

RESOLUTION AGREEMENT

Tuscaloosa City Schools OCR Complaint No. 04-16-7084

Tuscaloosa City Schools (District) agrees to resolve the allegation of discrimination on the basis of disability contained in complaint number 04-16-7084 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 104.44, and Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. §§ 12131, *et seq.*, and its implementing regulation, at 28 C.F.R. Part 35.

The District agrees to take all steps reasonably designed to ensure that students with disabilities enrolled in the District are ensured equal access to all programs, services and activities of the District. Accordingly, to ensure compliance with Section 504 and Title II, the District agrees to take the following actions:

Procedures

1. The District will draft procedures outlining the process whereby all students enrolled in XXXXXXXXX XXXXXXX School are afforded equal participation in all Homecoming Court activities, including the application and voting processes.

REPORTING REQUIREMENT: By March 31, 2017, the District will provide to OCR for its review and approval a copy of any and all procedures drafted in accordance with provision 1.

Training

2. By May 31, 2017, the District will provide training pursuant to Section 504 and Title II for all XXXXXXXXX XXXXXXX School faculty and staff regarding the mandate to ensure that no student, 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 of the District. The training shall address the obligation of the District to ensure that students with disabilities be afforded equal opportunity to participate in the District's programs and activities.

REPORTING REQUIREMENT: By June 15, 2017, the District will provide OCR with documentation that the training(s) was/were provided, which will include: (a) a description of the expertise of the person(s) conducting the training; (b) training materials and any agenda(s); and (c) a copy of the sign-in sheet containing the date(s) of the training(s), as well as the names and titles of the attendees.

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, and Title II, at 28 C.F.R. § 35.130, 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 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, and the regulations implementing Title II, at 28 C.F.R. § 35.130, 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.

Superintendent or Designee

Date

Printed Name and Title