

**Voluntary Resolution Agreement
Corpus Christi Independent School District
OCR Complaint No. 06-14-1074**

The Corpus Christi Independent School District (CCISD or District) voluntarily submits this Resolution Agreement (Agreement) to the U.S. Department of Education, Office for Civil Rights (OCR), Dallas Office. By this Agreement, the CCISD commits to the following actions, consistent with the requirements of Title VI of the Civil Rights Act of 1964 (Title VI), 42 United States Code (U.S.C.) § 2000(d), and its implementing regulation at 34 Code of Federal Regulations (C.F.R.) Part 100, to resolve the allegation in the above-referenced complaint. The CCISD acknowledges that under Title VI it has an obligation to provide equal educational opportunities to all students residing within the CCISD, and to ensure that it does not discriminate on the basis of race, color, or national origin. This agreement was entered into voluntarily and does not constitute an admission of liability, non-compliance, or wrongdoing by the CCISD. The CCISD hereby voluntarily commits to complete the following actions by the following dates:

A. Students With a Primary Home Language Other Than English (PHLOTE)

The District will ensure that all PHLOTE students are identified.

1. The District will ensure that every student is given a Home Language Survey (HLS) form upon initial enrollment. The District will utilize the HLS to identify all national origin language-minority students who have a primary (first learned) or home language (language influence) that is other than English (PHLOTE).
2. The District will provide all relevant staff instructions on the use of the HLS and direct staff to use the HLS at each campus to identify PHLOTE students. Staff instructions will include a reminder that staff may not instruct parents/guardians to only indicate one language in response to the HLS questions and that the form is to be completed by the parents/guardians based on what they believe is an accurate response to the questions.
3. The District, through each of its schools, will inform teachers, counselors, and other appropriate staff that they may refer a student to the each of the schools Office of Bilingual Education for assessment if they believe, and/or if the HLS parent response indicates a student may be limited English proficient (LEP).

By September 14, 2018, the District will submit the following to OCR:

- a) A copy of its HLS form;
- b) Documentation regarding the instructions disseminated to District staff on the use of the HLS; and
- c) Documentation regarding notice to teachers, counselors, and other appropriate staff that they may refer a student for assessment if they believe, and/or if the HLS parent response indicates the student may be LEP.

B. Assessment of PHLOTE Students

1. The District will provide formal training to all staff at all District schools who are designated to

administer the assessment instrument to ensure proper test administration and interpretation of test results.

By September 14, 2018, the District will submit to OCR documentation demonstrating that the assessment training has been provided. The documentation should include, but not be limited to, the name(s) of the individual(s) who provided the training, copies of any written information provided in conjunction with the training, and the names of all individuals who attended the training.

2. The District will objectively assess the English-language proficiency of new fall semester 2018-2019 incoming PHLOTE students in order to determine which PHLOTE students are English Language Learners (ELL). The District will determine objectively whether PHLOTE students can speak, read, write, and comprehend English, and if all four language skills are expected of their grade-level peers. At a minimum, the assessment will be designed to determine whether PHLOTE students possess sufficient English-language skills to participate meaningfully in the District's program without specialized language assistance.

The District will assess the newly identified PHLOTE students and will reassess any current PHLOTE but non-ELL students who were not assessed in the four language areas and who are failing their classes.

The District will also ensure that all assessment documentation is requested from the prior school district for each PHLOTE student in order to determine the appropriate ELL services to be provided.

By December 21, 2018, the District will submit to OCR supporting documentation indicating that each new fall semester 2018-2019 PHLOTE students have been assessed or reassessed.

By December 21, 2018, the District will provide to OCR for each new fall semester 2018-2019 PHLOTE students who were assessed or reassessed (by name, school and grade level) a list of the assessment results and placements of such student.

3. The District will provide compensatory services to students who had not been properly identified as ELL and who had not been provided the appropriate language services. Compensatory services shall mean intensified instruction.

By December 21, 2018, the District will submit to OCR documentation demonstrating that the provision of such compensatory services were provided to students who had not been properly identified as ELL and who had not been provided the appropriate language services.

C. Placement

1. The District will ensure appropriate placement of all ELL students in the alternative language program (ALP). Specifically, each school will adhere to the objective State of Texas assessment criteria for determining ELL status.

By December 21, 2018, the District will provide to OCR a written summary of the procedures to be used to monitor the implementation of the assessment criteria.

2. All ELL students shall be placed in the appropriate ALP. Notification of the placement and the benefits derived from participation in the ALP will be provided to each ELL student's parent.

By November 1, 2018, the District will notify in writing the parent/guardian of each PHLOTE student who is not being served by the ALP because of parent/guardian denials, to inform the parent/guardian of the student's opportunity to participate in the ALP. The procedures used will include the provision of information to the parent about the results of the student's assessment and the benefits of the ALP. The District will offer to conduct a meeting with the parent/guardian of the student, in a language the parent can understand, to explain the goals and objectives of the ALP.

By December 21, 2018, the District will provide to OCR a copy of the notification form completed for each student whose parent/guardian has opted the student out of the ALP.

By December 21, 2018, the District will submit to OCR a narrative describing the services provided to PHLOTE students who are not being served in the ALP. In addition, the District will provide to OCR the total number of PHLOTE students, by name, grade level and school, who were denied participation in the ALP by parents/guardians and what alternative language support services the District provided to those students.

The District understands that by signing the Agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirement of this Agreement. Further, the District understands that during OCR's 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 of this Agreement. Upon the District's satisfaction of the commitments made under this Agreement, OCR will close the case.

The District 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 (34 C.F.R. §§ 100.9, 100.10), or judicial proceedings to enforce the Agreement, 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.

_____/s/_____
Dr. Roland Hernandez
Superintendent

Date