

**Resolution Agreement
Hillsborough County School District,
FL Docket # 04-19-1577**

OCR and the Hillsborough County School District (the District) enter into this agreement to resolve the allegation in the above-referenced complaints. This agreement does not constitute an admission of liability, non-compliance, or wrongdoing by the District. The District assures the U. S. Department of Education, Office for Civil Rights, (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. Sections 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.

Prior to the completion of OCR's investigation, the District agreed to resolve the issues of this investigation pursuant to the Rapid Resolution Process (RRP) of OCR's Case Processing Manual. Accordingly, to resolve the issues of this investigation, the District agrees to take the following actions.

The District agrees to take all steps reasonably designed to ensure that students enrolled at G-Star Academy (Academy) are not subject to a hostile environment, on the basis of disability, and that the District will promptly investigate all incidents and complaints of disability harassment. Harassing conduct may take many forms, including verbal acts and name calling; graphic and written statements, which may include use of cell phones or the internet; or other conduct that may be physically threatening, harmful or humiliating. The District will take prompt and effective responsive action reasonably designed to end the hostile environment, if one has been created, prevent its recurrence, and, where appropriate, take steps to remedy the effects of the hostile environment on the affected student(s). Accordingly, the District agrees to the following:

1. **By July 1, 2020**, the District agrees to develop and implement the following procedures related to the Summer Band Camps:
 - (a) All students assigned to attend a Summer Band Camp will be properly registered.
 - (b) All Band Directors will have access to their students' Section 504 plans and IEPs.
 - (c) All Band Directors will review and be knowledgeable of their students' Section 504 plans and IEPs.
1. All Band Directors will be reminded of their obligations to implement their students' Section 504 plans and IEPs, as documented.

Reporting Requirement: By July 31, 2020, the District will provide documentation demonstrating that the policy was implemented pursuant to Item #1 of the Agreement.

The District understands that by signing this Agreement, it agrees to provide data and other information in a timely manner. Further the District understands that during the monitoring of this Agreement, 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(a), (b)(1)(i)-(iii), 104.7 and 104.8; the Title II implementing regulation at 28

C.F.R. §35.130(a), which were at issue in this investigation.

The District understands that OCR will not close the monitoring of this Agreement until OCR determines that the District has fulfilled the terms of this Agreement and is in compliance with the regulation implementing Section 504 at 34 C.F.R. § 104.4(a),(b)(1)(i)-(iii), 104.7 and 104.8; the Title II implementing regulation at 28 C.F.R. §35.130(a);, which were at issue in this investigation.

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