

RESOLUTION AGREEMENT
Hillsborough County School District, Florida
OCR Complaint Number 04-22-1674

The U.S. Department of Education, Office for Civil Rights (OCR) and Hillsborough County Public Schools (District) enter into this Resolution Agreement (Agreement) to resolve Complaint # 04-22-1674 and to ensure compliance with Section 504 of the Rehabilitation Act of 1973 (Section 504), as amended, 29 U.S.C. § 794, and its implementing regulation at 34C.F.R. Part 104, which prohibit discrimination on the basis of disability in programs and activities that receive Federal financial assistance from the Department of Education, 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 public entities.

Accordingly, the Agreement reflects the following actions the District will take to resolve Complaint # 04-22-1674 and to ensure compliance with Section 504 and Title II:

Action Item 1 – Student Remedy:

Within thirty (30) days of the execution of this Agreement, the District will convene a Section 504 meeting with a group of knowledgeable persons, including the Complainant, to determine whether the Student lost significant educational services in August 2022 when she did not attend school because there was no one to assist with her wheelchair. If the evaluation concludes that the Student lost significant services, the District will provide compensatory services in consultation with the Complainant. The District will provide the Complainant with notice of the procedural safeguards, including the right to challenge the team’s determination through an impartial due process hearing.

Reporting Requirements:

Within sixty (60) days of the execution of this Agreement, the District will submit the results of the evaluation, and if compensatory services have been determined necessary, the plan for providing such services **within sixty (60) days of the date of the meeting**. The District will also provide proof that the Complainant received notice of procedural safeguards.

Action Item 2 - Training:

Within sixty (60) days of the execution of this Agreement, the District will provide training to District administrators. The training will reference the non-discrimination requirements of Section 504 and Title II, to include the prohibition of different treatment and access for students with mobility disabilities. **Within one hundred twenty (120) days of the execution of this Agreement**, the District administrators will provide this training to faculty and staff at each District school who interact with students, parents/guardians, and members of the public.

Reporting Requirement:

Within thirty (30) days of the completion of the training referenced in Item 2, the District will submit to OCR documentation demonstrating that it provided the required training. The documentation shall include the background and qualifications of the presenters/trainers; a copy of the transcript(s)/materials used for the training; dated sign-in sheets that include the administrators' names and titles that completed the training; and the District's plans to provide the training to administrators who were unable to attend the training.

By signing the Agreement, the District agrees to provide data and other information in a timely manner in accordance with the reporting requirements of the Agreement. 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.

The District understands that OCR will not close the monitoring of the Agreement until such time as OCR determines that the recipient is in compliance with the terms of the Agreement and the statute(s) and regulation(s) at issue in the case.

The District understands that OCR may initiate administrative enforcement proceedings or refer the case to the Department of Justice (DOJ) for judicial proceedings to enforce the specific terms of the Agreement and 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 Agreement will become effective immediately upon the signature of the District Superintendent or his designee below.

Superintendent or Designee
Hillsborough County Public Schools

Date

Printed Name
