

RESOLUTION AGREEMENT
Bangor School Department
OCR Complaint No. 01-18-1360

Pursuant to Section 302 of OCR's *Case Processing Manual*, prior to the completion of OCR's investigation the Bangor School Department (District) has entered into this agreement to resolve the allegation in the above-referenced complaint. The District assures that it will take the following actions.

Action Item 1

XX – Paragraphs Redacted – XX

Action Item 2

The District will provide Section 504 training to all administrators in the District. The training will include:

- a. The District's obligation to identify and evaluate students with disabilities;
- b. The criteria for evaluating eligibility under Section 504, including the definitions of "handicapped person" and "major life activities" found in 34 C.F.R. § 104.3(j);
and
- c. The District's obligation to conduct manifestation determinations should be made and the process for making such determinations.

Reporting Requirements

1. By July 1, 2019, the District will provide, for OCR's review and approval, a copy of the training materials it will use.
2. Within 45 days of OCR's approval of the training materials, the recipient will provide to OCR:
 - i. The name and credentials of the person(s) conducting the trainings;
 - ii. A list of the individuals who attended the training and their positions;
 - iii. The date(s) the training was conducted; and
 - iv. Copies of any training materials disseminated.

Action Item 3

The District will make the following changes to its policies, procedures, and forms:

- a. The child find policy will be amended to include the District's obligations to locate students with disabilities under Section 504 and the implementing regulation at 34 C.F.R. § 104.32(a);
- b. The Suspension Process Report form shall be amended to require an answer as to whether the student being suspended has a current Section 504 plan, past IEP, past Section 504 plan, or is otherwise suspected of having a disability; and
- c. The 504 Student Handbook shall be amended to require a manifestation determination when the Student has a 504 plan or is otherwise suspected of having a disability.

