

**Voluntary Resolution Agreement
Prince George's County Public Schools
OCR Complaint #03201175**

The U.S. Department of Education, Office for Civil Rights (OCR), enters into this Voluntary Resolution Agreement (the Agreement) to resolve Allegation 1 of the above-referenced complaint with the Prince George's County Public Schools (the District). The District agrees to take the following actions to comply with the requirements of Section 504 of the Rehabilitation Act of 1973 (Section 504) and its implementing regulations at 34 C.F.R. Part 104 and Title II of the Americans with Disabilities Act (Title II) and its implementing regulations at 28 C.F.R. Part 35, which prohibit discrimination based on disability and specifically, the following provisions of the Section 504 and the Title II regulations which were at issue in this complaint: 34 C.F.R. § 104.4, 34 C.F.R. § 104.33, 34 C.F.R. § 104.34(b), and 28 C.F.R. § 35.130.

Prior to the completion of OCR's investigation, the District agreed to resolve Allegation 1 of this complaint pursuant to Section 302 of OCR's Case Processing Manual. Accordingly, to resolve Allegation 1, the District agreed 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 on the part of the District; nor does it constitute a determination by OCR that the District violated any of the regulations enforced by OCR.

Action Steps and Reporting Requirements:

1. The District acknowledges to OCR that it recognizes its obligations under the following provisions of Section 504 and Title II of the ADA and assures OCR that it will comply with the following regulations at issue regarding Allegation 1 of this complaint:

The Section 504 implementing regulation at 34 C.F.R. § 104.4(a) and the Title II regulation at 28 C.F.R. § 35.130, providing that no qualified person with a disability shall, on the basis of disability, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity which receives Federal financial assistance.

The Section 504 implementing regulation, at 34 C.F.R. § 104.33, requiring that a recipient of Federal financial assistance that operates a public elementary or secondary education program or activity provide a free appropriate public education (FAPE) to each qualified individual with a disability who is in the recipient's jurisdiction, regardless of the nature or severity of the person's disability. An appropriate education is defined as regular or special education and related aids and services that are designed to meet the individual needs of

