

**Voluntary Resolution Agreement
Mingo County School
OCR Complaint #03161272**

The U.S. Department of Education, Office for Civil Rights (OCR), received a complaint against the Mingo County Schools (the District), pursuant to Title IX of the Education Amendments of 1972 (Title IX), and its implementing regulation, at 34 C.F.R. §106.41, which prohibits discrimination based on sex by recipients of Federal financial assistance. The District, as a recipient of Federal financial assistance, is subject to the requirements of Title IX.

Prior to the completion of OCR's investigation, the District agreed to resolve the issues of this investigation pursuant to Section 302 of OCR's *Case Processing Manual*. Accordingly, to resolve the issues of this investigation, the District agrees to take the following actions. In entering into this Agreement, OCR acknowledges that it has not made a finding that the District failed to adhere to, abide by, or in any other way failed to observe the statutes and/or regulations that OCR enforces.

A. Locker Rooms, Practice and Competitive Facilities

1. The District commits that the girls' interscholastic athletic programs at XXXXXXXXXXXX XXXXXXXXX (the School), as a whole, will receive and have equivalent access to locker rooms, practice fields and/or facilities, and competitive fields and/or facilities, comparable to that provided to the boys' interscholastic athletics program, as a whole.
2. By March 31, 2019, the District will complete a fair and comprehensive evaluation and comparison of the locker rooms, practice fields and/or facilities, and competitive fields and/or facilities, assigned to the boys' and girls' interscholastic athletic programs at the School. The evaluation will include the following factors: quality and availability of the fields and/or facilities provided for practice and competitive events; exclusivity of use of facilities provided for practice and/or competitive events; availability of locker rooms; quality of locker rooms; maintenance of practice and competitive fields and/or facilities; and preparation of fields and/or facilities for practice and competitive events.
3. If the District determines that the boys' and the girls' interscholastic athletic programs are not receiving comparable locker rooms, practice fields and/or facilities, and competitive fields and/or facilities, the District will correct the inequities of such locker rooms, fields and/or facilities to make them equivalent. If the District determines that the locker rooms, fields and/or facilities currently assigned to the girls' and boys' interscholastic athletic programs are comparable, the District will provide to OCR a report outlining that determination and the information, including appropriate documentation, upon which it is based, as reflected in Section B, below.

B. Reporting Requirements

1. By April 30, 2019, the District will provide OCR with its written report of its evaluation concerning the School's locker rooms, practice and competitive facilities. This report will include a description of the process used in conducting the evaluations, the information, including appropriate documentation, considered, and the conclusions reached, pursuant to Section A above.

