

**RESOLUTION AGREEMENT  
Shaker Regional School District  
OCR Complaint No. 01-20-1027**

The Shaker Regional School District (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.

The District 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 1**

By May 15, 2020, the District will convene a 504 team meeting after providing proper written notice to the Student's parents. At the meeting, the District will:

- a. Invite the Student (if he wishes to participate), and the Student's parents to share their understanding of, or concerns with implementation of the Student's 504 Plan for the XXXXXXXXXXXX Independent Study Class (ISC) from mid-December 2018 until the end of the 2018-2019 school year, to consider whether the Student missed 504 services, and if so, the extent, nature, and impact of those missed services. The Student shall be provided the opportunity at the meeting to provide the Team with a written statement regarding how the XXXXXXXX XXXXXXXXXXXXXXXXXXXXXXXX by the XXXXXXXX impacted his education.
- b. Ensure that the team includes a group of persons who are knowledgeable about the Student and his disability, the meaning of the Student's evaluation data, and the placement options.
- c. Determine whether compensatory services, such as compensatory XXXXXX instruction or experience(s), are appropriate for the Student in consideration of concerns that the Student's 504 Plan may not have been implemented in the ISC from mid-December 2018 until the end of the 2018-2019 school year.
- d. Provide the Student's parents with a meaningful opportunity to offer input into these determinations, notice of the determinations made, and notice of the procedural safeguards available to them under 34 C.F.R. § 104.36; and
- e. Maintain detailed minutes.

**Reporting Requirement**

By DATE, the District will submit to OCR a copy of the following materials:

- i. A list of attendees that includes the names and titles of those at the meeting;

- ii. Minutes from the meeting and, if provided, a copy of the Student’s written statement;
- iii. If applicable, an explanation of the District’s method for determining the type and amount of compensatory services deemed appropriate for the Student; and
- iv. Documentation showing the Student received any compensatory services deemed appropriate by the team and/or a schedule for providing the Student with any remaining services.

**Action Item 2**

Prior to the start of the 2020 – 2021 school year, relevant District staff will receive training on Section 504 and Title II’s prohibition against retaliation.

**Reporting Requirement**

By DATE, the District will submit to OCR a copy of the following materials:

- i. A list of attendees with names and titles including: District 504 Coordinator, XXXXXXXXXXXXX School Principal, XXXXXXXXXXXXX School Associate Principal, XXXXXXXXXXXXXXXXXXXX School Counselor Coordinator, XXXXXXXXXXXXXXXXXXXX School Counselor and anyone else the District may designate to attend;
- ii. Credentials of the trainer the District used, and
- iii. Copies of the training materials.

The District 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, 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 and obligations of this Agreement. Upon the District’s satisfaction of the commitments made under the Agreement, OCR will close the case.

The District understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of this Agreement and/or the applicable statute(s) and regulation(s). Before initiating such proceedings, OCR shall give the Recipient 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: \_\_\_\_\_  
Michael J. Tursi, Superintendent