



July 8, 2022



Ms. Trinell Bowman  
Associate Superintendent-Special Education  
Prince George's County Public Schools  
John Carroll Administration Building  
1400 Nalley Terrace  
Hyattsville, Maryland 20785

RE: [REDACTED]  
Reference: #22-149

Dear Parties:

The Maryland State Department of Education (MSDE), Division of Early Intervention Special Education Services (DEI/SES), has completed the investigation of the complaint regarding special education services for the above-referenced student. This correspondence is the report of the final results of the investigation.

**ALLEGATIONS:**

On May 10, 2022, the MSDE received a complaint from Mr. [REDACTED] hereafter, "the complainant," on behalf of the above-referenced student. In that correspondence, the complainant alleged that the Prince George's County Public Schools (PGCPS) violated certain provisions of the Individuals with Disabilities Education Act (IDEA) with respect to the above-referenced student.

The MSDE investigated the allegation that the PGCPS did not follow proper procedures when responding to a request for access to the student's educational record on March 8, 2022.

**BACKGROUND:**

The student is 16 years old and is placed by the PGCPS at [REDACTED], a nonpublic, separate, special education school. He is identified as a student with Autism under the IDEA and has an Individualized Education Program (IEP) that requires the provision of special education instruction and related services.

**FINDINGS OF FACTS:**

1. On March 8, 2022, the complainant sent correspondence to the PGCPS requesting access to video of the student during transportation during the afternoon of March 7, 2022.

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2. There is documentation that the complainant was able to view video of the student on the bus during transportation during the afternoon of March 7, 2022 on March 14, 2022.
3. While there is no documentation that the complainant requested to view additional video of the student on the bus on March 7, 2022, there is documentation that the complainant subsequently requested explanations and interpretations of email records related to the dates, times, and records available for his review. There is no documentation that a response has been provided to this request.

**DISCUSSION/CONCLUSIONS:**

Based on Findings of Facts #1 to #3, the MSDE finds that the PGCPs afforded the parent the opportunity to access the student's record, in accordance with 34 CFR §300.613. Therefore, this office does not find that a violation has occurred.

**TIMELINES:**

As of the date of this correspondence, this Letter of Findings is considered final. This office will not reconsider the conclusions reached in this Letter of Findings unless new, previously unavailable documentation is submitted and received by this office within fifteen (15) days of the date of this correspondence. The new documentation must support a written request for reconsideration, and the written request must include a compelling reason for why the documentation was not made available during the investigation. Pending this office's decision on a request for reconsideration, the public agency must implement any corrective actions within the timelines reported in this Letter of Findings.

The parties maintain the right to request mediation or to file a due process complaint, if they disagree with the identification, evaluation, placement, or provision of a Free Appropriate Public Education (FAPE) for the student, including issues subject to this State complaint investigation, consistent with the IDEA. The MSDE recommends that this Letter of Findings be included with any request for mediation or a due process complaint.

Sincerely,

Marcella E. Franczkowski, M.S.  
Assistant State Superintendent  
Division of Early Intervention/Special Education Services

MEF:gl

c: Monica Goldson  
Keith Marston  
Alison Barmat  
Gerald Loiacono

Barbara VanDyke  
Darnell Henderson  
Diane Eisenstadt