

RESOLUTION AGREEMENT
Owen J. Roberts School District
OCR Case No. 03-18-1007

The U.S. Department of Education, Office for Civil Rights (OCR) and the Owen J. Roberts School District (the District) enter into this Agreement (Agreement) to resolve the allegations in the above-referenced complaint. This Agreement does not constitute an admission of liability by the District. The District assures OCR that it will take the following actions to comply with the requirements of Section 504 of the Rehabilitation Act of 1973 (Section 504) and its implementing regulation at 34 C.F.R. Part 104 and Title II of the Americans with Disabilities Act (Title II) and its implementing regulation at 28 C.F.R. Part 35.

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.

Provision of a Free Appropriate Public Education

1. The District acknowledges its obligation to provide a free appropriate public education (FAPE) to qualified students with disabilities, as well as a system of procedural safeguards that includes an opportunity for parents/guardians to examine relevant records, in accordance with Section 504 and its implementing regulation, at 34 C.F.R. §§ 104.33, 104.34, 104.35, and 104.36. The District also acknowledges its obligation to refrain from retaliation against individuals who engage in protected activities, in accordance with Section 504 and Title II, and the implementing regulations of each, at 34 C.F.R. § 104.61 (incorporating 34 C.F.R. § 100.7(e) by reference) and 28 C.F.R. § 35.134.

2. XX – paragraphs redacted – XX

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3. XX – paragraphs redacted – XX

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4. XX – paragraphs redacted – XX

The District understands that by signing this Agreement, it agrees to provide data and other information in a timely manner. Further, the District understands that during the monitoring of this 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 this Agreement and is in compliance with the regulation implementing Section 504, at 34 C.F.R. §§ 104.33, 104.36, and 104.61, and Title II, at 28 C.F.R. §§ 35.130,

35.134. Upon completion of the obligations under this Agreement, OCR shall close and dismiss 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.

This Agreement will become effective immediately upon the signature of the District's representative below.

/s/

5/15/2018

Superintendent or Designee

Date