

**RESOLUTION AGREEMENT**  
**Dwight Common School District #232**  
**OCR Case No. 05-21-1178**

The Dwight Common School District #232 (District) enters into this Resolution Agreement, as set forth below, with the U.S. Department of Education, Office for Civil Rights (OCR), to resolve OCR Case No. 05-21-1178. The District assures OCR that it will take the following actions to comply with the requirements of 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, which prohibit discrimination on the basis of disability by recipients of Federal financial assistance and public entities, respectively.

- 1) By November 15, 2021, the District will provide appropriate training to District teachers and administrators on the requirements of Section 504 and Title II and the District's responsibility to educate students with disabilities under these laws by providing a free appropriate public education (FAPE) to each qualified student with a disability in the District's jurisdiction regardless of the nature or severity of the disability.

**REPORTING REQUIREMENT:**

By November 30, 2021, the District will submit to OCR documentation demonstrating that the training referenced in this item has been provided, including: the date of the training, the name(s) and title(s) of the trainer(s), a copy of any materials used or distributed during the training, and a list of individuals who attended the training.

- 2) By November 30, 2021, the District will convene a group of persons (504 Team) knowledgeable about Student A, including the Complainant, to determine the regular and/or special education and related aids and services necessary to meet Student A's education needs in order to provide Student A with FAPE. After considering evaluation information from a variety of sources and all significant factors effecting Student A's ability to receive FAPE, the 504 Team will determine and clearly identify the special education and related aids and services necessary to provide Student A with FAPE, including the frequency with which they are to be provided, the individual responsible for providing each provision when applicable, as well as any differences in how the provisions are to be implemented if Student A participates in school remotely. The District will provide the Complainant with information regarding the procedural safeguards established by the District pursuant to Section 504.

**REPORTING REQUIREMENTS:**

Within 15 days of the meeting convened pursuant to Item 2, the District will provide OCR a copy of the meeting minutes or similar documentation describing the meeting, including the date of the meeting, a list of meeting participants and their roles, identification of the topics discussed, a description of the information considered by the 504 Team in making the determinations, and a copy of the procedural safeguards provided to the Complainant. The documentation should clearly state the determinations made by 504 Team with an

explanation of the bases for the 504 Team's determinations. If a written plan is created, the District will provide OCR with a copy of the plan.

The District 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 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 and obligations of this Agreement and is in compliance with Section 504 and its implementing regulation at 34 C.F.R. Part 104 and Title II and its implementing regulation at 28 C.F.R. Part 35. Upon the District's satisfaction of the terms and obligations of the Agreement, OCR will close the case.

The District understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of this Agreement and/or the applicable statutes and regulations. Before initiating such proceedings, OCR will 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:

\_\_\_\_\_  
Dr. Richard Jancek, Superintendent  
On behalf of the District

\_\_\_\_\_  
Date