

RESOLUTION AGREEMENT

Illinois Department of Human Services, Division of Rehabilitation Services OCR Complaint No. 05-17-3004 Chicago Regional Office

The Illinois Department of Human Services (IDHS), Division of Rehabilitation Services (DRS or Recipient) enters into this Resolution Agreement (Agreement), as set forth below, with the U.S. Department of Education (Department), Office for Civil Rights (OCR), to resolve OCR Case No. 05-17-03004. This agreement does not constitute an admission of liability, non-compliance, or wrongdoing by IDHS-DRS. IDHS-DRS submits this Agreement to ensure its compliance with the requirements of Title IX of the Education Amendments of 1972 (Title IX), 20 U.S.C. §§ 1681-1688, and its implementing regulation at 34 C.F.R. Part 106, and Title VI of the Civil Rights Act of 1964 (Title VI), 42 U.S.C. §§ 2000d – 2000d-7, and its implementing regulation, 34 C.F.R. Part 100, which prohibit discrimination on the bases of sex and race, respectively, by recipients of Federal financial assistance from the Department. These statutes also prohibit retaliation against persons who engage in certain protected activities.

I. STAFF TRAINING

1. By March 31, 2018, IDHS will provide a written reminder to all staff in its DRS XXX office on IDHS non-retaliation policies, including a copy of the relevant policies.
2. By March 31, 2018, IDHS will instruct all staff in its DRS XXX office in writing of the bases for a case closure, when a case closure is prohibited and the steps they must take prior to closing a customer's case, in accordance with applicable regulations and DRS' procedures governing case closures.

REPORTING REQUIREMENT: By April 15, 2018, the Recipient will provide OCR with documentation establishing the Recipient's compliance with items 1 and 2 of Section I, including a copy of any training materials provided to staff with respect to Item 1 and a copy of the written correspondence sent to the staff with respect to Item 2.

II. INDIVIDUAL REMEDY

1. By XXX, IDHS-DRS will provide OCR a copy of the Complainant's XXX IPE and documentation of DRS' implementation of the XXX IPE. In the event DRS is not able to XXX, by XXX, IDHS-DRS will provide a narrative explaining (a) why XXX; (b) describing all efforts by DRS XXX; and (c) including a copy of all documentation of its efforts to work with the Complainant to XXX.

REPORTING REQUIREMENT: By March 1, 2018, the Recipient will provide OCR with documentation of its compliance with item 1 of Section II.

IMPLEMENTATION AND ENFORCEMENT OF THIS AGREEMENT

The Recipient 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 Recipient understands that during the monitoring of this Agreement, if necessary, OCR may visit the Recipient, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the Recipient has fulfilled the terms of this Agreement and is in compliance with Title IX and its implementing regulation at 34 C.F.R. Part 106, and Title VI and its implementing regulation, 34 C.F.R. Part 100. Upon completion of the obligations under this Agreement, OCR shall close and dismiss this case.

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 Recipient 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 Recipient's representative below:

Name and Title

Date