

VOLUNTARY RESOLUTION AGREEMENT
Anne Arundel County Public Schools
OCR #03181294

The U.S. Department Education, Office for Civil Rights (OCR) and the Anne Arundel County Public Schools (the District) enter into this Voluntary Resolution Agreement (Agreement) to resolve the above-referenced complaint. This Agreement does not constitute an admission of liability, non-compliance, or wrongdoing 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), as amended, 29 U.S.C. § 794, and its implementing regulation at 34 C.F.R. Part 104, and Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. § 12131, and its implementing regulation at 28 C.F.R. Part 35, which prohibit discrimination on the basis of disability by recipients of Federal financial assistance and public entities.

Prior to the completion of OCR’s investigation, the District agreed to resolve the issue presented in this complaint pursuant to Section 302 of OCR’s *Case Processing Manual*. Accordingly, to resolve the issue under investigation, the District agrees to take the actions outlined below.

Action Item 1

By October 30, 2019, the District will notify the Complainant XXXXXXXXXXXXXXXXXXXX XXXXXXXXXXXXXXXXXXXX, after providing proper written notice to the Complainant, a group of knowledgeable persons, including the Complainant, will convene a Multidisciplinary Team meeting to determine the modifications/adaptions that the Student requires in order to have an equal opportunity to participate inXXXXXXXXXXXXXXXXX. In making these assessments, the Section 504 Team will adhere to the requirements prescribed by Section 504 and its implementing regulation, at 34 C.F.R. Section 104.34 (educational setting), 34 C.F.R. Section 104.35 (evaluation and placement), and 34 C.F.R. Section 104.36 (procedural safeguards).

The District will provide the Complainants notice of the procedural safeguards including the right to challenge the Team’s determination through an impartial due process hearing.

Reporting Requirement: By November 15, 2019, the District will provide OCR with a copy of the letter sent to the Complainant pursuant to Action Step 1.

XX – Paragraphs Redacted – XX

The District understands that by signing the resolution agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirements of the resolution agreement. Further, the District understands that during the monitoring of the resolution agreement, if necessary, 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 and obligations of the resolution agreement. Upon the District’s satisfaction of the commitments made under the Agreement, OCR will close the case.

The District understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of the resolution agreement and/or the applicable statute(s) and regulation(s). Before initiating such proceedings, OCR will give the District written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

/s/

9-27-19

Name and Title (District Superintendent or designee)

Date