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State Performance Plan Indicator 15: Resolution Sessions



Percent of hearing requests that went to resolution sessions that were resolved through resolution session settlement agreements.

Who are the students included in this indicator?

Children with a disability, or suspected of having a disability, under Part B of the IDEA (Preschool and School Age Special Education), ages 3-21, who are the subject of an impartial hearing resulting from a due process complaint.

What is the data source?

- Data is pulled from the New York State Education Department's (NYSED) Impartial Hearing Reporting System (IHRS); data is entered directly into the IHRS by each school district with the exception of the New York City Department of Education (NYCDOE). Staff from the NYC Impartial Hearing Office enter data into the NYCDOE data system: the Impartial Hearing System (IHS). Data entered into IHS is automatically transferred into IHRS on a daily basis.

How are results calculated?

[Numerator 3.1(a)] Written settlement agreements reached through resolution meetings	÷	[Denominator (3.1)] Number of resolution sessions (meetings) held	X 100	= Percent of hearing requests that went to resolution sessions that were resolved through resolution session settlement agreements.
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What actions is NYS taking to improve percent of resolution settlement agreements for students with disabilities?

Current improvement activities:

- May 2019 Comprehensive Compliance Assurance Plan (CAP) for NYCDOE required that the district develop a plan to ensure that staff representing the district at resolution meetings are authorized to enter into settlement agreements.
- The CAP also requires the district to develop methods to more effectively use resolution sessions to resolve due process hearing complaints.
- Information regarding resolution sessions is provided in the following NYSED documents available on the NYSED website
 - [January 2018 Q&A document](#)
 - [September 2017 Q&A document](#)
 - [NYSED's Procedural Safeguards Notice July 2017](#)

Recommended improvement activities:

- NYSED will review its data collection and reporting requirements and processes regarding resolution meetings to ensure collection of pertinent data points from all districts, including all Community School Districts in the NYCDOE.
- NYSED will provide guidance to districts to improve data collection and reporting regarding all aspects of the resolution process.
- NYSED will engage in increased monitoring of district submission of this data.
- NYSED will require NYCDOE to develop and implement new procedures to initiate a resolution session upon the parent's filing of an impartial hearing request.
- NYSED will revise its electronic data collection and monitoring system to obtain and monitor pertinent data from districts on resolution sessions.
- NYSED will provide guidance on conducting effective resolution sessions.