

Voluntary Resolution Agreement
OCR Complaint No. 01-15-2201
University of New Hampshire (University)

The University voluntarily agrees to take the following steps to resolve the allegations in the above-referenced complaint, consistent with 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 (Title II), 42 U.S.C. § 12131 et seq., and its implementing regulation at 28 C.F.R. Part 35. This Agreement does not constitute an admission by the University of any violation of Section 504 or Title II.

Action Item 1:

By February 15, 2016, based on the University's approval of the Complainant's XXXXXXXX Project on December 29, 2015, the University will provide the Complainant with her diploma for the Master of Education in Counseling program.

Reporting Requirement: By February 15, 2016, the University will provide documentation demonstrating that it has fulfilled the terms of this provision, including copies of the Complainant's diploma and accompanying correspondence to the Complainant.

Action Item 2:

By **March 1, 2016**, the University will submit to OCR, for its review and approval, its policies and procedures (policies and procedures) for responding to requests for and the provision of academic adjustments and/or auxiliary aids.

Reporting Requirement: Within 30 days of OCR's approval, the University will publish the approved policies and procedures on its website. Additionally, the University will notify students of the policies and procedures in writing via email, handouts to students in class, or any other equally effective method of dissemination. The University will provide OCR with electronic and/or a copy of evidence of such dissemination no later than 60 days from when OCR approves the revised policies and procedures.

Action Item 3:

By March 31, 2016, the University will provide training to all staff in the Disability Services for Students office concerning its policies and procedures, including, but not limited to, the University's obligation to respond to requests for and provide approved disability-related academic adjustments and/or auxiliary aids to all students, the prompt evaluation of requests for academic adjustments and/or auxiliary aids, the interactive process, and the provision of such services.

Reporting Requirement: By April 15, 2016, the University will submit to OCR documentation demonstrating that the training was delivered in accordance with this Agreement, including agendas, copies of all training materials, and attendance sheets from the trainings. The attendance sheets shall include the names and titles for all staff in the

Disability Services for Students office and the signatures of those individuals who participated in the above-described training.

Monitoring

The University understands that OCR will not close the monitoring of this agreement until OCR determines that it 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 (b)(1)(i), and 104.44(a), and Title II, at 28 C.F.R. § 35.130, which were at issue in this case. The University 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 regulation implementing Section 504, at 34 C.F.R. §§ 104.4(a) and (b)(1)(i), and 104.44(a), and Title II, at 28 C.F.R. § 35.130, which were at issue in this case.

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

President of the University

Date