

**Resolution Agreement
Winston County Schools (AL)
OCR Complaint # 04-17-1459**

The U.S. Department of Education (Department), Office for Civil Rights (OCR) and Winston County Schools (District), enter into this agreement to resolve the allegations in the above-referenced complaint. 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 comply 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.

Prior to the completion of OCR's investigation, the District agreed to resolve the issues of this investigation pursuant to Section 302 of OCR's Case Processing Manual. Accordingly, to resolve the issues of this investigation, the District agrees to take the following actions.

1. By **March 1, 2019**, the District will initiate annual training of the Meek High School (School) administrators, faculty and staff, regarding the general requirements of 504 and Title II to evaluate students who need or may need related aids and services. This training should also include a discussion on Section 504's requirement to evaluate a student who may receive special education services through an IEP, but may need additional related aids and services due to a medical condition,

REPORTING REQUIREMENT: By **March 15, 2019**, the District will provide documentation to OCR demonstrating that the District initiated the annual training described above. The documentation shall include: (1) the date of the training session; (2) a list of names and titles of the School administrators and faculty who participated in the training session; (3) a description of the presenter's background and qualifications with respect to knowledge of Section 504 and Title II; and (4) a copy of the agenda and the training materials disseminated.

2. By **March 1, 2019**, the District will initiate training of District and School personnel who are responsible for investigating internal complaints, alleging discrimination on the basis of disability on Section 504's requirement to conduct a prompt and equitable investigation

REPORTING REQUIREMENT: By **March 15, 2019**, the District will provide documentation to OCR demonstrating that the District initiated the annual training described above. The documentation shall include: (1) the date of the training session; (2) a list of total number of students, by each grade level, who participated in the training session; (3) a description of the presenter's background and qualifications with respect to investigations; and (4) a copy of the agenda and the training materials disseminated.

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. § 104.4, 104.35 (a)-(c), and 104.36; and, the Title II implementing regulation at 28 C.F.R. § 35.130. Upon completion of the obligations under this Agreement, OCR shall close and dismiss 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 sixty (60) calendar days to cure the alleged breach.

Superintendent or Designee

Date