

**Resolution Agreement
Broward County School District
OCR Docket # 04-18-1167**

The U.S. Department of Education, Office for Civil Rights (OCR) and the Broward County School District (District) enter into this agreement to resolve the allegation 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. Section 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. § 12131 et seq., and its implementing regulation at 28 C.F.R. Part 35, which prohibit discrimination on the basis of disability by recipients of Federal financial assistance and public entities, respectively.

Individual Remedy

By August 14, 2018, the Student's Section 504 team will collect the appropriate medical documentation necessary to re-evaluate the Student in regards to the Student's allergies (including documentation from the Student's personal physician) and convene a Section 504 (504) meeting for the Student with a group of knowledgeable persons, including the Complainant/Parent. Based on the medical documentation obtained by the District, the 504 meeting attendees will develop a Section 504 Plan detailing: (1) the type of related aids and services the Student needs to avoid allergens in the classroom/educational environment (safety procedures), and (2) how such safety procedures will be specifically implemented.

Reporting Requirements: By August 24, 2018, the District will provide a copy of the 2018-2019 Section 504 Plan as well as a copy of the meeting minutes from the above referenced 504 meeting.

Training

By September 3, 2018 the District will provide training to all of Park Trail Elementary School staff who will be responsible for implementing the Section 504 Plan. The training will consist of an overview of the Section 504 Plan and the safety procedures developed within the plan to avoid exposure of allergens to the Student.

Reporting Requirements: By September 30, 2018, the District will provide OCR with a written report confirming the completion of training specified above. The documentation shall include: (1) the background and qualifications of the presenters/trainers; (2) a copy of the transcript(s)/materials used for the training; and (3) a list of the participants' names and titles who completed the training.

The District understands that by signing the Agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirements of the Agreement. Further, the District understands that during the monitoring of the 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 the Agreement. Upon the District's satisfaction of the commitments made under the Agreement, OCR will close the case.

The District understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the specific terms and obligations of the Agreement. Before initiating administrative enforcement (34 C.F.R. §§ 100.9, 100.10), or judicial proceedings to enforce the Agreement, OCR will give the District written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

This Resolution Agreement will become effective immediately upon signature of the Superintendent or designee below.

Superintendent or Designee

Date