Resolution Agreement Erie Institute of Technology OCR Complaint #03-14-2293

To resolve the allegations in the above-referenced complaint, filed with the U.S. Department of Education, Office for Civil Rights (OCR), under Section 504 of the Rehabilitation Act of 1973 (Section 504) and its implementing regulation at 34 C.F.R. Part 104, Erie Institute of Technology (the Institute) voluntarily enters into this Resolution Agreement (Agreement).

Without admitting to any violation of law, the Institute voluntarily agrees to the terms of this Agreement and agrees to comply fully with its provisions. This Agreement does not constitute a determination by OCR that the Institute violated any of the regulations enforced by OCR.

The Institute voluntarily makes the following commitments to OCR:

Commitments:

- 1. The Institute recognizes its obligation under the regulation implementing Section 504 at 34 C.F.R. § 104.44(a) to provide modifications to its academic requirements, as are necessary, to qualified students with disabilities to ensure that they are not denied the benefits of, or excluded from participation in, the Institute's educational programs, benefits, or services.
- 2. By October 30, 2014, the Institute will disseminate a memorandum to all administrators, faculty, and staff at the Institute reminding them of their obligations under Section 504. The memorandum will further specify that all administrators, faculty and staff must provide academic adjustments or auxiliary aids or services for a student with a disability immediately upon receipt of an Accommodation Letter from the Institute's Accessibility Resource Office, and that if there are any questions or concerns regarding these matters, to consult with the Accessibility Resource Officer immediately. The memorandum will also include a copy of the Institute's policies and procedures for the provision of academic adjustments to students with disabilities.
 - REPORTING REQUIREMENT: By November 15, 2014, the Institute will provide to OCR a copy of the memorandum sent to all administrators, faculty, and staff members.
- 3. By October 30, 2014, the Institute will publish its procedures for academic adjustments.
 - REPORTING REQUIREMENT: By November 15, 2014, the Institute will provide to OCR documentation that the procedures have been published, including a link to the procedures on its website.

REPORTING REQUIREMENTS:

The Institute agrees that by signing this Agreement, it agrees to provide data and other information in a timely manner. The Institute also understands that during the monitoring of this Agreement, OCR may visit the Institute, if necessary, to interview staff and students and request such additional reports or data as are necessary for OCR to determine whether the Institute has fulfilled the terms of this Agreement and is in compliance with the regulation implementing Section 504, at 34 C.F.R. § 104.44(a),, which are applicable to this complaint.

The Institute agrees to comply with the terms of this Agreement until OCR has released it from monitoring. OCR will not close the monitoring until it determines that the Institute has fulfilled the terms of this Agreement and is in compliance with the regulation implementing Section 504 of the Rehabilitation Act of 1973, at 34 C.F.R. § 104.44(a), which was at issue in this complaint.

The Institute 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 Institute written notice of the alleged breach and a minimum of sixty (60) calendar days to cure the alleged breach.

/s/	10/7/14
Paul Fitzgerald, Director	Date
Frie Institute of Technology	