

RESOLUTION AGREEMENT
State University of New York at Potsdam
Case No. 02-11-2062

In order to resolve the compliance concerns identified in Case No. 02-11-2062, the State University of New York (SUNY) at Potsdam (the University) 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 Section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. § 794, and its implementing regulation at 34 C.F.R. Part 104 (Section 504); and Title II of the Americans with Disabilities Act of 1990, 42 U.S.C. § 12131 et seq., and its implementing regulation at 28 C.F.R. Part 35.

Action Item 1:

By August 31, 2011, the University will reimburse the Student for the difference in cost between the rate charged per student for a standard double (\$2,785) and the rate it charged her for her room in Knowles Hall for the spring 2011 semester (\$3,560); or \$775.

Reporting Requirement: By August 31, 2011, the University will submit to OCR documentation demonstrating that it reimbursed the Student for \$775.

Action Item 2:

By August 31, 2011, the University will revise its room rate policy for medical singles to reflect that students with disabilities requiring a medical single or other type of dormitory room designated as an accommodation are not charged at a higher rate than the rate they would pay for their portion of a double room of the same type.

Reporting Requirement: By August 31, 2011, the University will provide OCR with a copy of the revised room rate policy and any other materials used to notify students of the policy revisions.

The University understands that OCR will not close the monitoring of this agreement until OCR determines that the University has fulfilled the terms of this agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. §104.33, and the ADA, at 28 C.F.R. §35.130, which were at issue in this case. The University 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 University understands that during the monitoring of this agreement, if necessary, OCR may visit the University, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the University has fulfilled the terms of this agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. §104.33, and the ADA, at 28 C.F.R. §35.130, which were at issue in this case.

