

**Resolution Agreement
Gwinnett County School District
OCR Docket Number 04-14-1582**

Gwinnett County School District (District) agrees to resolve the allegation of discrimination on the basis of disability contained in complaint number 04-14-1582 filed with the U.S. Department of Education, Office for Civil Rights (OCR). The District submits this Resolution Agreement (Agreement) to ensure compliance 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. § 12132, and its implementing regulation at 28 C.F.R. Part 35. This Agreement has been entered into voluntarily by the District and does not constitute an admission by District that it is not in compliance with Section 504 or Title II or their implementing regulations.

Training Remedy

By September 30, 2015, the District will initiate annual in-service training of all key administrators, faculty and staff involved in the oversight of students with Section 504 Plans, IAPs, or IEPs (Plans) regarding the process requirements under Section 504/Title II with respect to FAPE, including the implementation of such Plans and the drafting of terms within the Plans that clearly identify the scope of such terms.

REPORTING REQUIREMENT: By October 15, 2015, the District will provide OCR with a report confirming the completion of the training required above. The documentation shall include: (a) the date of the training session, (b) a list of the attendees including titles, (c) the identity and qualifications of the trainer, and (d) a copy of the agenda and training materials disseminated, which includes the provision stated above.

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 Section 504 implementing regulation at 34 C.F.R. § 104.36, and the Title II, implementing regulation at 28 C.F.R. § 35.130.

The District understands that OCR will not close the monitoring of this Agreement until OCR determines that the District has fulfilled the terms of this Agreement and is in compliance with the regulation implementing with the Section 504 implementing regulation at 34 C.F.R. § 104.36 and the Title II implementing regulation at 28 C.F.R. § 35.130, which was one of the issues of this case.

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.

Superintendent or Designee
Gwinnett County School District, Georgia

Date

Printed Name and Title