

Resolution Agreement
OCR Docket #05-17-1222
Bushnell-Prairie City Community Unit SD #170

The U.S. Department of Education, Office for Civil Rights (OCR) and Bushnell-Prairie City Community Unit SD #170 (District) enter into this resolution agreement (Agreement) to resolve the allegations in the above-referenced complaint. This agreement does not constitute an admission of liability, non-compliance, or wrongdoing by the District. The District assures OCR that it will take the following actions to comply with the requirements of Title VI of the Civil Rights Act of 1964 (Title VI), 42 U.S.C. §§ 2000d-2000d-7, and its implementing regulation, at 34 C.F.R. Part 100, which prohibit discrimination on the basis of race, color, or national origin.

By September 29, 2017, the District will investigate whether Student A was subjected to harassment based on race during the 2016-2017 school year, including the allegations previously identified by Student A against students, and will also investigate whether any District staff had knowledge of additional reports of harassment of Student A but failed to take action to report and/or investigate such harassment consistent with the requirements of the District's Anti-Harassment Policy. Following its investigation the District will submit its proposed findings, supporting documentation, remedial actions, and disciplinary actions to OCR for review and approval; upon OCR's approval, the District will send written notification to Student A's parent of the findings, of any remedial actions to be taken, and of the opportunity to appeal any findings, and will implement appropriate discipline and/or remedial actions, if any are warranted.

REPORTING REQUIREMENT: By September 29, 2017, the District will provide a summary and the results of the investigation and its proposed remedial actions. Within 30 days of OCR's approval of the findings and proposed remedial actions, the District will provide OCR with a copy of the written notice sent to Student A's parent via certified mail of the outcome of the investigation and appeal rights and of the remedial actions to be taken. By December 15, 2017, the District will document to OCR that it has implemented all remedial actions approved by OCR.

The District understands that by signing this Agreement, it agrees to provide the foregoing information in a timely manner in accordance with the reporting requirements of this Agreement. Further, the District understands that during the monitoring of this 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 this Agreement and is in compliance with the regulations implementing Title VI at 34 C.F.R. § 100.3, which were at issue in this complaint. Upon completion of the obligations under this Agreement, OCR shall close and dismiss this case.

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 District 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's representative below.

Approved and agreed to on behalf of the Bushnell-Prairie City Community Unit SD #710.

Superintendent or designee

Date