

Agreement #05-18-1200, #05-18-1202

The U.S. Department of Education, Office for Civil Rights (OCR) and Hamilton Southeastern Schools (Corporation) enter into this Agreement to resolve the allegations in the above-referenced complaints. This Agreement does not constitute an admission of liability, non-compliance, or wrongdoing by the Corporation. Nothing contained in this Agreement shall be considered, construed as or used as an admission of wrongdoing, liability, statutory or regulatory violation, or any other illegal or improper act by the Corporation with regard to the allegations in these complaints. The Corporation assures OCR that it will take the following actions to comply with the requirements of Title IX of the Education Amendments of 1972 (Title IX), 20 U.S.C. §§1681-1688, and its implementing regulation, 34 C.F.R. Part 106, which prohibits discrimination based upon sex in any education program or activity receiving Federal financial assistance.

- 1) During the 2018-2019 school year, the Corporation will take all steps necessary to ensure that the student who was the subject of complaint #05-18-1200 (Student A) is not subjected to discrimination, including harassment, on the basis of sex on Corporation property and in Corporation sponsored programs and activities. These steps will include, but are not limited to, identifying a specific contact person to whom Student A should report incidents of discrimination if they occur, and checking in with Student A on a periodic basis to ascertain whether any instances of discrimination have occurred and taking prompt and appropriate action if any discrimination has occurred.

REPORTING REQUIREMENTS: By March 15, 2019, and May 31, 2019, the Corporation will provide confirmation to OCR that it has implemented this item. In particular, the Corporation will identify the contact person for Student A, document the periodic check-ins and, if applicable, describe the steps the Corporation took in response to discrimination.

- 2) By March 1, 2019, the Corporation will implement its Documenting Responses to Complaints of Discrimination procedure (Procedure) applicable to complaints of sex discrimination (including sexual harassment).

REPORTING REQUIREMENTS: By May 31, 2019, the Corporation will provide a copy of all complaints received after March 1, 2019 under the Procedure in the 2018-2019 school year and documentation of the outcome of the Corporation's investigation of each complaint.

The Corporation 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 Corporation understands that, during the monitoring of this Agreement, if necessary, OCR may visit the Corporation, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the Corporation has fulfilled the terms and obligations of this Agreement. Upon the Corporation's satisfaction of the commitments made under this Agreement, OCR will close these complaints.

The Corporation understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this Agreement and/or Title IX and its implementing regulations. Before initiating administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this Agreement, OCR shall give the Corporation 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 Corporation's representative below.

Superintendent or designee

Date