

**303 Resolution Agreement  
Cobb County School District  
OCR Docket Number 04-13-1990**

The Cobb County School District (District) submits to the U.S. Department of Education, Office for Civil Rights (OCR), this Resolution Agreement (Agreement) to voluntarily resolve the above-referenced complaint and to ensure compliance with Section 504 of the Rehabilitation Act of 1973 (Section 504), as amended, 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), as amended, 42 U.S.C. §§ 12131 *et seq.*, and its implementing regulation, 28 C.F.R. Part 35, which prohibits discrimination on the basis of disability by recipients of Federal financial assistance and public entities.

**Section 504 Practice**

1. **By April 15, 2014** the District will revise its practice to ensure that teachers and coaches for extracurricular activities receive copies of 504 plans when those plans have provisions for extracurricular activities. Also, coaches will continue to be invited and strongly encouraged to attend 504 team meetings when accommodations for extracurricular activities are to be determined.

**REPORTING REQUIREMENT:**

**By May 17, 2014**, the District will submit to OCR, confirmation that the practice has been revised and documentation showing that all persons involved with the evaluation and placement of students with disabilities are aware of the change in practice.

**Training**

2. **By April 21, 2014**, and annually thereafter, the District will
  - a. provide training on diabetes to the coaches for the cheerleading team and;

**By August 15, 2014**, and annually thereafter, the District will

- b. train other district staff who have not received diabetes training in the past year (2012-2013 to present), including those who are serving the Student and other students with diabetes will be included in this training.

**REPORTING REQUIREMENT:**

**By May 12, 2014**, the District will provide OCR with a report confirming the completion of the training required under Corrective Action #2a above. The report will include: (i) the date of each

training session; (ii) a list of names and titles of the persons who participated, (iii) outline of training content.

**By September 1, 2014**, the District will provide OCR with a report confirming the completion of the training required under Corrective Action #2b above. The report will include: (i) the date of each training session; (ii) a list of names and titles of the persons who participated, (iii) outline of training content

### **Remedy for Student**

3. **By April 1, 2014**, the District will inform the Complainant that if the Student wants to try out for the cheerleading team this spring (2014) and needs accommodations during the tryout, the District will convene the Student's 504 team to discuss what individual accommodations would be appropriate for her during tryouts.

### REPORTING REQUIREMENT:

**By April 1, 2014**, the District will provide OCR with documentation showing that the Complainant has been informed that if the Student chooses to tryout for the cheerleading team in the spring of 2014 that her Section 504 team will be convened to discuss appropriate accommodations for the tryouts.

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 of this Agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. §§ 104.4 (a) and (b) (1) (i)-(ii) and (vii), and Title II, at 28 C.F.R. §§ 35.130 (a) and (b)(1) (i)-(ii) and (iv).

The District understands that OCR will not close the monitoring of this Agreement until OCR determines that the recipient has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. §§ 104.4 (a) and (b) (1) (i)-(ii) and (vii), and 104.33(a) and (b) and the regulation implementing Title II, at 28 C.F.R. §§ 35.130 (a) and (b)(1) (i)-(ii) and (iv).

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 a minimum of sixty (60) calendar days to cure the alleged breach.

This Agreement will become effective immediately upon the signature of the District's representative below.

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Superintendent or Designee

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Date