



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE OF SPECIAL EDUCATION AND REHABILITATIVE SERVICES
OFFICE OF SPECIAL EDUCATION PROGRAMS

MEMORANDUM

TO: Honorable Richard Lancing Evans
State Superintendent of Education
Mississippi Department of Education
By Email: Levans@mdek12.org

THROUGH: Angela Tanner-Dean *ATD*
Associate Division Director
Division of Monitoring and State Improvement Planning (MSIP)
Office of Special Education Programs (OSEP)

FROM: Shannon M. O'Neill, Ed.D. *SMO*
OSEP State Lead

SUBJECT: Status of the Required Actions

DATE: January 27, 2026

The purpose of this memo is to provide an update on the status of the required actions identified by the U.S. Department of Education's (the Department's) Office of Special Education Program's (OSEP's) July 23, 2025, Differentiated Monitoring and Support (DMS) monitoring report.

This memo is in response to the Mississippi Department of Education's October 21, 2025 and January 12, 2026 document submission to OSEP to address the corrective actions required in the July 23, 2025 monitoring report. These findings and corrective actions were identified as a result of the DMS activities conducted by OSEP during the monitoring visit to the State which occurred in October 2024.

The summary of monitoring priorities and outcomes chart below includes the monitoring component, finding, required actions, OSEP analysis, and status of correction based on the evidence received by OSEP to date. OSEP has determined that the State has not satisfied all of the original required actions identified in OSEP's July 23, 2025, monitoring report. As a result, further corrective action is required for monitoring components 1.1 through 1.3, 2.1, 2.2, 3.1, 4.1 through 4.3, and 5.1.

OSEP appreciates the State's ongoing efforts to improve the implementation of the Individuals with Disabilities Education Act (IDEA) Part B and the development and implementation of a reasonably designed general supervision system which ensures compliance and improving results for children with disabilities. OSEP emphasizes that having a consistent and transparent system for identifying and correcting noncompliance, particularly noncompliance that impacts the delivery of special education and related services, in accordance with individualized education programs (IEPs), and dispute resolution systems that protect the rights of parents, are essential elements to ensuring improved results for children with disabilities. If you have any questions, please contact your OSEP State Lead.

MISSISSIPPI PART B | JULY 23, 2025, FINAL MONITORING REPORT REQUIRED ACTION STATUS

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
<p>Monitoring and Improvement</p> <p>1.1 OSEP found that the State did not have a general supervision system that was reasonably designed to identify noncompliance with all IDEA Part B requirements in a timely manner, as required by 34 C.F.R. §§ 300.149, and 300.600 through 300.602. Specifically,</p> <ol style="list-style-type: none"> 1. The State had not issued written notifications (i.e., findings) to LEAs, generally within three months of the State’s identification of noncompliance. 2. The State did not issue written findings of noncompliance when noncompliance was identified using the State’s data system and data base for SPP/APR reporting. 	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <ol style="list-style-type: none"> 1. Updated policies and procedures documenting the State’s process for identifying noncompliance in a timely manner to include issuing a written notification of noncompliance (i.e., a finding) to LEAs, generally within three months of the State’s identification of noncompliance unless the LEA immediately (i.e., before the State issues a finding) corrects the noncompliance and the State is able to verify the correction, as required by 34 C.F.R. §§ 300.149, and 300.600 through 300.602. 2. Updated policies and procedures documenting the State’s process for determining compliance using information in the State’s data system. In addition, the State must submit monitoring policies which reflect when the State will examine data collected 	<p>On October 21, 2025 and January 12, 2026, the State submitted policies and procedures documenting the State’s process for identifying noncompliance in a timely manner to include issuing a written notification of noncompliance (i.e., a finding) to LEAs, generally within three months of the State’s identification of noncompliance unless the LEA immediately (i.e., before the State issues a finding) corrects the noncompliance and the State is able to verify the correction, and the State’s process for determining compliance using information in the State’s data system, including policies which reflect when the State will examine data collected from its data system to determine LEA compliance with IDEA requirements (e.g., monthly, quarterly, or annually).</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s updated policies and procedures for identifying noncompliance in a timely manner and determining compliance using information in the State’s data system are consistent with the relevant IDEA requirements. This required action has been resolved.</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
	<p>from its data system to determine LEA compliance with IDEA requirements (e.g., monthly, quarterly, or annually).</p>		
	<p>Evidence of Implementation—as soon as possible, but no later than July 23, 2026, the State is required to submit to OSEP:</p> <ol style="list-style-type: none"> 1. Evidence of the State’s revised monitoring policies and procedures, such as notification letters, tools to conduct the monitoring, monitoring reports, letters of findings, root cause analysis, technical assistance, examples of finding close-out and verification of correction, or other supporting documentation. 	<p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	<p>OPEN</p>
<p>Monitoring and Improvement</p> <p>1.2 OSEP found that the State did not have a general supervision system that was reasonably designed to verify correction of systemic noncompliance in a timely manner, as required under 34 C.F.R. §§ 300.149, and 300.600 through 300.602.</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <ol style="list-style-type: none"> 1. Updated policies and procedures that ensure the correction of noncompliance by verifying that the LEA is correctly implementing the specific regulatory requirements (i.e., achieved 100 percent compliance with 	<p>On October 21, 2025 and January 12, 2026, the State submitted policies and procedures that ensure the correction of noncompliance by verifying that the LEA is correctly implementing the specific regulatory requirements (i.e., achieved 100 percent compliance with the relevant IDEA requirements) based on a review of updated data and information, and that demonstrate that in reviewing updated data, the State is selecting the files to review.</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
<p>Specifically, OSEP’s review found that:</p> <ol style="list-style-type: none"> 1. The State did not have a system in place to verify the systemic correction of noncompliance for compliance indicators reported in the SPP/APR. 2. The State’s practice of allowing LEAs to self-select files to review when demonstrating systemic compliance, was not consistent with the requirement to ensure correction of all noncompliance. 	<ol style="list-style-type: none"> 1. the relevant IDEA requirements) based on a review of updated data and information, such as data and information subsequently collected through integrated monitoring activities or the State’s data system, as required by. 34 C.F.R. §§ 300.149, and 300.600 through 300.602. 2. Updated policies and procedures that demonstrate that in reviewing updated data, the State is selecting the files to review. 	<p>updated policies and procedures to ensure the correction of noncompliance by verifying that the LEA is correctly implementing the specific regulatory requirements and process to select files for review are consistent with the relevant IDEA requirements. This required action has been resolved.</p>	
	<p>Evidence of Implementation— as soon as possible, but no later than July 23, 2026, the State is required to submit to OSEP:</p> <ol style="list-style-type: none"> 1. Documentation that the State reviewed updated data and information, such as data and information subsequently collected through monitoring activities or the State’s data system. 2. Documentation that the State’s review of updated data, from a State selected sample of data and information did not reveal any continued 	<p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	<p>OPEN</p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
	<p>noncompliance.</p> <p>3. A copy of the notification issued to all LEAs, advising them of the State’s revised policies and procedures to ensure the correction of noncompliance by verifying that the LEA is correctly implementing the specific regulatory requirements (i.e., achieved 100 percent compliance with the relevant IDEA requirements) as described above.</p> <p>4. Documentation demonstrating the State-level training provided to LEAs on the correction of noncompliance, both individual and systemic, in accordance with OSEP’s Question and Answer document 23-01, State General Supervision Responsibilities under Parts B and C of the IDEA: Monitoring, Technical Assistance, and Enforcement (July 24, 2023), such as, presentation materials, attendance logs, calendar, and dates of trainings provided.</p>		

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
<p>Monitoring and Improvement: Annual Determinations</p> <p>1.3 OSEP found that the State was not considering valid and reliable data, correction of identified noncompliance, and other data available to the State about the LEA’s compliance with IDEA, including any relevant audit findings, when making an annual determination on the performance of each LEA, as required by 34 C.F.R. § 300.603(b).</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <ol style="list-style-type: none"> Updated policies and procedures for issuing annual IDEA determinations on the performance of each LEA, that consider the following factors: (1) performance on SPP/APR compliance indicators (including Indicators 4B, 9, and 10); (2) valid and reliable data; (3) correction of identified noncompliance; and (4) other data available to the State about the LEA’s compliance with the IDEA, including relevant audit findings, consistent with 34 C.F.R. § 300.603(b). 	<p>On October 21, 2025, the State submitted policies and procedures for issuing annual IDEA determinations on the performance of each LEA, that consider the following factors: (1) performance on SPP/APR compliance indicators (including Indicators 4B, 9, and 10); (2) valid and reliable data; (3) correction of identified noncompliance; and (4) other data available to the State about the LEA’s compliance with the IDEA, including relevant audit findings, consistent with 34 C.F.R. § 300.603(b).</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s updated policies and procedures for issuing annual determinations are consistent with the relevant IDEA requirements. This required action has been resolved.</p>	<p>CLOSED <i>Jan. 27, 2026</i></p>
	<p>Evidence of Implementation—as soon as possible, but no later than July 23, 2026, the State is required to submit to OSEP:</p> <ol style="list-style-type: none"> Copies of the State’s annual IDEA determinations on the performance of at least 15 LEAs, with any underlying protocols or rubrics that were used in completing the determinations. 	<p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	<p>OPEN</p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
<p>Data</p> <p>2.1 OSEP found that the State had not consistently submitted valid and reliable SPP/APR data, as required by 34 C.F.R. §§ 300.601(b), and 300.640 through 300.646.</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <ol style="list-style-type: none"> Updated written policies and procedures to collect and report valid and reliable data, consistent with the requirements in 34 C.F.R. §§ 300.601(b), and 300.640 through 300.646. <p>The State’s policies and procedures must specify timelines, definitions, calculation methods, and data sources for the IDEA Sections 616 and 618 data collection requirements to include data governance, business rules, data quality/validation, and data security.</p>	<p>On October 21, 2025, the State submitted policies and procedures to collect and report valid and reliable data, consistent with the requirements in 34 C.F.R. §§ 300.601(b), and 300.640 through 300.646.</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s updated policies and procedures to collect and report valid and reliable data are consistent with the relevant IDEA requirements. This required action has been resolved.</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p>
	<p>Evidence of Implementation—as soon as possible, but no later than July 23, 2026, the State is required to submit to OSEP:</p> <ol style="list-style-type: none"> Evidence of the State’s revised policies and procedures such as copies of the State’s data reports that demonstrate valid and reliable data, written notifications to LEAs 	<p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	<p>OPEN</p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
	<p>regarding the results of the State’s data checks, and documentation demonstrating the revision and correction of clerical errors identified by the State in data reports provided to LEAs.</p> <p>2. Documentation demonstrating the State-level training provided, such as, presentation materials, attendance logs, calendar, and dates of trainings, to State and LEA staff on the updated data collection processes to include all required components of IDEA Sections 616 and 618 data collection requirements, and 34 C.F.R. §§ 300.601(b), and 300.640 through 300.646.</p>		
<p>Data Reporting: SPP/APR Indicator 13</p> <p>2.2 OSEP found that the State had not been reporting valid and reliable data and information on the secondary transition requirements for SPP/APR Indicator 13, as required by 34 C.F.R. §§ 300.601(b), and 300.640 through 300.646.</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <p>1. Updated written policies and procedures to collect and report valid and reliable data and information on the secondary transition requirements for SPP/APR Indicator 13, as required by 34 C.F.R. §§ 300.601(b), and 300.640 through 300.646.</p>	<p>1. On October 21, 2025, the State submitted policies and procedures to collect and report valid and reliable data and information on the secondary transition requirements for SPP/APR Indicator 13, as required by 34 C.F.R. §§ 300.601(b), and 300.640 through 300.646.</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s updated policies and procedures to collect and report valid and reliable data and information on the secondary transition requirements for SPP/APR Indicator 13 are</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
<p>Specifically, the State did not have a process in place to verify and review evidence ensuring that the secondary transition requirements had been addressed to meet the postsecondary goals and annual IEP goals related to the student’s transition services need.</p>	<p>2. Updated written policies and procedures that describe the State’s process to verify and review evidence ensuring that the secondary transition requirements have been addressed and meet the postsecondary goals and annual IEP goals related to the student’s transition services need, when reporting SPP/APR Indicator 13 data.</p> <p>The State’s process must ensure that LEAs are inviting students to the IEP Team meeting where transition services are to be discussed; and ensure that, if appropriate, a representative of any participating agency that is likely to be responsible for providing or paying for transition services, including, if appropriate, pre-employment transition services, was invited to the IEP Team meeting with the prior consent of the parent or student who has reached the age of majority.</p>	<p>consistent with the relevant IDEA requirements. This required action has been resolved.</p> <p>2. On October 21, 2025, the State submitted policies and procedures that describe the State’s process to verify and review evidence ensuring that the secondary transition requirements have been addressed and meet the postsecondary goals and annual IEP goals related to the student’s transition services need, when reporting SPP/APR Indicator 13 data.</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s updated policies and procedures that describe the State’s process to verify and review evidence ensuring that the secondary transition requirements have been addressed are consistent with the relevant IDEA requirements. This required action has been resolved.</p>	
	<p>Evidence of Implementation— as soon as possible, but no later than July 23, 2026, the State is</p>	<p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as</p>	<p>OPEN</p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
	<p>required to submit to OSEP:</p> <ol style="list-style-type: none"> 1. Evidence that the State has policies and procedures in effect and being implemented in compliance with the data reporting requirements and secondary transition requirements under SPP/APR Indicator 13, as described under the corrective action above. <p>Examples of evidence to include revised secondary transition monitoring protocols, copies of completed transition protocols demonstrating the monitoring of all required secondary transition components, evidence demonstrating that the FFY 2023 data submitted Feb. 1, 2025 is consistent with the State collected data for reporting, and evidence that FFYs 2023 and 2024 data was analyzed for compliance with the secondary transition requirements, and copies of any written findings of noncompliance, if applicable, for all files that do not meet all of the required components in</p>	<p>possible, but no later than July 23, 2026.</p>	

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
	<p>34 C.F.R. §§ 300.601(b), and 300.640 through 300.646.</p> <p>2. Documentation demonstrating the State-level training provided, such as, presentation materials, attendance logs, calendar, and dates of trainings, to State and LEA staff regarding the revised policies and procedures and how secondary transition requirements will be monitored.</p>		
<p>Subrecipient Monitoring</p> <p>3.1 OSEP found that the State was unable to provide evidence of a reasonably designed general supervision system, including policies and procedures, for subrecipient monitoring and fiscal management, consistent with 2 C.F.R. § 200.332(d)–(f) and (h), and 34 C.F.R. §§ 300.149, 300.600 through 300.602, and 300.604, including the issuance of a closeout letter to LEAs.</p>	<p>Evidence of Implementation— as soon as possible, but no later than July 23, 2026, the State is required to submit to OSEP:</p> <p>1. Examples of evidence of the State’s full fiscal monitoring processes (effective with the fiscal monitoring implemented in 2024), from issued LEA notification letters to closeout letters (including those LEAs with corrective actions). This could include completed monitoring reports, checklists or other tools developed by the State to document monitoring activities, and any letters of findings and</p>	<p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	<p>OPEN</p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
	<p>closeout documentation to verify the correction of any noncompliance that the State has developed and implemented.</p>		
4.1 Procedures for Filing a State Complaint			
<p>a. Parties to a State Complaint</p> <p>OSEP found that the State’s model form and dispute resolution procedures for filing a State complaint was inconsistent with 34 C.F.R. §§ 300.33, 300.151, and 300.153(b).</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <ol style="list-style-type: none"> 1. A copy of the State’s model form and dispute resolution procedures for filing a State complaint, revised to be consistent with the requirements in 34 C.F.R. §§ 300.33, 300.151, and 300.153(b). 	<p>On October 21, 2025, the State submitted a copy of the State’s model form and dispute resolution procedures for filing a State complaint, revised to be consistent with the requirements in 34 C.F.R. §§ 300.33, 300.151, and 300.153(b).</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s updated State model form and dispute resolution procedures are consistent with the relevant IDEA requirements. This required action has been resolved.</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p>
	<p>Evidence of Implementation—as soon as possible, but no later</p>	<p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must</p>	<p>OPEN</p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
	<p>than July 23, 2026, the State is required to submit to OSEP:</p> <ol style="list-style-type: none"> 1. Evidence of any training that the State has provided to LEAs to support implementation of the State’s revised model form and dispute resolution procedures related to filing a State complaint, and the requirements in 34 C.F.R. §§ 300.33, 300.151, and 300.153(b). 	<p>submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	
<p>b. Model Form for Filing a State Complaint</p> <p>OSEP found that the State’s model form for State complaints was inconsistent with 34 C.F.R. § 300.509(a), because the form required information beyond what was required by the IDEA regulation at 34 C.F.R. § 300.153(b) without designating the additional information requested as optional.</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <ol style="list-style-type: none"> 1. A copy of the State’s revised model State complaint form, and any other State documents that contain additional required information for filing a State complaint, that clearly identifies any additional information that is requested as optional, in accordance with 34 C.F.R. § 300.153(b). 2. Evidence that the State has posted the revised model form on the State’s website and other appropriate methods to ensure wide dissemination to all LEAs, 	<p>On October 25, 2025, the State submitted a copy of the State’s revised model State complaint form, and any other State documents that contain additional required information for filing a State complaint, that clearly identifies any additional information that is requested as optional, in accordance with 34 C.F.R. § 300.153(b) and evidence that the State has posted the revised model form on the State’s website and other appropriate methods to ensure wide dissemination to all LEAs, parent advocacy groups, and other interested parties.</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s updated model State complaint form is consistent with the relevant IDEA requirements. This required action has been resolved.</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
	parent advocacy groups, and other interested parties.		
<p>c. Complaints Filed by Non-Parent Complainants</p> <p>OSEP found that the State’s policies and procedures contained provisions that were inconsistent with 34 C.F.R. § 300.152(a)(5). Specifically, the State’s dispute resolution procedures did not allow for a case-by-case determination as to whether non-Personally Identifiable Information (PII) in the SEA’s final decision on a State complaint could be shared with a non-parent complainant, which is inconsistent with 34 C.F.R. § 300.152(a)(5).</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <ol style="list-style-type: none"> 1. A copy of the State’s dispute resolution procedures, revised to be consistent with the requirements in 34 C.F.R. § 300.152(a)(5). 2. A memorandum or other directive to all LEAs, parent advocacy groups, and other interested parties advising them of the changes to the State policies and procedures to ensure they are consistent with the IDEA requirements as described above. 	<p>On October 21, 2025 and January 12, 2026, the State submitted a copy of the State’s dispute resolution procedures, revised to be consistent with the requirements in 34 C.F.R. § 300.152(a)(5) and a memorandum or other directive to all LEAs, parent advocacy groups, and other interested parties advising them of the changes to the State policies and procedures to ensure they are consistent with the IDEA requirements.</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s dispute resolution procedures and memorandum are consistent with the relevant IDEA requirements. This required action has been resolved.</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p>
	<p>Evidence of Implementation—as soon as possible, but no later than July 23, 2026, the State is required to submit to OSEP:</p> <ol style="list-style-type: none"> 1. A copy of the final dispute resolution procedures, revised to be consistent with the requirements in 34 C.F.R. § 300.152(a)(5). 2. Evidence of training that the State has provided to LEAs to support implementation of 	<p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	<p>OPEN</p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
	<p>the State’s policies and procedures, consistent with the IDEA Part B requirements as described above.</p>		
<p>d. Calculating the 60-day Time Limit for State Complaint Resolution</p> <p>OSEP found that the State’s dispute resolution procedures, procedural safeguards, and model forms contained provisions that were inconsistent with 34 C.F.R. § 300.152(a).</p> <p>Specifically, the State’s dispute resolution procedures, State complaint model form, letter of receipt to the complainants, and procedural safeguards did not make clear that the 60-day timeline does not begin until the school district or public agency serving the child verifies that the complaint has been received.</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <p>A copy of the State’s revised State complaint procedures that make clear when the 60-day timeline begins if a complainant has not provided a copy of the complaint to the LEA or public agency serving the child at the same time the complaint is filed with the SEA, or if the SEA is not sure if the LEA was provided a copy of the complaint, as required by 34 C.F.R. §§ 300.152(a) and 300.153(d).</p>	<p>On October 21, 2025 and January 12, 2026, the State submitted a copy of the State’s revised State complaint procedures that make clear when the 60-day timeline begins if a complainant has not provided a copy of the complaint to the LEA or public agency serving the child at the same time the complaint is filed with the SEA, or if the SEA is not sure if the LEA was provided a copy of the complaint.</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s complaint procedures are consistent with the relevant IDEA requirements. This required action has been resolved.</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p>
	<p>Evidence of Implementation—as soon as possible, but no later than July 23, 2026, the State is required to submit to OSEP:</p> <p>If available, copies of letters of receipt, to the complainant, making clear when the timeline begins, if the complaint was not provided to the LEA at the same</p>	<p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	<p>OPEN</p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
	time the complaint is filed with the SEA.		
<p>e. Extensions to the 60-day Time Limit for State Complaint Resolution</p> <p>OSEP found that the State’s dispute resolution procedures and other State documents did not include a definition of, or a process to, track the extension of the 60-day time limit to resolve State complaints due to exceptional circumstances, consistent with 34 C.F.R. § 300.152(b)(1).</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <ol style="list-style-type: none"> 1. Written procedures to ensure consistent implementation of the process to extend the 60-day time limit to resolve a State complaint due to exceptional circumstances, consistent with 34 C.F.R. § 300.152(b)(1). 2. A procedure to ensure consistent implementation of the process to extend the 60-day time limit to resolve a State complaint due to exceptional circumstances, consistent with 34 C.F.R. § 300.152(b)(1). 	<p>On October 21, 2025, the State submitted a copy of the State’s written procedures to ensure consistent implementation of the process to extend the 60-day time limit to resolve a State complaint due to exceptional circumstances and a procedure to ensure consistent implementation of the process to extend the 60-day time limit to resolve a State complaint due to exceptional circumstances.</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s procedures are consistent with the relevant IDEA requirements. This required action has been resolved.</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p>
	<p>Evidence of Implementation—as soon as possible, but no later than July 23, 2026, the State is required to submit to OSEP:</p> <p>Documentation that demonstrates that the State has complied with the 60-day time limit for issuing a written decision for a State complaint or an extended timeline if exceptional circumstances exist with respect</p>	<p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	<p>OPEN</p>

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	<p>to the particular complaint or because the parent (or individual or organization) and the public agency agree to extend the time to engage in mediation or other alternative means of dispute resolution, if available in the State, as required by 34 C.F.R. § 300.152(b)(1).</p>		
<p>Mediation: Confidentiality of Mediation Discussions 4.2 OSEP found that the State’s code at <i>Miss. Code Ann. § 3723141(8)</i> and mediation procedures requiring parties to sign a mediation confidentiality pledge prior to the commencement of mediation was inconsistent with 34 C.F.R. § 300.506(b)(8).</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <ol style="list-style-type: none"> 1. A copy of the State’s mediation procedures, and any other State documents related to confidentiality and mediation, revised to be consistent with the requirements in 34 C.F.R. § 300.506(b)(8). 2. A specific written assurance from the State that shows— <ol style="list-style-type: none"> 1) The State will revise the State’s code at <i>Miss. Code Ann. § 3723141(8)</i>, as soon as possible but in no case later than one year from the date of OSEP’s 2025 DMS report, to be consistent with the requirements in 34 C.F.R. § 300.506(b)(8) 	<p>On October 21, 2025, the State submitted mediation policies and procedures related to confidentiality and a specific written assurance that shows the State will revise the State’s code as soon as possible but in no case later than one year to be consistent with the requirements in 34 C.F.R. § 300.506(b)(8).</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s updated mediation policies and procedures and specific written assurance are consistent with the relevant IDEA requirements. This required action has been resolved.</p>	<p>CLOSED <i>Jan. 27, 2026</i></p>

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	<p>2) The State will issue a memorandum or other directive to all LEAs, parent advocacy groups, and other interested parties advising them of the changes proposed to the State regulation and mediation procedures to ensure they are consistent with the IDEA requirements as described above; and</p> <p>3) The State will comply with 34 C.F.R. § 300.506(b)(8) throughout the FFYs 2025 and 2026 grant periods.</p>		
	<p>Evidence of Implementation— as soon as possible, but no later than July 23, 2026, the State is required to submit to OSEP:</p> <ol style="list-style-type: none"> 1. A copy of the finalized changes to the State’s code and documentation of the revisions. 2. Evidence of training that the State has provided to LEAs to support implementation of the State’s policies and procedures, consistent with the IDEA Part B requirements related to 	<p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	<p>OPEN</p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
	confidentiality, as described above.		
4.3 Procedures for Filing a Due Process Complaint			
<p>a. Parties to a Due Process Complaint</p> <p>OSEP found that the State’s due process complaint procedures applied only to <i>school district</i> rather than all of the entities listed under IDEA’s <i>public agency</i> definition, as required by 34 C.F.R. §§ 300.33 and 300.507.</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <ol style="list-style-type: none"> 1. A copy of the State’s policies and procedures, revised to be consistent with the requirements in 34 C.F.R. §§ 300.33 and 300.507. 2. A link to the State’s website where the State has posted a copy of revised procedural safeguards, and any other documents that explain the State’s due process complaint procedures, to ensure wide dissemination to all LEAs, parent advocacy groups, and other interested parties. 	<p>On October 21, 2026, the State submitted policies and procedures related to due process complaint procedures applying to all entities listed under IDEA’s public agency definition to be consistent with the requirements in 34 C.F.R. §§ 300.33 and 300.507.</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s updated policies and procedures related to due process complaint procedures are consistent with the relevant IDEA requirements. This required action has been resolved.</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p>
	<p>Evidence of Implementation—as soon as possible, but no later than July 23, 2026, the State is required to submit to OSEP:</p> <p>Evidence of any training that the State has provided to LEAs to support implementation of the State’s revised procedural safeguards related to filing a due</p>	<p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	<p>OPEN</p>

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	<p>process complaint, and the requirements in 34 C.F.R. §§ 300.33 and 300.507.</p>		
<p>b. Model Form for Filing a Due Process Complaint</p> <p>OSEP found that the State’s model forms for filing a due process complaint were inconsistent with 34 C.F.R. § 300.508(a). Specifically, the model forms for filing a due process complaint included information, beyond what is required by 34 C.F.R. § 300.508(b), and did not individually mark the items as optional.</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <ol style="list-style-type: none"> 1. A copy of the State’s revised model forms, and any other State documents that contain references to additional information for filing a due process complaint, which clearly mark as optional any information requested that is not required by 34 C.F.R. § 300.508(b). 2. Evidence that the State has posted the revised model form on the State’s website and other appropriate methods to ensure wide dissemination to all LEAs, parent advocacy groups, and other interested parties. 	<p>On October 21, 2026, the State submitted a revised due process model form and evidence that the State posted the revised model form on the State’s website.</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s updated form is consistent with the relevant IDEA requirements. This required action has been resolved.</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p>
<p>c. Timely Issuance and Implementation of Due Process Hearing Decisions</p> <p>OSEP found that the State did not have a mechanism in place to ensure that due process hearing decisions had been</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <ol style="list-style-type: none"> 1. Revised policies and procedures which demonstrate that the State 	<p>On October 21, 2025 and January 12, 2026, the State submitted a copy of the State’s written procedures to track the issuance and implementation of final due process hearing decisions and to monitor LEAs to ensure final due process hearing decisions are implemented within the timeframe prescribed by the hearing officer.</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
<p>timely issued and implemented within the timeframe prescribed by the hearing officer, or if there is no timeframe prescribed by the hearing officer, within a reasonable time set by the State, as required under 34 C.F.R. §§ 300.149, 300.511 through 300.515, and 300.600.</p>	<p>has a mechanism to:</p> <ol style="list-style-type: none"> a. Track the issuance and implementation of the final due process hearing decisions; and b. Monitor LEAs to ensure final due process hearing decisions are implemented within the timeframe prescribed by the hearing officer, or if there is no timeframe prescribed by the hearing officer, within a reasonable timeframe set by the State in accordance with the requirements in 34 C.F.R. §§ 300.149, 300.511 through 300.514, and 300.600. 	<p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s procedures are consistent with the relevant IDEA requirements. This required action has been resolved.</p>	
	<p>Evidence of Implementation— as soon as possible, but no later than July 23, 2026, the State is required to submit to OSEP:</p> <ol style="list-style-type: none"> 1. Evidence of the State’s tracking mechanism and monitoring activities which ensure due process hearing decisions are being implemented in a timely manner, in accordance with the requirements in 34 C.F.R. §§ 300.149, 300.511 through 300.514, 	<p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	<p>OPEN</p>

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	<p>and 300.600.</p> <p>2. Evidence of any training that the State has provided to hearing officers to support implementation of the IDEA requirements as described above.</p>		
<p>d. Extensions to the Due Process Hearing and Expedited Due Process Hearing Timelines</p> <p>OSEP found that the State did not have procedures to ensure the timely resolution of due process complaints, and to ensure due process hearing decisions were implemented within the timeframe prescribed by the hearing officer, or if there is no timeframe prescribed by the hearing officer, within a reasonable timeframe set by the State, consistent with 34 C.F.R. § 300.510 and 300.532(c)(2).</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <p>Updated policies and procedures that ensure timely resolution of due process complaints and expedited due process complaints revised to be consistent with the requirements in 34 C.F.R. §§ 300.510 and 300.532(c)(2).</p>	<p>On October 21, 2025 and January 12, 2026, the State submitted a copy of the State’s updated policies and procedures to ensure timely resolution of due process complaints and expedited due process complaints.</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s policies and procedures are consistent with the relevant IDEA requirements. This required action has been resolved.</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p>
	<p>Evidence of Implementation—as soon as possible, but no later than July 23, 2026, the State is required to submit to OSEP:</p> <p>1. A copy of a memorandum or other directive to all LEAs, parent advocacy groups, and other interested parties advising them of the changes to the State due process and expedited due process procedures to ensure consistency with 34 C.F.R. §§ 300.510 and</p>	<p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	<p>OPEN</p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
	<p>300.532(c)(2).</p> <p>2. Evidence of any training that the State has provided to hearing officers to support implementation of the IDEA requirements as described above.</p>		
<p>e. Impartial Due Process Hearing Officer Knowledge</p> <p>OSEP found that the State did not ensure that hearing officers contracted by the State met the minimum qualifications, as required under 34 C.F.R. § 300.511(c)(1)(ii)-(iv).</p> <p>Specifically, the State did not ensure that hearing officers:</p> <ol style="list-style-type: none"> 1. Possess knowledge of, and the ability to understand, the provisions of the IDEA, Federal and State regulations pertaining to the IDEA, and legal interpretations of the IDEA by Federal and State courts; 2. Possess the knowledge and ability to conduct hearings in accordance with appropriate, standard legal 	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <ol style="list-style-type: none"> 1. Updated policies and procedures for impartial due process hearing officers, revised to be consistent with 34 C.F.R. § 300.511(c)(1)(ii)-(iv). <p>Evidence of Implementation—as soon as possible, but no later than July 23, 2026, the State is required to submit to OSEP:</p> <ol style="list-style-type: none"> 1. Documentation and participation logs of annual, or more frequent, trainings the State held with hearing officers on: <ol style="list-style-type: none"> a. the provisions of IDEA Part B as required under 34 C.F.R. § 300.511(c)(1)(ii)-(iv), Federal and State regulations pertaining to IDEA Part B, and legal 	<p>On October 21, 2025 and January 12, 2026, the State submitted a copy of the State’s updated policies and procedures for the minimum qualifications of impartial hearing officers.</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s policies and procedures are consistent with the relevant IDEA requirements. This required action has been resolved.</p> <p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p> <p>OPEN</p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
<p>practice; and</p> <p>3. Possess the knowledge and ability to render and write decisions in accordance with appropriate, standard legal practice.</p>	<p>interpretations of the IDEA Part B by Federal and State courts;</p> <p>b. the knowledge and ability to conduct hearings in accordance with appropriate, standard legal practice; and</p> <p>c. the knowledge and ability to render and write decisions in accordance with appropriate, standard legal practice.</p>		
<p>Discipline</p> <p>SEA Responsibility for Monitoring: Discipline Procedures</p> <p>5.1 OSEP found that the State was unable to provide evidence of the implementation of the State’s responsibility for programmatic monitoring under IDEA Part B that demonstrated compliance with the monitoring and enforcement requirements in 34 C.F.R. §§ 300.149, 300.600 through 300.602, and 300.606 through 300.608.</p> <p>Specifically, the State’s</p>	<p>Policies and Procedures—the State was required to submit to OSEP by October 21, 2025:</p> <p>Updated policies and procedures revised to be consistent with the IDEA monitoring and enforcement requirements in 34 C.F.R. §§ 300.149, 300.600 through 300.602, and 300.606 through 300.608, and the discipline procedures addressed under 34 C.F.R. §§ 300.530 through 300.536.</p> <p>Evidence of Implementation—as soon as possible, but no later than July 23, 2026, the State is required to submit to OSEP:</p> <p>1. Evidence of programmatic</p>	<p>On October 21, 2025 and January 12, 2026, the State submitted a copy of the State’s updated monitoring policies and procedures to address discipline and enforcement procedures consistent with IDEA.</p> <p>Based on OSEP’s review of the documents submitted by the State, OSEP has determined that the State’s policies and procedures are consistent with the relevant IDEA requirements. This required action has been resolved.</p> <p>OSEP reminds the State that, as detailed in OSEP’s July 23, 2025, DMS monitoring report, the State must submit evidence of implementation as soon as possible, but no later than July 23, 2026.</p>	<p>CLOSED</p> <p><i>Jan. 27, 2026</i></p> <p>OPEN</p>

MONITORING COMPONENT AND ORIGINAL FINDING	ORIGINAL REQUIRED ACTIONS	STATE RESPONSE AND REQUIRED NEXT STEPS	STATUS
<p>system was designed to only identify LEAs that had a significant discrepancy in the rates of long-term suspensions and expulsions and was not designed to provide oversight of the IDEA Part B discipline procedures addressed under 34 C.F.R. §§ 300.530 through 300.536.</p>	<p>monitoring that addresses the IDEA discipline procedures addressed under 34 C.F.R. §§ 300.530 through 300.536.</p> <p>Evidence may include notification letters, tools to conduct the monitoring, monitoring reports, letters of findings, technical assistance, examples of finding close-out and verification of correction, or other supporting documentation used to ensure LEAs are implementing IDEA discipline procedures addressed above.</p>		