

**Voluntary Resolution Agreement
Wicomico County Public Schools
OCR Case Number 03231310**

Wicomico County Public Schools (the District) agrees to resolve the above-referenced complaint by voluntarily entering into this Resolution Agreement (Agreement) with the U.S. Department of Education's Office for Civil Rights (OCR). 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 ensure compliance with the requirements of Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 U.S.C. § 794, and its implementing regulation, 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, 28 C.F.R. Part 35 which prohibit discrimination on the basis of disability by recipients of federal financial assistance and public entities, respectively.

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

Action Step 1 - Dissemination of the Revised Procedures

The District will provide OCR with the following:

- A. The names and positions of all Elementary and Secondary Leaders who were provided, on [Redacted content], information about the Revised Procedures for ensuring students are provided sign language interpreting services for after-school activities (Revised Procedures). The District will explain in detail how they were provided this information.
- B. A list, by name and student to whom they are assigned, of the sign language interpreters that were provided copies of the Revised Procedures.
- C. A list of all special education teachers who were provided information about the Revised Procedures during the back-to-school professional development events on [Redacted content]. The District will explain in detail how they were provided this information.
- D. A list of all parents/guardians, by name and the name of their child, who were individually notified of the Revised Procedures. The District will explain in detail who (name and position), how and when they were provided this information.
- E. Copies of the electronic notice of the Revised Procedures provided to the parents identified in D. above from the Office of Special Education.

REPORTING REQUIREMENT

By October 30, 2023, the District will provide OCR with the information/documentation identified in Action Step 1 A. through E.

Action Step 2 – Tracking System

The District will develop a tracking system for responding to requests for sign language interpreting services to students for after-school activities. The tracking system will include:

- a. Student name;
- b. Student's school;
- c. Date of the request;
- d. Activity;
- e. Date of activity;
- f. Name of interpreter that provided services;
- g. If interpreting services were not provided, a detailed reason explaining the failure to provide services.

REPORTING REQUIREMENT

The District will provide OCR with the information collected by the tracking system identified above on:

- a. January 15, 2024, which will capture all requests made from the beginning of the 2023-2024 school year until the beginning of the winter break.
- b. June 30, 2024, which will capture all requests made from the beginning of the January 2024 year until the end of the school year.

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 and is in compliance with Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 U.S.C. § 794, and its implementing regulation, 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, 28 C.F.R. Part 35, that were at issue in this case. Upon the District's satisfaction of the terms and obligations of the resolution agreement and is in compliance with Section 504 and its implementing regulation, 34 C.F.R. Part 104, and Title II and its implementing regulation, 28 C.F.R. Part 35 that were at issue in this case, 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 statutes and regulations. Before initiating such proceedings, OCR will give the District written notice of the alleged breach and 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

9/12/2023
Date