

Resolution Agreement #05-16-2342 Ivy Tech Community College

Ivy Tech Community College (College) submits the following agreement to the U.S. Department of Education, Office for Civil Rights (OCR) in resolution of OCR complaint #05-16-2342. The College 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 (Title II), 42 U.S.C. §§ 12131-12134, and its implementing regulation at 28 C.F.R. Part 35, with respect to the issue raised in the complaint. The College agrees to the following:

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1. For purposes of this complaint and Agreement, the College agrees to ensure that the parking facility for visitors to the College building located at 250 East Sample Street and the route from the parking facility to the College comply with the 2010 ADA Standards for Accessible Design (2010 ADA Standards). To the extent the College alters or renovates existing facilities or parts of facilities, or constructs new facilities, such alterations, renovations and new construction will conform to the 2010 ADA Standards.
2. By June 15, 2017, the College will:
 - a. relocate accessible parking spaces on the shortest accessible route of travel to the accessible entrance to the College building;
 - b. ensure that it has in place a sufficient number of accessible parking spaces that are the proper size and have proper access aisles and signage; and
 - c. provide an accessible route to the closest accessible entrance to the College building.

REPORTING REQUIREMENT: By June 15, 2017, the College will provide documentation to OCR that it has implemented item #2 of the Agreement.

The College understands that OCR will not close the monitoring of this Agreement until OCR determines that the College has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. § 104.23, and Title II, at 28 C.F.R. § 35.151, which were at issue in this case.

The College 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, the College understands that during the monitoring of this Agreement, if necessary, OCR may visit the College, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the

College has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. §§ 104.23, and Title II, at 28 C.F.R. § 35.151, which were at issue in this case.

The College 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 or judicial proceedings to enforce the specific terms and obligations of this Agreement, OCR shall give the College written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

FOR: Ivy Tech Community College

Date