

**RESOLUTION AGREEMENT**  
**Greenwood Community School Corporation**  
**Case #05-22-1538**

Greenwood Community School Corporation (Corporation) submits the following agreement to the U.S. Department of Education, Office for Civil Rights (OCR), in resolution of OCR complaint #05-22-1538. The Corporation submits this agreement to ensure its compliance with 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, which prohibits discrimination on the basis of disability by recipients of Federal financial assistance, 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 prohibits discrimination on the basis of disability by public entities, with respect to the issues raised in the complaint.

1. By May 1, 2023, the Corporation will review and, if necessary, revise its Section 504 policies and procedures for evaluating students to determine their eligibility for special education and related services. The Corporation will ensure that the policies and procedures ensure that Corporation personnel inform parents of students with a potential disability of these policies and procedures when requested.

**REPORTING REQUIREMENT:** By May 15, 2023, the Corporation will provide documentation to OCR that it has completed the review required by this item and revised its policies and procedures, if necessary. The Corporation will also include in its report a description of how it informs parents and students of the policies and procedures.

2. By August 1, 2023, the Corporation will provide training to all Greenwood Middle School personnel responsible for implementing the policies and procedures referenced in Item #1 regarding Section 504 and Title II obligations, including their responsibilities when a parent/guardian makes a request on behalf of a student for a Section 504 plan and/or for information about the policies and procedures.

**REPORTING REQUIREMENT:** By August 15, 2023, the Corporation will provide documentation to OCR that it has completed the training required by this item, including the identity of the trainer, the material used in the training, and the list of attendees.

3. By April 15, 2023, the Corporation will convene a Section 504 team meeting for Student A to determine if Student A needs any compensatory services for the 2021-2022 school year because Student A did not have a Section 504 plan in place until the 2022-2023 school year. At this meeting, the Corporation will provide Student A's parent with notice of its system of procedural safeguards, including the parent's right to challenge any decisions made regarding compensatory services for Student A. By June 1, 2023, the Corporation will provide Student A with all compensatory services determined necessary by the Section 504 team.

**REPORTING REQUIREMENT:** By April 30, 2023, the Corporation will provide documentation to OCR that it has held the meeting required by this item. By June 15,

2023, the Corporation will provide documentation that it has offered to Student A's parent to provide all compensatory services determined necessary in this meeting for Student A and has implemented all such services to which the parent has agreed.

The Corporation 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 Corporation understands that, during the monitoring of this Agreement, 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. The Corporation understands that OCR will not close the monitoring of this Agreement until OCR determines that the Corporation has demonstrated compliance with all the terms of this Agreement and is in compliance with Section 504 and Title II and their implementing regulations at 34 C.F.R. Part 104 and 28 C.F.R. Part 35, which were at issue in this complaint.

The Corporation 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 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.

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Superintendent or designee

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Date