

RESOLUTION AGREEMENT

Great Oaks Charter School OCR Case No. 02-15-1054

In order to resolve Case No. 02-15-1054, Great Oaks Charter School (the School) assures the U.S. Department of Education, Office for Civil Rights (OCR), that it will take the actions detailed below 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 (the ADA), 42 U.S.C. § 12131, and its implementing regulation at 28 C.F.R. Part 35.

Action Item 1: Student B – Individual Remedies

By October 15, 2019, the School will convene a group of people knowledgeable about Student B, including Student B's parent/guardian, to determine if Student B requires compensatory speech/language services as a result of Student B not receiving the amount of speech/language services during school year XXXX-XXXX required by his Individualized Education Program (IEP). If the group of knowledgeable persons determines that Student B requires compensatory speech/language services, the group will develop a plan for providing such services, with a completion date for providing the services not to extend beyond June 30, 2020.

Reporting Requirements:

- a) By October 22, 2019, the School will submit to OCR a copy of the meeting minutes or similar documentation from the meeting(s) referred to in Action Item 1 above, including an explanation for decisions made regarding compensatory speech/language services; and, a description of and schedule for providing compensatory speech/language services, if any, to Student B.
- b) By July 15, 2020, if compensatory speech/language services are offered to Student B, the School will provide documentation to OCR demonstrating that it provided Student B with the services or made the services available to Student B. The documentation will include the dates, times and locations of the services provided; a description of the services provided; and, the name(s) of the service provider(s)

Action Item 2: Student C – Individual Remedies

By October 15, 2019, the School will convene a group of people knowledgeable about Student C, including Student C's parent/guardian, to determine if Student C requires remedial and/or compensatory services as a result of Student C not receiving home instruction between XXXXXXXX XX XXXX, and XXXXXXXX X XXXX. If the group of knowledgeable persons determines that Student C requires remedial and/or compensatory services, the group will develop a plan for providing such services, with a completion date for providing the services not to extend beyond January 15, 2020.

Reporting Requirements:

- a) By October 22, 2019, the School will submit to OCR a copy of the meeting minutes or similar documentation from the meeting(s) referred to in Action Item 2 above, including an explanation for decisions made regarding remedial and/or compensatory services; and, a description of and schedule for providing remedial and/or compensatory services, if any, to Student C.
- b) By January 30, 2020, if remedial and/or compensatory services are offered to Student C, the School will provide documentation to OCR demonstrating that it provided Student C with the services or made the services available to Student C. The documentation will include the dates, times and locations of the services provided; a description of the services provided; and, the name(s) of the service provider(s)

Action Item 3: Training

By September 30, 2019, the School will provide training to the members of its Child Study Team (CST). The training will include discussion of the School's obligations under the regulation implementing Section 504 to (1) make placement decisions pursuant to the requirements laid out in 34 C.F.R. § 104.35(c); and, (2) provide an appropriate education pursuant to the requirements laid out in 34 C.F.R. § 104.33(b) when a student transfers to the School with an Individualized Education Program (IEP) and/or Section 504 plan developed by another recipient, and when a student begins attending school despite a homebound placement. The training should also include the School's record-keeping practices with regard to documenting that related aids and services were provided to disabled students; and, that the School followed the procedural requirements of 34 C.F.R. § 104.36, including providing notice to parents/guardians of scheduled CST meetings.

Reporting Requirements:

- a) By October 15, 2019, the School will provide documentation to OCR demonstrating that it provided training to the employees referenced in Action Item 1 above. This documentation will include: (a) the date(s) the training was conducted; (b) the name(s), title(s), and credentials of the individual(s) who conducted the training; (c) a list of the individuals who attended the training and their positions and proof of their attendance; and (d) a list of all training materials used and disseminated, including handouts, guides, or other materials.
- b) By July 15, 2020, the School will provide documentation to OCR demonstrating the delivery of speech-language pathology and home instruction services to students with disabilities for school year 2019-2020. For each student with an IEP requiring speech-language pathology, pull-out resource room and/or home instruction services during the school year, the School will provide a copy of the Student's IEP; the name(s) and title(s) of staff providing the mandated services to the student; dates and times of all services provided pursuant to each student's IEP; and, copies of logs and/or other memoranda documenting the services provided. Upon review of this data, OCR

reserves the right to request additional documentation; and to require the School to remediate any deficiencies by providing compensatory relief, if applicable.

The School understands that by signing this resolution agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirements of the resolution agreement. Further, the School understands that during the monitoring of the resolution 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 the School has fulfilled the terms and obligations of the resolution agreement. Upon the School's satisfaction of the commitments made under the resolution agreement, OCR will close this case.

The School understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of the resolution agreement and/or the applicable statute(s) and regulation(s). Before initiating such proceedings, OCR will give the School written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

This Agreement will become effective immediately upon the signature of the School's representative below.

9/19/2019 _____
Date

/s/ _____
President
Great Oaks Charter School