

**Voluntary Resolution Agreement
Exeter Township School District
OCR # 03201015**

The U.S. Department of Education (Department), Office for Civil Rights (OCR) and the Exeter Township Area School District (the District) enter into this Agreement to resolve the above-referenced complaint. 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 Title II of the Americans with Disabilities Act of 1990 (the ADA) and their implementing regulations, at 34 C.F.R Part 104 and 28 C.F.R. Part 35, which prohibit discrimination based on disability by recipients of Federal financial assistance and public entities, and specifically, the following provisions of the Section 504 and Title II regulations which were at issue in this complaint: 34 C.F.R. §§ 104.33, 34 C.F.R. 104.35; 34 C.F.R. 104.36; 34 C.F.R. § 104.4 and 28 C.F.R. § 35.130. The District, as a recipient of Federal financial assistance and a public entity, is subject to the requirements of Section 504, Title II of the ADA and their implementing regulations.

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, to resolve this allegation, 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. This Agreement does not constitute an admission of liability, non-compliance, or wrongdoing by the District.

Action Steps and Reporting Requirements:

XX - Paragraphs Redacted - XX

2. The District acknowledges its obligation to provide a free appropriate public education (FAPE) to each qualified student with a disability, in accordance with Section 504 at 34 C.F.R. § 104.33. In addition, the District recognizes its obligations under Section 504 at 34 C.F.R. § 104.33 to fully implement education programs, including Section 504 Plans, for students with disabilities.

XX - Paragraphs Redacted - XX

Within 30 days of notification of OCR's review and approval of the District's determination regarding compensatory and/or remedial education, the District shall provide the following information to OCR:

XX - Paragraphs Redacted - XX

The District understands that by signing this Agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirements of this Agreement. Further, the District understands that during the monitoring of this 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 this Agreement. Upon the District's satisfaction of the commitments made under this Agreement, OCR will close the complaint.

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/

5/18/2020

Superintendent or Designee

Date