

RESOLUTION AGREEMENT
Pleasantville School District
Case No. 02-14-1329

In order to resolve the allegation raised in Case No. 02-14-1329, the Pleasantville School District (the District) assures the U.S. Department of Education, New York Office for Civil Rights (OCR), that pursuant to the 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 (ADA), 42 U.S.C. § 12131 et seq., and its implementing regulation at 28 C.F.R. Part 35, it will take the actions set forth below.

Action Item:

By December 31, 2014, the District will provide training to all relevant District staff and administrators regarding the District's obligations pursuant to Section 504 to ensure the implementation of the Student's and other students Individualized Educational Programs (IEPs), which contain provisions requiring the services of one-to-one aides.

Reporting Requirement: By January 15, 2015, the District will provide documentation to OCR demonstrating that training was provided consistent with the Action Item above, including (a) the name(s) and credentials of the individual(s) who conducted the training; (b) a list of the individuals who attended the training and their positions; (c) the date(s) the training was conducted; (d) a summary of the material covered with District staff; and (e) copies of all training materials disseminated.

The District understands that OCR will not close the monitoring of this agreement until OCR determines that the recipient 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), 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(a), 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 a minimum of sixty (60) calendar days to cure the alleged breach.

10/30/2014
Date:

/s/
Dr. Leonard Fitts
Interim Superintendent
Pleasantville School District