

**Resolution Agreement
Greater Lafayette Area Special Services
Case Number 05-16-1477**

The Greater Lafayette Area Special Services (Glass) submits the following resolution agreement ("Agreement") to the U.S. Department of Education, Office for Civil Rights ("OCR") in resolution of OCR complaint #05-16-1477. GLASS submits this Agreement 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 of 1990 (ADA), 42 U.S.C. §§ 12131 - 12134, and its implementing regulation, at 28 C.F.R. Part 35.

1. By August 8, 2017, GLASS will ensure that all bus routes for students with a disability receiving transportation as a related service have been corrected so that buses arrive before the morning bell time and do not depart until after the afternoon bell time to ensure that students with a disability do not have a shorter instructional day than their non-disabled peers solely as a result of the bus schedules.

REPORTING REQUIREMENT: By September 8, 2017, GLASS will provide a chart listing the average bus arrival and departure times, based on GPS tracking, for each school building it serves for the 2017-2018 school year and the morning bell times and afternoon bell times for each school building it serves for the 2017-2018 school year.

2. By May 23, 2018, for each of the 79 students with a disability who received a shorter school day, based on time from arrival to departure, than their non-disabled peers, GLASS, after providing appropriate notice to the student's parent or guardian, will convene a group of persons knowledgeable about the student to review the IEP and determine, based on the services provided to that student and the needs of the student, whether the student in fact received a shorter instructional day than his or her non-disabled peers and, if so, whether compensatory educational services are warranted or whether the shortened instructional day is due to the needs of the student. If a shorter school day is determined to be appropriate for the student, the student's IEP will note the required hours and contain documentation of the reason(s) for the shortened school day. For those students for whom compensatory educational services are determined to be warranted, the group will develop a plan for providing compensatory and/or remedial services, with a completion date not to extend beyond December 20, 2018.

REPORTING REQUIREMENT: By December 1, 2017, March 1, 2018, and June 22, 2018, GLASS will provide a copy of the applicable pages of the IEPs convened to date documenting the discussion regarding compensatory educational services and/or the student's shortened instructional day for all students referenced in this item and, if applicable, the plan for providing compensatory educational services to any student for whom the group determines such services are warranted. By January 18, 2019, GLASS will provide documentation to OCR of the dates, times, and locations that any compensatory and/or remedial services were provided, and the name(s) of the service provider(s).

GLASS understands that OCR will not close the monitoring of this Agreement until OCR determines that GLASS has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. §§ 104.4 and 104.33 – 104.36, and Title II, at 28 C.F.R. §§ 35.130, which were at issue in this case.

GLASS also 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, GLASS understands that during the monitoring of this Agreement, if necessary, OCR may visit GLASS interview staff, and request such additional reports or data, including simulated website accounts and passwords, as are necessary for OCR to determine whether GLASS has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. §§ 104.4 and 104.33 – 104.36, and Title II, at 28 C.F.R. §§ 35.130, which were at issue in this case.

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

On Behalf of GLASS

Date