

RESOLUTION AGREEMENT
St. Clair County School District (Alabama)
Complaint Number 04-18-1476

The U.S. Department of Education (Department), Office for Civil Rights (OCR) and the St. Clair County School District (District) enter into this Resolution Agreement (Agreement) to resolve the allegations in complaint number 04-18-1476. 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, which prohibit discrimination on the basis of disability by recipients of Federal financial assistance from the Department and Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. § 12132 et seq., and its implementing regulation at 28 C.F.R. Part 35, which prohibit discrimination on the basis of disability by public entities.

Pursuant to Section 303 of OCR's Case Processing Manual, the District agrees to implement the following corrective actions:

1. **By October 1, 2018**, the District shall ensure that the Moody Junior High School (School) library maintains a catalog of books and resources that accommodates the reading levels of all students enrolled.

Reporting Requirement:

- a. **By October 16, 2018**, the District shall produce to OCR an inventory of all books maintained in the School's library that shows the following: (1) the literary nature of the books and/or resources, and (2) the reading level of the books and/or resources.
2. **By November 16, 2018**, the District shall ensure that all students assigned to small group instruction at the School, for any portion of the school day, shall receive a library orientation that, at a minimum, includes: (1) a statement that students are welcome to use the library facilities and an explanation of how to utilize the School's "open" library policy; (2) a tour of the library, including an explanation of how the library is organized; and (3) an explanation of the process for checking library books in and out.

Reporting Requirement:

- a. **By November 30, 2018**, the District shall produce evidence to OCR showing that the orientation required by Item 2 occurred, including, at a minimum: (1) a roster of students assigned to the small group class for the 2018-2019 school year; (2) documentation of orientation attendees; and, (3) an orientation agenda.
3. **By January 18, 2019**, the District shall provide mandatory District-wide training for all certified personnel, including, at a minimum, all Special Education Coordinators, District and school-level 504 Coordinators, Principals, Assistant Principals, Counselors

and certified teachers, regarding Section 504 and Title II prohibitions on discrimination against individuals with disabilities. The training shall include, at a minimum, the District's obligation to provide equal access to facilities, programs and services (including school libraries) to students with disabilities.

Reporting Requirements:

- a. **By November 15, 2018**, the District shall produce, for OCR's review and approval, the following documentation and information regarding its intended training to comply with Item 3 of this Agreement: (1) a roster of all Special Education Coordinators, District and school-level 504 Coordinators, Principals, Assistant Principals, Counselors and certified teachers employed by the District for the 2018-2019 school year; (2) a description of the presenter's background and qualifications with respect to knowledge of Section 504 and Title II; (3) a copy of the agenda and the training materials to be disseminated; and, (4) the anticipated date of the training session(s). OCR shall approve the content of the training within fifteen (15) days of the District's submission.
- b. **By February 22, 2019**, the District shall produce to OCR the following evidence showing its compliance with Item 3 of this Agreement: (1) evidence that the training approved in Section 3(a) of this Agreement was presented and (2) a list of all faculty and staff that attended the training via dated sign-in sheets and/or certificates issued via an online training platform.

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 applicable Section 504 and Title II implementing regulations. 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.

This Agreement will become effective immediately upon signature of the District Superintendent or Designee below.

District Superintendent or designee
St. Clair County School District

Date