RESOLUTION AGREEMENT Anne Arundel County Public Schools OCR No. 03-16-1885

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 1973 (Section 504), 29 U.S.C. § 794, and its implementing regulation at 34 C.F.R. Part 104, Title II of the Americans with Disabilities Act of 1990, 42 U.S.C. § 12132, and its implementing regulation at 28 C.F.R. Part 35, which prohibit discrimination based on disability, the Anne Arundel County Public Schools (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 STEPS

1. 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. In addition, the District recognizes its obligations under Section 504 at 34 C.F.R. § 104.33 to fully implement Section 504 Plans for students with disabilities. By May 1, 2017, the District will disseminate a memorandum (this memorandum can be sent electronically) to all staff and administrators at the Meade High School (School) in the District, reminding them of these obligations under Section 504 and specifically, reminding them to implement the provisions in students' Section 504 Plans.

Reporting Requirements:

Within thirty (30) days of sending the memo to School staff and administrators, the District will provide OCR with a copy of the memo and proof that it was distributed along with a list of recipients, by name or title.

2. By May 15, 2017, after providing proper written notice to the Student's parent/guardian, a group of knowledgeable persons will convene a meeting to determine whether the Student needs compensatory and/or remedial services as a result of the District's failure to implement the Student's Section 504 Plan during the 2016-2017 school year. In making these determinations, the team will adhere to the requirements of 34 C.F.R. § 104.35 (evaluation and placement) and § 104.36 (procedural safeguards). If the team determines that the Student suffered an educational loss, it will then determine whether the loss entitles the Student to compensatory and/or remedial education services. As appropriate, the group will develop a plan for providing timely compensatory and/or remedial services with a completion date not to extend beyond December 31, 2017.

Reporting Requirements:

a) Within thirty (30) days of the decision as to whether compensatory and/or remedial services are needed, the District will submit to OCR documents supporting the group's decision for its review and approval. The documentation submitted shall include documentation showing the participants in the meeting, an explanation for

decisions made, the information considered, and a description of and schedule for providing any compensatory and/or remedial services (if any) to the Student. OCR will, prior to approving the District's decision and plan for providing the proposed services, review the documentation to ensure that the District met the procedural requirements of the regulation implementing Section 504, at 34 C.F.R. §§ 104.34, 104.35 and 104.36, in making these determinations.

- b) If compensatory and/or remedial services are offered to the Complainant, by July 15, 2017, the District will provide OCR with a copy of the letter sent to the Complainant regarding the compensatory and/or remedial education services that are being offered to the Student and documentation to OCR of the dates, times and locations that compensatory and/or remedial services were provided, a description of what was provided including the amount of services, and the name(s) of the service provider(s). Alternatively, the District will notify OCR if the Complainant declined any of the services that were offered.
- c) If the District is providing the Student with any compensatory and/or remedial education services after July 15, 2017, then on or before September 30, 2017, the District shall submit to OCR documentation of the dates, times and locations that compensatory and/or remedial services were provided, a description of what was provided including the amount of services, and the name(s) of the service provider(s). If the District provides the Student with any compensatory and/or remedial education services after September 30, 2017, then the District shall submit this documentation again by December 31, 2017.

The District understands that by signing the Agreement, it agrees to provide data and other information in a timely manner. Further, the District understands that, during the monitoring of the Agreement, 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 the Agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. §§ 104.33, 104.35 and 104.36, and Title II, at 28 C.F.R. §35.130(a) and (b), 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 District 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, and Title II, at 28 C.F.R. §35.130(a) and (b), that 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, 100.10), or judicial proceedings to enforce this agreement, OCR shall give the District written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

/s/	November 4,2016
Anne Arundel County Public Schools	Date
Superintendent or Designee	