RESOLUTION AGREEMENT
City on a Hill Charter Public Schools
OCR Complaint No. 01-15-1054

City on a Hill Charter Public Schools (the District) has voluntarily entered into this agreement to resolve the allegations in the above-referenced complaint. The District assures that it will take the following actions and will meet its obligation to comply with the requirements of Section 504 of the Rehabilitation Act of 1973 (Section 504) and Title II of the Americans with Disabilities Act of 1990 (Title II), or any other law enforced by OCR.

Prior to the completion of OCR's investigation, the District agreed to resolve the issues of this investigation pursuant to Section 302 of OCR' s Case Processing Manual. Accordingly, to resolve the issues of this investigation, the District agrees to take the following actions.

Action Item 1: Section 504 Policy

a. The District will develop and/or revise policies and procedures regarding the evaluation, identification, and placement of students in accordance with the requirements of Section 504 (the Section 504 Policy), and will implement such Policy. Specifically, the District's Section 504 Policy must include the following items:

    1. Evaluation procedures that include standards and procedures for the timely evaluation and placement of students who because of their disability need or are believed to need special education or related services under Section 504, in compliance with 34 CFR § 104.35(a) and (b).

    2. Placement procedures that set standards and procedures for interpreting evaluation data and making placement decisions, in compliance with 34 CFR § 104.35(c).

    3. Reevaluation procedures that provide for the periodic reevaluation of students who have been provided special education and related services under Section 504, in compliance with 34 CFR § 104.35(d).

    4. Procedural safeguards that include notice, an opportunity for parents/guardians to review relevant records, an impartial hearing with opportunity for participation by the student's parents/guardians, representation by counsel, and a review procedure, in compliance with 34 CFR § 104.36.

Reporting Requirements

1. By April 30, 2018, the District will provide for OCR's review and approval a draft of the Section 504 Policy.

2. Within sixty (60) calendar days of OCR's written approval of the Section 504 Policy, the District will provide written notice to OCR that the District has formally adopted the Section 504 Policy and electronically disseminated the Section 504 Policy to students,

parents/guardians, and employees. The District will also provide OCR the following documentation:

a. Evidence of the electronic dissemination of the Section 504 Policy; and

b. A copy of any publications or a link to any website containing the Section 504 Policy.

Action Item 2: Training

a. Within sixty (60) school days of OCR's written approval of the District's Section 504 Policy, the Special Education Administrator will provide training to all administrators and any staff responsible for the implementation of Section 504 and Title II. Such training will cover the District's Section 504 Policy, including the evaluation, identification, and placement of students eligible for Section 504 plans.

Reporting Requirement:

1. Within thirty (30) calendar days of the training, the District will certify to OCR that the training has occurred in accordance with this Agreement and will provide copies of all training materials and information on who attended the training.

The District understands that by signing this Agreement, it agrees to provide data and other information in a timely manner. Further, the District understands that during the monitoring of this Agreement, if necessary, OCR may visit the District to interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the District has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504 and Title II, at 34 C.F.R. Part 104 and 28 C.F.R. Part 35, which were at issue in this case. The District understands that OCR will not close the monitoring of the Agreement until such time that OCR determines the District has fulfilled the terms of the Agreement and is in compliance with the statutes and regulations that were at issue in this case. Upon completion of the obligations under this Agreement, OCR shall close this case.

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

The Agreement will become effective immediately upon the signature of the District's representative below.

By: /s/_____ Date: 1/23/18_____
Executive Director
City on a Hill Charter Public Schools