

**RESOLUTION AGREEMENT**  
**Clarksville Montgomery County Schools, TN**  
**OCR Docket Number 04-19-1531**

The U.S. Department of Education, Office for Civil Rights (OCR), and Clarksville Montgomery County School District (District) enter into this Resolution Agreement (Agreement) to resolve the allegation in the above-referenced complaint. 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), 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 U.S. Department of Education (Department); and Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. § 12131, and its implementing regulation at 28 C.F.R. Part, which prohibit discrimination on the basis of disability by public entities.

Pursuant to Section 303(b) of OCR’s Case Processing Manual, to ensure compliance with Section 504 and Title II and their implementing regulations and to resolve the issues of this investigation, the District agrees to implement the following corrective actions.

**Individualized Education Program (IEP) Meetings/Clarification of IEPs**

By May 21, 2020, after providing proper written notice to parents or guardians, the District will convene IEP Team meetings for all eleven students in the Student’s Comprehensive Development Classroom (collectively Students) at West Creek High School (School) including the Student, to address whether the Students’ Least Restrictive Environment (LRE) for breakfast and lunch is in the classroom or cafeteria with their peers.

**REPORTING REQUIREMENT:** By May 23, 2020, the District will certify to OCR that the IEP meetings took place. The required documentation will include (i) the name and title of the staff who attended the meeting; (ii) the revised IEPs; and (iii) meeting notes.

The recipient understands that by signing the resolution agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirements of the resolution agreement. Further, the recipient understands that during the monitoring of the resolution agreement, if necessary, OCR may visit the recipient, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the recipient has fulfilled the terms and obligations of the resolution agreement. Upon the recipient’s satisfaction of the commitments made under the Agreement, OCR will close the case.

The recipient understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of the resolution agreement and/or the applicable statute(s) and regulation(s). Before initiating such proceedings, OCR will give the recipient 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 District’s Superintendent or designee below.

\_\_\_\_\_/s/\_\_\_\_\_  
**Superintendent or Designee**  
**Clarksville-Montgomery County School**

2/7/2020\_\_\_\_\_  
**Date**