

**Resolution Agreement**  
**Monadnock Regional School District**  
**Case No. 01-15-1259**  
**XXXXXXXXXXXXXXXXXXXX (the Student)**

In order to resolve OCR Case No. 01-15-1259, the Monadnock Regional School District (the District) assures the U.S. Department of Education, Boston Office for Civil Rights (OCR), that pursuant to the applicable requirements of Section 504 of the Rehabilitation Act of 1973 (Section 504), as amended, 29 U.S.C. § 794, and its implementing regulation at 34 C.F.R. Part 104; and 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, it will take the following actions:

**ACTION ITEM 1:**

By February 29, 2016, after providing written notice to the Student's parent(s), the District will ensure that it convenes a meeting of a group of persons knowledgeable about the Student, including the Student's parent(s), to:

- (a) define the provision concerning XXXXX XXXXXXXX in the Student's Section 504 plan (e.g., XXXXXXXX, XXXXXXXX, XXXXXXXX, XXXXXXXX, etc.) as appropriate to the Student's needs and to revise the Section 504 plan accordingly; and
- (b) determine whether there were any occasions during the 2014-2015 school year when the District did not implement the provision in the Student's Section 504 plan concerning XXXXX XXXXXXXX and, if so, determine whether the Student requires remedial and/or compensatory services (e.g., academic instruction, counseling, etc.), and develop a plan to provide any necessary services with a completion date not to extend beyond May 31, 2016.

**Reporting Requirement:**

- (a) By March 15, 2016, the District will submit to OCR a copy of the meeting minutes or similar documentation from the meeting referred to in Action Item 1, including an explanation for the decisions and revisions made to the Student's Section 504 plan, and a schedule for providing remedial and/or compensatory services to the Student, if determined necessary. OCR will review the documentation submitted to ensure that the District met the procedural requirements of the regulation implementing Section 504, at 34 C.F.R. §§ 104.34, 104.35 and 104.36, in making these determinations.
- (b) By May 31, 2016, the District will provide documentation to OCR demonstrating that the Student has been provided with any remedial and/or compensatory services deemed necessary. The documentation will include the dates, times, and locations that services were provided, and the name(s) of the service provider(s).

The District understands that OCR will not close the monitoring of this agreement until OCR determines that the District 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(a) and (b)(1)(iii), which were at issue in this case. The District 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 District understands that during the monitoring of this agreement, if necessary, OCR may visit the District, 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, at 34 C.F.R. § 104.33, and the ADA at 28 C.F.R. § 35.130(b)(1)(iii) which were at issue in 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.

/s/

\_\_\_\_\_  
Date

\_\_\_\_\_  
Lisa Witte  
Superintendent  
Monadnock Regional School District