

**Guam Department of Education
Compliance Monitoring Office**

Special Education Compliance Summary Data
for the December 16, 2025 Guam Education Board Meeting

The Compliance Monitoring Office reviews the **Part B** data available through the special education student data management system as a means to monitor the schools for the following IDEA compliance requirements: **Initial Evaluations*, Eligibility Determination, timely IEPs, timely Reevaluations, LRE- the provision of related services, and Secondary Transition (*high schools only*).

Monitoring is conducted on an **annual basis**. Schools & the Division of Special Education have one year (from the date findings were issued) to correct and close any findings of noncompliance timely. Updated verifications are conducted **quarterly** to track the progress or lack thereof, leading up to the one year timeline; and beyond, if needed (*see quarterly verification schedule below*):

Time period: Verification	
January - March: April	April - June: July
July - September: October	October - December: January

Before an identified area of noncompliance can be verified as corrected, child specific noncompliance must be corrected, unless the child is no longer within the jurisdiction of the school or noncompliance was subsequently corrected.

Additionally, the school &/or Division must demonstrate correct implementation of the identified area of noncompliance by correctly implementing the applicable compliance requirement through subsequent data on the specified timeline for correction. Data reports for the subsequent data (*new files*) must reflect 100% compliance in the identified area of noncompliance.

[OSEP QA23-01]

I. Division Level Noncompliance

a) Longstanding:

- i) Child Find: timely initial assessments within 60 calendar days
***verified corrected & closed** beyond timeline on 12/03/2025. Child Find will now be incorporated into the upcoming monitoring cycle, aligning with the new monitoring period scheduled for June 2026.

b) May 2025:

- i) Least Restrictive Environment (LRE)- Related Services: Occupational Therapy
1 Year timeline for correction: 5/20/2026
***verified corrected & closed** timely on 07/07/2025

- c) Preschool Transition: IEP by 3rd Birthday (C to B) from 7/1/24 - 6/30/25
Verification conducted 8/13/2025= Commendation Letter

II. Offsite Noncompliance (school level):

- a) Noncompliance for the **2024 time period:** 1 year timeline: 6/29/2025

- i) The following **2 schools failed to correct**, timely:

- DL Perez Elementary: Eligibility Determination
- FBLG: timely IEP's & Reevaluations

The Division of Special Education together with the Compliance Monitoring Office continues to provide targeted technical assistance & the supports needed to address the pending areas of noncompliance at the above pending schools.

**next verification: 2/01/2026*

- b) Current 2025 time period: (7/1/24 - 6/23/25)

- i) **13 schools** received **Letters of Commendation:** [13/38 schools (34%)]

- ii) **Findings of Noncompliance: 1 year timeline for correction: 6/30/2026**

**next verification: 01/09/2026*

1. Elementary Schools: 5/24 schools (21%) pending correction of noncompliance in the following area(s):

Astumbo Elem	Timely IEPs Timely Reevaluations Eligibility Determination	DL Perez Elem	Timely Reevaluations
Inarajan Elem	Eligibility Determination	MA Ulloa Elem	Eligibility Determination
Upi Elementary		Eligibility Determination	

2. Middle Schools: 3/8 schools (38%) pending correction of noncompliance in the following area(s):

Inarajan Middle	Eligibility Determination	LP Untalan Middle	Timely IEPs Timely Reevaluations <i>*Initial Evaluations</i>
Oceanview Middle		Timely IEPs Timely Reevaluations Eligibility Determination	

3. High Schools: 3/6 schools (50%) pending correction of noncompliance in the following area(s):

Simon Sanchez High	Timely IEPs Timely Reevaluations	Southern High	Timely IEPs Timely Reevaluations
Tiyan High		Timely IEPs	

Secondary Transition: (7/1/24 - 6/30/25)

1 year timeline for correction: 6/30/2026

**next verification: 01/09/2026*

- Letters of Commendation: 3/6 schools (50%)
- Findings of Noncompliance: 3/6 schools (50%)
 - George Washington High School
 - Simon Sanchez High School
 - Southern High School

III. Dispute Data:

Current Time Period: 7/1/2025 - present (12/09/2025)

- Mediation = 0
- Formal State Complaints = 1
 - C 2026-001: *currently under investigation; deadline: 1/26/2026*
- Request for Due Process = 4
 - DP 2026-01: resolved via Resolution Agreement
 - DP 2026-02: resolved via Resolution Agreement
 - DP 2026-03: resolved via Resolution Agreement
 - DP 2026-04: resolved via Resolution Agreement

Previous Time Period: 7/1/2024 - 6/30/2025

- Mediation = 0
- Formal State Complaints= 4 = resulting in 3 Corrective Action Plans (CAPs)
- Request for Due Process= 10 [1 withdrawn; 9 settled via Resolution Agreement]

The Compliance Office continues to monitor the implementation of active Mediation, Corrective Action Plans, & Resolution Agreements on a quarterly basis, unless there are other specified timelines.

The Compliance Monitoring Office (CMO) conducts off-site reviews of **PART C** by utilizing compiled data available through the Special Education Student Data Management System of the Guam Early Intervention Program for compliance with the following requirements:

Time Period: September 1, 2024 – March 31, 2025

One Year Timeline: May 16, 2026

**next verification: 12/15/2025*

1) Indicator #1: Timely Receipt of Services – Infants and toddlers with Individualized Family Service Plans (IFSPs) receive intervention services on their IFSPs in a timely manner.

May 14, 2025: 18 total findings of noncompliance:
15 infants/toddlers did not receive early intervention services timely
[5 = parent delays 1 = program delay 12 pending]

September 15, 2025 verification:

CMO verified that the 12 pending infants/toddlers from May have all been addressed to account for all the child specific findings:

8 = timely 1 = exited/transitioned 3 = parent delays

CMO then reviewed subsequent (new) files from the period: 05/15/25 - 08/15/25, and identified a total of 11 infants/toddlers that did not meet this indicator, as they did not receive early intervention services timely. Of the 11 infants/toddlers, 4 were a result of parent delays (either because of no-shows/no response or cancelled sessions); 6 are pending services; and 1 was delayed with no reason for delay noted.

2) Indicator #7: 45-Day Timeline – Initial evaluation, assessment and an initial IFSP meeting was conducted within the 45-Day Timeline.

May 14, 2025: 33 total findings of noncompliance during this reporting period. 22/33 were late (19 parent delays & 3 exceptional circumstances) and 11/33 pending (2 parent cancellations).

September 15, 2025 verification:

CMO verified that of the 11 pending infants/toddlers from May, 3 continue to reflect pending as a result of parent cancellations. Additionally, the review of subsequent (new)

files from the period: 05/15/25 - 08/15/25 identified a total of 43 infants/toddlers referred:

- 18 received timely services
- 11 late
- 14 pending

3) Indicator #8: Transition to Preschool – All children exiting Part C received timely transition planning to support the child’s transition to preschool and other appropriate community services by their third birthday.

May 14, 2025: 3 total findings of noncompliance – all 3 infants/toddlers exited by their 3rd birthday, they did not meet the Transition Conference requirements as it was not held timely.

September 15, 2025 verification:

CMO reviewed subsequent (new) files from the period: 05/15/25 - 08/15/25 to ensure that all children exiting Part C receive timely transition planning. 11 infants/toddlers that did not meet this indicator, as they did not receive early intervention services timely. Of the 11 infants/toddlers, 4 were a result of parent delays (either because of no-shows/no response or cancelled sessions); 6 are pending services; and 1 was delayed with no reason for delay noted.

***The Compliance Monitoring Office is available to provide an in-depth comprehensive overview training relative to Special Education’s Part B & Part C Monitoring.**