

**RESOLUTION AGREEMENT**  
**Clifton Public Schools**  
**Case No. 02-17-1030**

In order to resolve Case No. 02-17-1030, Clifton Public Schools (the District) 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, as amended, 29 U.S.C. § 794, and its implementing regulation at 34 C.F.R. Part 104 (Section 504), 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.

**Action Item 1:**

By December 15, 2016, the District will provide training to the Student's teachers and principals for school years 2015-2016 and 2016-2017, on the District's obligation to provide students with disabilities an equal opportunity to participate in field trips, including the obligation to supply the related aids or services necessary for a student to participate.

**Reporting Requirement:** By January 15, 2017, the District will provide documentation to OCR demonstrating that training was provided in accordance with Action Item 1 above, including the date(s) of the training, and copies of any training materials distributed and/or a description of the issues addressed during the training.

**Action Item 2:**

By December 15, 2016, the District will provide training during the Superintendent's monthly meeting with all District principals, on the District's obligation to provide students with disabilities an equal opportunity to participate in field trips, including the obligation to supply the related aids or services necessary for a student to participate

**Reporting Requirement:** By January 15, 2017, the District will provide documentation to OCR demonstrating that training was provided in accordance with Action Item 1 above, including the date(s) of the training, a list of all participants by name and title, and copies of any training materials distributed and/or a description of the issues addressed during the training.

**Action Item 3:**

By January 31, 2017, the District will convene a group of knowledgeable persons, such as the Child Study Team, to review the Student's Individualized Education Program (IEP) and determine whether any modifications are necessary to ensure the Student has an equal opportunity to participate in District field trips.

**Reporting Requirement:** By February 15, 2017, the District will submit to OCR a copy of the meeting minutes or similar documentation from the meeting referenced in Action

Item 3 above, including but not limited to an explanation for decisions made regarding modifications to the Student’s IEP.

The District understands that OCR will not close the monitoring of this agreement until OCR determines that the District has fulfilled the terms of this agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. §§ 104.4(a) and (b)(1)(i) and (b)(1)(vii), and 104.33, and the ADA, at 28 C.F.R. § 35.130. 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 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. §§ 104.4(a) and (b)(1)(i) and (b)(1)(vii), and 104.33 and the ADA, at 28 C.F.R. § 35.130. In addition, 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 and 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.

\_\_\_\_\_  
Date

/s/

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Richard Tardalo  
Superintendent  
Clifton Public Schools