

RESOLUTION AGREEMENT

West Babylon Public Library OCR Case No. 02-14-4028

Without acknowledgement of wrongdoing, and in order to resolve Case No. 02-14-4028, the West Babylon Public Library (the Library) assures the U.S. Department of Education, New York Office for Civil Rights (OCR), that it will take the actions detailed below pursuant to the requirements of Title II of the Americans with Disabilities Act of 1990 (the ADA), 42 U.S.C. § 12131 et seq., and its implementing regulation at 28 C.F.R. Part 35.

Action Item 1:

By November 1, 2014, the Library will provide training to all Library employees regarding the Library's responsibilities pursuant to the ADA, including but not limited to ensuring that qualified individuals with disabilities are provided the opportunity to participate in the Library's services, programs or activities to the extent required by the ADA, and are not subjected to discrimination on the basis of such disabilities.

Reporting Requirement: By November 15, 2014, the Library will submit to OCR documentation demonstrating that it has provided training to all Library employees in accordance with Action Item 1, including: (a) the name(s) and title(s) of the individuals who conducted the training; (b) a list of the individuals who attended the training and their positions; (c) the date(s) the training was conducted; and (d) copies of any training materials disseminated.

Action Item 2:

If the Library contracts in the future with the XXXX XXXX XXXXXXXX XX XXXXXXXX program XXXX XXX XXXX while the Child is of age to participate in the XXX XXX program, the Library will offer the Child an equal opportunity to participate in the program.

Reporting Requirement:

- (a) By March 9, 2016, the Library will provide documentation to OCR indicating whether it contracted with the XXX XXX to perform services at the Library between September 5, 2014, and March 8, 2016.
- (b) If the Library does contract with the XXX XXX for the provision of services at the Library between September 5, 2014, and March 8, 2016, then, by March 9, 2016, the Library will provide documentation to OCR demonstrating that it offered the Child an equal opportunity to participate in the program.

The Library understands that OCR will not close the monitoring of this agreement until OCR determines that the Library has fulfilled the terms of this agreement and is in compliance with the regulation implementing the ADA, at 28 C.F.R. §§ 35.130(a) and 35.130(b)(1)(i) and (b)(7), which was at issue in this case. The Library also understands that by signing this agreement, it agrees to provide data and other

information in a timely manner in accordance with the reporting requirements of this agreement. Further, the Library understands that during the monitoring of this agreement, if necessary, OCR may visit the Library, interview staff and patrons, and request such additional reports or data as are necessary for OCR to determine whether the Library has fulfilled the terms of this agreement and is in compliance with the regulation implementing the ADA, at 28 C.F.R. §§ 35.130(a) and 35.130(b)(1)(i) and (b)(7), which was at issue in this case. The Library understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this agreement. Before initiating administrative enforcement (34 C.F.R. §§100.9, 100.10), or judicial proceedings to enforce this agreement, OCR shall give the Library written notice of the alleged breach and a minimum of sixty (60) calendar days to cure the alleged breach.

Date

West Babylon Public Library