safeguards offered to parents by LP (Initials) on 01/06/2022

Other Resources and Contact Information:

If you would like help in understanding what this prior written notice means, you can contact:

- PACER Center at 952-838-9000 or www.pacer.org
- The Arc Minnesota at 952-920-0855 or <https://arcminnesota.org/>
- Minnesota Department of Education at 651-582-8689 or <http://education.state.mn.us/mde/index.html>
- Minnesota Disability Law Center at 612-334-5970 or www.mylegalaid.org

Definitions:

Alternative Dispute Resolution:

Alternative dispute resolution includes mediation and facilitated team meetings. Both you and the school district would need to agree to participate in mediation or a facilitated team meeting. The process is free and involves an impartial person provided by the state to help you and the district resolve differences while keeping the focus on the student's needs. For more information, here is a link to MDE's webpage:
<https://education.mn.gov/MDE/fam/sped/conf/>.

Conciliation Conference:

A conciliation conference is a meeting with the parent and school staff to resolve disagreements about the school district's proposed or refused actions described in the prior written notice. A conciliation conference must be attended by at least a parent and a school staff person with authority to resolve the dispute. The school district must hold the conciliation conference within 10 calendar days from the date it receives your request.

District Use Only:

Date form given or mailed to parent:



Hanover Elementary School
 274 Labeaux Ave NE
 Hanover MN 55341
 Tel 763-682-0800

Parental Consent/Objection

Student: Pengsue Vang ID: 0877000775101 Date: 01/06/2022
 School: Hanover Elementary School Grade: 03 Birth date: 01/06/2012

Dear Youa Lee and Xay Vang

The school district seeks your consent or objection before moving ahead with the proposed actions as stated in the enclosed Prior Written Notice sent **01/06/2022**.

Step 1: Understand Your Rights

The school district **will not** proceed with an initial evaluation or initial placement and provision of special education services without your prior written consent.

For other actions, the school district **will** proceed with the proposed or refused action(s) in the prior written notice **unless** :

- you object in writing within 14 calendar days (01/20/2022) **and**
- you either request a conciliation conference, a meeting with appropriate Individualized Education Program (IEP) team members, file an impartial due process hearing, or you request a mediation or a facilitated team meeting

If you would like to request a mediation, facilitated team meeting, or a due process hearing, please contact MDE at 651-582-8689 or by email at mde.adrservices@state.mn.us.

Step 2: Review the school district's proposed or refused action(s) as described in the prior written notice.

Step 3: Check one of the boxes to indicate your response to the proposed or refused action(s).

☐ **Consent:** I agree, so the school district will proceed with the proposed or refused action(s) in the prior written notice.

or

☐ **Objection:** I do not agree and **I request a conciliation conference** to be held within ten calendar days from the date the school district receives this request to resolve my concerns and understand the school district will not proceed with the proposed or refused action(s) in the prior written notice.

or

☐ **Objection:** I do not agree and **I request a meeting with appropriate members of my child's IEP team** to resolve my concerns and understand the school district will not proceed with the proposed or refused action(s) in the prior written notice.

If you choose this option, please explain the specific part that you object to:

Step 4: Sign, date, and return this form.

Parent Signature

Date

This form is available in other formats. Contact the case manager for an alternate format.

Return this form to:

Linda Proell SPED Teacher/IEP Manager 763-682-0828
 Name Position Phone

Hanover Elementary School Hanover MN 55341
 Address City State Zip

For School Use Only:

Date Received:

 Hanover Elementary School 274 Labeaux Ave NE Hanover MN 55341 Tel 763-682-0800	Special Education Data Sheet
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STUDENT INFORMATION				
STUDENT NAME	SEX	GRADE	BIRTH DATE	ID NUMBER
Pongsue Vang	<input checked="" type="checkbox"/> M <input type="checkbox"/> F	Grade 3	01/06/2012	0877000775101
NATIVE LANGUAGE	HISPANIC/LATINO	RACE/ETHNICITY	PRIMARY DISABILITY	
English	<input type="checkbox"/> Yes <input type="checkbox"/> No	White	07: Specific Learning Disabilities	
SECONDARY DISABILITY		TERTIARY DISABILITY		
:		:		
RESIDENT DISTRICT NO.	PROVING DISTRICT NO.	SCHOOL OF ENROLLMENT		
0877	0877	Hanover Elementary School		
CASE MANAGER NAME	IEP WRITTEN	IEP MEETING DUE	TELEPHONE NUMBER	TYPE OF IEP
Linda Proell	12/22/2021	12/15/2022	763-682-0828	<input type="checkbox"/> Initial <input checked="" type="checkbox"/> Annual
REFERRAL DATE	EVAL CONSENT DATE	EVALUATION DATE	EVAL HOURS	EVALUATION DUE
		12/15/2020		12/15/2023
SERVICE PLAN MEETING		STATUS START		STATUS END
12/15/2021				
COURT PLACEMENT & AGENCY NAME FOR COURT PLACEMENT			SOCIAL SERVICES PLACEMENT	
ECONOMIC INDICATOR		SPECIAL PUPILS FOR CARE AND TREATMENT		
		<input type="checkbox"/> Yes <input type="checkbox"/> No		
TARGETED STUDENT IND	TRANSPORTATION CATEGORY CODE	TRANSPORTING DISTRICT NO.		TRANSPORTING DISTRICT TYPE
<input type="checkbox"/> Yes <input type="checkbox"/> No				
<input type="checkbox"/> TRANSPORTATION CHANGE				
INSTRUCTIONAL SETTING	STATUS:	SpEd: Evaluated: Receiving special education services [4]		
	STATUS END:			
	LAST LOC OF ATTEND:			
02				

PARENT/GUARDIAN INFORMATION

Name:	Youa Lee	Phone(home):	
Relationship to child	Mother	Phone (work):	
Address:	9847 Bechtold Rd	Phone (cell):	(612)481-4804
City/State/Zip:	Corcoran, MN 55374	Email:	kayoualee85@gmail.com

Name:	Xay Vang	Phone(home):	
Relationship to child	Father	Phone (work):	
Address:	9847 Bechtold Rd	Phone (cell):	(612)598-2547
City/State/Zip:	Corcoran, MN 55374	Email:	kayoualee85@gmail.com

SERVICES AND MODIFICATIONS

EXTENDED SCHOOL YEAR	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> More Data Needed
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Special Education and Related Services (primarily direct instruction and services)

Statements of special education and related services	Start Date	End Date	Frequency	Minutes per session		Location	Anticipated Duration
				Indirect	Direct		
Specialized Instruction: Reading	01/20/2022	01/19/2023	5/week	10	40	Resource classroom	1 year
Specialized Instruction: Mathematics	01/20/2022	01/19/2023	5/week	10	60	Resource classroom	1 year
Specialized Instruction: Written Language	01/20/2022	01/19/2023	5/week	5	25	Resource classroom	1 year
Speech/Language	01/20/2022	01/19/2023	6/month	5	20	Special Education classroom	1 year

Child Specific Paraprofessional Support	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
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