

Resolution Agreement
Concordia Parish School Board
OCR Complaint No. 06151471

The Concordia Parish School Board (CPSB) voluntarily submits this Resolution Agreement (Agreement) to the U.S. Department of Education, Office for Civil Rights (OCR), Dallas Office. By this Agreement, the CPSB commits to the following actions, consistent with the requirements of Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 U.S.C. § 794 (amended 1992), 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. § 12132, and its implementing regulation, at 28 C.F.R. Part 35. The CPSB is committed to complying fully with Section 504 and Title II, and, accordingly, it has voluntarily agreed to take the steps outlined in this Agreement. This Agreement does not constitute an admission by the CPSB that it discriminated or otherwise engaged in any wrongdoing. The CPSB hereby voluntarily commits to the following:

ACTION ITEMS

By the following dates, the CPSB will complete the following actions:

1. By **June 1, 2015**, after providing proper written notice to the Student's parent/guardian, a group of knowledgeable persons, including the parent/guardian, will determine whether the Student needs compensatory and/or remedial services as a result of the CPSB's alleged failure to provide services determined necessary for the Student under Section 504 from the time of his enrollment at the CPSB in January 2013 through the present. If so, within 1 week of its determination, the group will develop a plan for providing timely compensatory and/or remedial services with a completion date not to extend beyond July 30, 2015. The CPSB will provide the Student's parent/guardian notice of the procedural safeguards, including the right to challenge the group's determination through an impartial due process hearing.

REPORTING REQUIREMENTS

1. By **June 15, 2015**, the CPSB will provide OCR with documentation demonstrating that it has timely completed Action Item 1.
2. **Within 2 weeks** of making its evaluation decisions with respect to the Student as indicated in Action Item 1, the CPSB will submit to OCR documents supporting the group's decisions. The documentation submitted shall reflect (1) the participants in the meeting, (2) an explanation for decisions made, (3) the information considered, (4) a description of and schedule for providing any special education and/or related aids and services to the Student, and (5) a description of and schedule for providing any compensatory and/or remedial services to the Student. OCR will, prior to approving the CPSB's decisions and plans for providing the proposed services or taking the proposed actions, review the documentation to ensure that the CPSB met the procedural requirements of Section 504.

3. In the event the CPSB determines that the Student is entitled to compensatory and/or remedial services, the CPSB will provide to OCR, no later than **August 15, 2015**, documentation of the dates, times, and locations that any compensatory and/or remedial services were provided. The documentation shall include a description of the services provided and the name(s) of the providers.

The CPSB understands that OCR will not close the monitoring of this Agreement until OCR determines that the CPSB has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. § 104.33, and Title II, at 28 C.F.R. § 35.130, which were at issue in this case.

The CPSB understands that by signing this Agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirements contained herein. Further, the CPSB understands that during the monitoring of this Agreement, if necessary, OCR may visit the CPSB, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the CPSB has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504, at 34 C.F.R. § 104.33, and Title II, at 28 C.F.R. § 35.130, which were at issue in this case.

The CPSB further 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 this Agreement, OCR shall give the CPSB written notice of the alleged breach and a minimum of 60 calendar days to cure the alleged breach.

Paul D. Nelson, Ph.D, Superintendent
Concordia Parish School Board

Date