

RESOLUTION AGREEMENT
OCR Complaint No. 01-17-1313

LEARN Regional Educational Service Center ("LEARN") has voluntarily entered into this agreement to resolve the allegation in the above-referenced complaint. LEARN assures that it will take the following actions:

LEARN agreed to resolve this complaint prior to the completion of OCR's investigation pursuant to Section 302 of OCR's *Case Processing Manual*.

Action Item

LEARN will develop/review and revise as necessary its policies and/or procedures for providing accommodations to individuals with hearing impairments at the XXXX's (the "School") graduation. The policies and/or procedures will provide and/or ensure:

- a. Notice to students, parents/guardians, employees, and the School community of the policy and/or procedure, including how individuals may request appropriate auxiliary aids and services to permit individuals with hearing impairments an equal opportunity to participate in, and enjoy the benefits of, the School's graduation ceremony;
- b. The School will ensure that interpreter services will be clearly visible to individuals in need of interpretive services, including by, if necessary, providing preferred seating to individuals in need of interpretive services and/or lighting on the interpreter.

Reporting Requirements:

- a. Within sixty (60) days of signing this Agreement, LEARN will submit evidence that it has communicated the policies and/or procedures for this year's graduation at the School commencing in June 2019. LEARN will provide OCR with documentation that it has completed this item, including copies of written notices to students, parents/guardians, administrators, and staff, and a copy of any publications (such as email or school newsletter).¹
- b. Within sixty (60) days of signing this Agreement, LEARN will provide OCR with proposed language for its revised policy and/or procedure that it will include in the School's 2019-2020 Parent-Student Handbook and on the School website. OCR will review the language for consistency with the provisions above.

¹ OCR notes that the School has already provided OCR with evidence that it has communicated the policies and procedures to the School community for this year's graduation.

- c. Following OCR's approval and prior to the start of the 2019-2020 school year (September 1, 2019), LEARN will adopt, implement, and publish the revised policies and/or procedures. The School will make this information available through the School's Parent-Student Handbook, the school website, and any other additional means of notification the School deems effective to ensure that the information is disseminated. LEARN will provide OCR with documentation that it has completed this item, including copies of written notices to students, parents/guardians, administrators, and staff, and a copy of any publications (such as student handbooks) or a link to any website containing the policy.

LEARN 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 the Agreement. Further, LEARN understands that during the monitoring of this Agreement, if necessary, OCR may visit the School, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether LEARN has fulfilled the terms and obligations of this Agreement. Upon LEARN's satisfaction of the commitments made under the Agreement, OCR will close the case.

LEARN understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this Agreement and/or the applicable statute(s) and regulation(s). Before initiating administrative enforcement (34 C.F.R. §§ 100.9, 100.10) or judicial proceedings to enforce this Agreement, OCR shall give LEARN 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 LEARN's representative below.

By: XXXX _____

Date: 4/2/19 _____

Dr. Eileen S. Howley, Executive Director