

RESOLUTION AGREEMENT

Pennridge School District

OCR Complaint No. 03-16-1126

In order 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 1972 (Section 504), 29 U.S.C. § 794, and its implementing regulations at 34 C.F.R. Part 104, Title II of the Americans with Disabilities Act of 1990 (Title II), and the implementing regulation at 28 C.F.R. Part 35, which prohibit discrimination based on disability, the Pennridge School District (the District) voluntarily enters into this Resolution Agreement and makes the following commitments to OCR. This Agreement does not constitute an admission of liability by the District, nor does it constitute a determination by OCR that the District violated any of the regulations enforced by OCR.

Action Step

The District recognizes its obligation under the regulation implementing Section 504 at 34 C.F.R. § 104.33 to provide a free appropriate public education to each qualified student with a disability in its jurisdiction. Further, the District recognizes its evaluation and placement obligations under the regulation implementing Section 504 at 34 C.F.R. §§ 104.35 and 104.36.

By August 31, 2016, the District will xx-paragraph-xx.

Reporting Requirement

By October 1, 2016, the District will provide OCR with xx-paragraph-xx.

The District understands that by signing the Agreement, it agrees to provide data and other information in a timely manner. Further, the recipient understands that, during the monitoring of the Agreement, OCR may visit the recipient, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the recipient has fulfilled the terms of the Agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. §§ 104.33, 104.35, and 104.36, that were at issue in this case.

The District understands that OCR will not close the monitoring of the Agreement until such time that OCR determines that the recipient has fulfilled the terms of the Agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. §§ 104.33, 104.35, and 104.36, that were at issue in this case.

The District understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings, including to enforce the specific terms and obligations of the Agreement. Before initiating administrative enforcement (34 C.F.R. §§ 100.9, 100.10), or judicial proceedings, including to enforce the Agreement, OCR shall give the recipient written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

/s/
Name and Title (District Superintendent or designee)

7/26/16
Date