

RESOLUTION AGREEMENT

Boricua College OCR Case No. 02-19-2134

In order to resolve Case No. 02-19-2134, Boricua College (the College) assures the U.S. Department of Education, Office for Civil Rights (OCR), that it will take the following actions 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.

Action Item: Accessibility of the Graham Avenue Building - Brooklyn Campus

- A. The College has advised OCR that it chooses to make structural changes in order to ensure that the College's Brooklyn Campus in the Graham Avenue Building (the building) is readily accessible to and usable by individuals with disabilities. By December 31, 2019, the College will complete its planned renovations to the building's first floor and basement, which will provide students with disabilities with access to the programs and activities previously held on the second and third floors of the building. The College will ensure that any alterations/changes will comply with the 2010 Americans with Disabilities Act Standards for Accessible Design (2010 ADA Standards).
- B. By September 1, 2019, the College will develop an alternate plan to ensure that individuals with disabilities have equivalent access to each program and activity conducted at the building until the College's planned alterations to the building are completed (e.g., temporarily relocate programs and activities from the second and third floors to the first floor of the building; and/or provide transportation services to individuals needing access to accessible facilities such as a shuttle or reimbursement for transportation expenses between the building and the College's Manhattan and/or Bronx campuses). As part of this plan, the College will take steps to notify individuals with disabilities how to gain access to the programs and activities conducted in the building until the renovations are completed.

Reporting Requirements:

- 1. By September 15, 2019, the College will submit to OCR for review a copy of the College's proposed alternate plan that will remain in effect until the College's renovations to the building are completed.
- 2. By September 30, 2019, the College will submit to OCR a copy of the notice the College provided to the public regarding the implementation of its alternate plan, including the location(s) where the notice is located.
- 3. By February 1, 2020, the College will provide documentation to OCR (e.g., copies of invoices/receipts, photographs, and/or blueprints) confirming completion of the planned renovations to the building's first floor and basement.

The College understands that by signing the 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 College understands that during the monitoring of the resolution agreement, if necessary, OCR may visit the College, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the College has fulfilled the terms and obligations of the resolution agreement. Upon the College's satisfaction of the commitments made under the resolution agreement, OCR will close the case.

The College understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of the resolution agreement and/or the applicable statutes and regulations. Before initiating such proceedings, OCR will give the College 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 College representative below.

8/22/19
Date

/s/
Authorized Representative
Boricua College