

RESOLUTION AGREEMENT

OCR Complaint #03131218 Saint Mary's County Public Schools

Saint Mary's County Public School (the District) has agreed to resolve the allegations of disability discrimination raised in complaint #03131218 filed with the U.S. Department of Education, Office for Civil Rights (OCR). The District agrees to implement the following steps and to report the results of implementation to OCR.

1. By October 1, 2015, in accordance with Section 504 at 34 C.F.R. § 104.7(b), the District will review and revise, as necessary, its Section 504 grievance procedures and will submit to OCR for its review and approval a copy of the revised grievance procedures, which incorporate appropriate due process standards and provide for the prompt and equitable resolution of complaints alleging any prohibited actions under Section 504. The grievance procedures should contain the following elements:
 - a. notice to students, parents, and employees of the procedure, including how and where to file a complaint;
 - b. application of the procedure to complaints alleging disability discrimination carried out by students, employees, or third parties;
 - c. adequate, reliable, and impartial investigation, including the opportunity to present witnesses and other evidence;
 - d. designated and reasonably prompt timeframes for the major stages of the complaint process;
 - e. notice to the parties of the outcome of the complaint, and the basis for the decision; and
 - f. an assurance that the District will take steps to prevent the recurrence of any prohibited actions and to correct its discriminatory effects on the complainant and others, if appropriate.

REPORTING REQUIREMENT: By October 1, 2015, the District will submit its revised grievance procedures to OCR for review and approval.

2. Within sixty (60) days following notice of OCR's approval of District's Section 504 grievance procedures in accordance with Section 1, the District will adopt and implement the revised policies and procedures and will provide all administrators, teachers, and staff with written notice regarding the new procedures. The revised procedures will be placed on the District's website and references in future student handbooks will reference the link to the Section 504 procedures.

REPORTING REQUIREMENT: Within 60 calendar days after receiving notice of OCR's approval of the Section 504 grievance procedures, the District will provide OCR with documentation that it has implemented the procedures, including copies of written notices issued to students and employees regarding the approved grievance procedures and a description of how the notices were distributed;

copies of its approved student and employee handbooks and any other publications where these procedures are published; and a link to its webpage where the approved grievance procedures are located.

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 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 regulation implementing Section 504, at 34 C.F.R. Section 104.7(b), and Title II, at 28 C.F.R. § 35.107(b), which were at issue in this case.

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 regulation implementing Section 504, at 34 C.F.R. Section 104.7(b), and Title II, at 28 C.F.R. § 35.107, 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 and 100.10) or judicial proceeding 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.

/s/

8/28/15

Superintendent or Designee
Saint Mary's Public County Schools

Date