

**Settlement Agreement
OCR Docket #05-13-2092
ITT Technical Institute**

ITT Technical Institute--Online Division (Institute) submits the following Settlement Agreement (Agreement) to the U.S. Department of Education, Office for Civil Rights (OCR), to resolve OCR Docket #05-13-2092. The Institute submits this Agreement to ensure its compliance with Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 U.S.C. § 794, and its implementing regulation at 34 C.F.R. Part 104, with respect to the allegation raised in this complaint.

The Institute agrees to the following:

ADMISSION

1. By August 16, 2013, the Institute will offer Applicant A admission to the Institute's Criminology and Forensic Technology Online Program (Program).

REPORTING REQUIREMENT: By September 1, 2013, the Institute will provide documentation it made the offer of admission required by Item #1 and will provide Applicant A's response, if received by that time.

TRAINING OF INSTITUTE ADMINISTRATORS

2. By September 30, 2013, the Institute will issue a statement to all administrators and staff that the Institute does not tolerate discrimination on the basis of disability in any program or activity of the Institution including the application process. Further, the Institute will provide training to all administrators of the online program on the Institute's nondiscrimination and grievance policies, including the following components at a minimum:
 - a. The Institute will remind all administrators of its commitment to having a school environment free from discrimination based on disability.
 - b. The Institute will explain their obligations not to discriminate under Section 504, including an explanation of what constitutes discrimination on the basis of disability, how the law's nondiscrimination provisions apply to students and applicants, and where to locate the applicable policies.
 - c. The Institute will distribute written materials that contain the information discussed.

REPORTING REQUIREMENT: By September 30, 2013, the Institute will provide OCR with documentation that it has issued the statement referenced in Item #2 to all Institute administrators and staff and provided appropriate Institute administrators with the training referenced in Item #2, including the dates of the training, the names and titles

of the trainer(s), a copy of all materials used or distributed during the training, and a sign-in sheet with the names and titles of the Institute administrators who attended the training.

The Institute understands that by signing this Agreement, it agrees to provide data and other information in a timely manner. Further, the Institute understands that, during the monitoring of this Agreement, the OCR may visit the Institute, interview staff and students, and request such additional reports or data as are necessary for the OCR to determine whether the Institute has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504 at C.F.R. §§ 104.4(a) and 104.42(a), which were at issue in this complaint.

The Institute understands that OCR will not close the monitoring of this Agreement until OCR determines that the Institute has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504 at 34 C.F.R. §§ 104.4(a) and 104.42(a).

The Institute 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 Institute written notice of the alleged breach and a minimum of sixty (60) calendar days to cure the alleged breach.

Approved and agreed to on behalf of ITT Technical Institute.

/s/
ITT Technical Institute

July 26, 2013
Date