

RESOLUTION AGREEMENT

Spring Garden CCSD #178

OCR Case No. 05-21-1274

Spring Garden CCSD #178 (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. 05-21-1274. 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.

TRAINING

- 1) By February 28, 2022, the District will provide appropriate training to District staff and administrators responsible for responding to requests for evaluations of students in need of special education or related services, the requirements of Section 504 and Title II, and the District's standards and procedures for handling such requests.

- 2) By February 28, 2022, the District will provide appropriate training to District staff and teachers responsible for implementing Section 504 plans, on the District's responsibility to educate students with disabilities under Section 504 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 March 14, 2022, the District will submit to OCR documentation demonstrating that the trainings have been provided, including: the dates 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, including title, who attended the training.

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:

Mrs. Tammi Beckham
On behalf of Spring Garden CCSD #178

Date