

Resolution Agreement  
University of Wisconsin – Richland  
OCR Complaint #05-16-2035

The University of Wisconsin – Richland (University) agrees to the following Agreement with the U.S. Department of Education, Office for Civil Rights (OCR) in resolution of OCR case #05-16-2035<sup>1</sup>. The University agrees to this Agreement to ensure its compliance with Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 U.S.C. § 794, and Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. § 12131-12134.

By submitting this Agreement, the University is not admitting non-compliance with Section 504 or Title II or their implementing regulations. Nor is the Office for Civil Rights making any findings as to whether the University has complied or failed to comply with Section 504 or Title II and their implementing regulations.

Effective immediately, where, through an individualized, interactive process, the University determines that a single occupancy room is a necessary modification to meet the housing needs of a student with a disability, the University will make reasonable modifications to its general room rate structure to avoid discrimination on the basis of disability unless doing so would result in a fundamental alteration to the housing program or result in an undue financial burden to the University as a whole in accordance with Section 504 and Title II.

1. Within 10 days of signing the agreement, the University will reimburse the Student \$200.00, the amount charged in spring 2015 by Campus View Housing, a private residence hall facility, for the Student's use of a double room as a single room as an accommodation for her disabilities.

REPORTING REQUIREMENT: Within 15 days of signing the agreement, the University will provide OCR documentation that it has reimbursed the Student as required in #1 above.

2. By May 27, 2016, the University will revise its disability service and housing policies regarding reasonable modifications to the room rate structure as implemented by its own residence halls and private residence halls (such as Campus View Housing) to which the University refers students to ensure that the University's housing program does not discriminate or have the effect of discriminating on the basis of disability.
3. By June 10, 2016, the University will transmit the University's revised disability service and housing policies to the Executive Director at Campus View Housing and will provide ongoing one-on-one consultation to the Executive Director.

REPORTING REQUIREMENT: By June 17, 2016, the University will provide OCR with a copy of the revised disability service and housing publications referenced in item 2

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<sup>1</sup> OCR's determination regarding the complaint allegation of the University's failure to provide approved academic adjustments will be addressed in a separate correspondence.

and any other materials used to notify students of the policy revision. The University will also provide OCR with documentation that it has satisfied item #3 above.

The University understands that by signing this Agreement, it agrees to provide data and other information in a timely manner. Further, the University understands that during the monitoring of this Agreement, OCR may visit the University, interview staff and students 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. §104.43 and 34 C.F.R. §104.45(a) and Title II at 28 C.F.R. §35.130 (a) which were at issue in this complaint.

The University understands that OCR will not close the monitoring of this Agreement until OCR determines that the University has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504 at 34 C.F.R. §104.43 and 34 C.F.R. §104.45(a) and Title II at 28 C.F.R. §35.130 (a).

The recipient 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 sixty (60) calendar days to cure the alleged breach.

For the University:

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Steve Wildeck, Vice Chancellor

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Date