

Resolution Agreement
OCR Case No. 05-15-1082
Gillett School District

The Gillett School District submits the following Resolution Agreement (Agreement) to the U.S. Department of Education, Office for Civil Rights (OCR), to resolve the above-referenced complaint, and to ensure its compliance with 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, and Title II of the Americans with Disabilities Act (Title II) and its implementing regulation at 28 C.F.R. § 35.151.

New Construction¹

- A. By August 17, 2015, the District will make physical modifications to the parking spaces nearest the accessible entrance at the School ensure that such facilities are readily accessible to and usable by individuals with disabilities. Specifically, the District will ensure that the route between its accessible parking spaces and the accessible entrance is unobstructed by either (1) ensuring that buses do not obstruct the accessible route, or (2) move the accessible parking spaces to an unobstructed location on the accessible route.
- B. Beginning the 2015-2016 school year, the District will ensure for each school day that the parking signs for the designated parking spaces are placed appropriately in front of the designated spaces.
- C. To the extent that the District alters or renovates facilities or parts of facilities or constructs new facilities, such alternations, renovations, and new construction will conform to the standards for new construction of the 2010 ADA Standards for Accessible Design.

REPORTING REQUIREMENTS:

- 1. By September 1, 2015, the District will provide OCR with documentation that it has complied with Item A of this Agreement.
- 2. By May 30, 2016, the District will provide OCR with documentation that it has complied with Items B and C of this 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 its campus, interview District staff, and request such additional reports or data as are necessary for OCR to determine whether the University has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504 at 34 C.F.R. §§ 104.21, 104.22 and 34 C.F.R. § 104.23(b), which were at issue in this complaint.

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

¹ The Section 504 regulations at 34 C.F.R. § 104.23 apply to any facility or part of a facility where construction was commenced on or after June 3, 1977.

the regulations implementing 504 at 34 C.F.R. §§ 104.21, 104.22 and 34 C.F.R. § 104.23(b), which were at issue in this complaint.

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 University written notice of the alleged breach and a minimum of sixty (60) calendar days to cure the alleged breach.

For the District:

For the District

Date