

Resolution Agreement
OCR Complaint #05-23-1197
Champaign Community Unit School District 4

Champaign Community Unit School District 4 (District) submits the following agreement (Agreement) to the U.S. Department of Education, Office for Civil Rights (OCR), in resolution of OCR complaint #05-23-1197. The District 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, 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, with respect to the allegations raised in the complaint.

1. By September 15, 2023, the District will ensure that the two playgrounds at Stratton Elementary School (School), and only Stratton Elementary School, are readily accessible and usable by persons with mobility impairments in accordance with Section 504, Title II, and, where applicable, the 2010 ADA Standards for Accessible Design (2010 Standards). For playground facilities at the School that were built or altered prior to March 15, 2012, the District will provide program access to students with mobility disabilities. For playground facilities at the School that were built or altered on or after March 15, 2012, the District will ensure compliance with the 2010 Standards. Any modifications necessary to provide access to the playground facilities at the School will comply with the standards set forth in the 2010 Standards. The District will provide, at a minimum, the following:
 - a. accessible routes that are firm, stable and slip-resistant from the School to each playground, as well as connecting accessible play components within each playground at the School;
 - b. modification of existing playground equipment, or installation of additional equipment, as necessary, to ensure that a range of different types of play activities are accessible to children with mobility impairments at the School;
 - c. ground level and elevated play components dispersed throughout the play area and integrated with other play components in the playgrounds at the School; and

REPORTING REQUIREMENTS: By October 5, 2023, the District will provide OCR with documentation that it has completed the playground modifications and renovations at the School and is in compliance with Title II, Section 504 and, where applicable, the 2010 Standards. The documentation will include a description of the work performed, along with drawings or blueprints (with dimensions, as applicable) and photographs, and copies of any contracts, invoices, or work orders, if available. The District will make the playground facilities at the School available for OCR to conduct an onsite inspection, if necessary, to ensure that the District is in compliance with applicable accessibility standards.

2. By September 15, 2023, the District will provide for training of the School's maintenance staff regarding the need for regular and frequent ground surface and play component inspections and maintenance to ensure that accessible routes and play equipment remain

usable to children with mobility impairments and in compliance with Title II, Section 504, and, where applicable, the 2010 Standards.

REPORTING REQUIREMENTS: By October 5, 2023, the District will provide OCR with documentation that it has provided the training referenced in Item #2, including the dates of the training, the names and titles of the trainer(s), a copy of any materials used or distributed during the training, and a list of School employees who attended the training.

3. By September 15, the District will create a plan for inspection or maintenance of the playgrounds at the School to ensure that accessible routes and play equipment remain usable to children with mobility impairments and in compliance with Title II, Section 504, and, where applicable, the 2010 Standards.

REPORTING REQUIREMENTS: By October 5, 2023, the District will provide OCR with a copy of the plan. By June 30, 2024, and the same date in 2025, the District will submit to OCR documentation verifying that the plan has been implemented.

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 the Agreement. During the monitoring of this Agreement, if necessary, OCR may visit the District to conduct an on-site inspection, 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 of this Agreement.

The District understands that OCR will not close the monitoring of this Agreement until such time as OCR determines that the District is in compliance with the terms of this Agreement and Section 504, 29 U.S.C. § 794, and its implementing regulation, at 34 C.F.R. Part 104, and Title II, 42 U.S.C. §§ 12131-12134, and its implementing regulation, at 28 C.F.R. Part 35, which were at issue in this case.

The District understands that OCR may initiate administrative enforcement proceedings or refer the case to the Department of Justice (DOJ) for judicial proceedings in the event of a breach. 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.

Approved and agreed to on behalf of the District:

Superintendent or designee

Date