

RESOLUTION AGREEMENT
South Williamsport Area School District
OCR Case No. 03-18-1225

The U.S. Department of Education, Office for Civil Rights (OCR) and the South Williamsport Area School District (the District) enter into this Agreement (Agreement) to resolve 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 this complaint pursuant to Section 302 of OCR's Case Processing Manual. Accordingly, the District agrees to take the following actions.

Action Step 1: The District acknowledges its obligation to ensure that no person, on the basis of disability, be excluded from participation in, be denied the benefits of, be treated differently from another person, or otherwise be discriminated against in any program or activity, as required by Section 504 and Title II, including their implementing regulations at 34 C.F.R. § 104.4 and 28 C.F.R. § 35.130.

Within 30 days of the effective date of this Agreement, the District shall disseminate a memorandum to all District administrators and staff, stating that discriminatory treatment of students on the basis of disability is a violation of Section 504, Title II, and the implementing regulations of each at 34 C.F.R. § 104.4 and 28 C.F.R. § 35.130.

Reporting Requirement: Within 45 days of signing this Agreement, the District will provide OCR with a copy of the notice sent to all employees pursuant to Action Step 1.

Action Step 2: The District will revise its Policy 210 (Medication) to no longer require a parent or other adult to accompany their student/child on field trips and other school-sponsored activities if the student/child requires medication during their participation in the field trip or school-sponsored activity.

Reporting Requirement: Within 90 days of signing this Agreement, the District will provide for OCR's review and approval a copy of the revised Policy 210.

Action Step 3: Within 30 days of OCR's approval of revised Policy 210, the District will adopt and publish the revised Policy. Publication must include all District websites and other places used by the District to publish such materials.

Reporting Requirement: Within 60 days of OCR's approval of the revised Policy 210, the District will provide documentation to OCR that the Policy was adopted and published, including links to the District's website with the revised policy.

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. §§ 104.4, and Title II, at 28 C.F.R. §§ 35.130. 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/

Superintendent or Designee

11/6/2018

Date