

RESOLUTION AGREEMENT

Lee District School District OCR No. 04-16-1095

Lee District School District (District) agrees to resolve the allegation of discrimination on the basis of disability contained in complaint number 04-16-1095 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.

Parking

1. By July 1, 2016, the District will identify an alternative bus route, which does not impact or obstruct the use of accessible parking spaces identified in the front and back of the Beulah High School (School).

Reporting Requirement: By July 15th, 2016, the District will provide a copy of the bus route the School will use for the 2016-2017 school year, which does not impact or obstruct the use of accessible parking spaces in the front and back of the School.

2. By July 15, 2016, the District will make the following changes to the parking spaces at the School:
 - a. Remove accessible parking spaces located near sports field, which are located on an incline;
 - b. Add appropriate signage, re-fresh parking stripes, add an access aisle to the accessible parking spaces located in the rear of school by the band room;
 - c. Add an access aisle to the two accessible parking spaces located in the front of the School;
 - d. If the School continues to use the accessible parking space identified by the School's front sign, the school must re-fresh parking lines, add signage, and add an access aisle.

Reporting Requirement: By August 1, 2016, the District will provide OCR with notice of completion of the actions listed in a, b, c and d, which should include pictures.

3. By June 1, 2016 the District will consult with persons knowledgeable about the accessibility requirements of Section 504 and Title II and will develop a plan to make the School's accessible parking in conformance with the 2010 ADAAG Standards. The plan will make the number, path of travel, and measurements in compliance with

the ADAAG standards. The parking accessibility standards may be found at 2010 ADAAG § 208, § 206.4, and § 502.

Reporting Requirement: By August 1, 2016, the District will provide a copy of the plan to OCR for approval, and the District will provide OCR with notice of the completion of this requirement by September 15, 2016. OCR will then conduct an onsite review to determine completion in conformance with the 2010 ADAAG Standards.

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 regulations implementing Section 504 at 34 C.F.R. § 104.22 and 34 C.F.R. § 104.23(b) and Title II at 28 C.F.R. 35.150, and 28 C.F.R. § 35.151, which were at issue in this case. The District also 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 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 regulations implementing Section 504 at 34 C.F.R. § 104.22 and 34 C.F.R. § 104.23(b) and Title II at 28 C.F.R. 35.150, and 28 C.F.R. § 35.151, which were at issue in 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.

This Agreement has been entered into voluntarily by Auburn District and does not constitute an admission by the District that it is not in compliance with Section 504 or Title II or their implementing regulations.

Date

[Authorized Official]
District Representative