

RESOLUTION AGREEMENT

Little Rock School District
OCR Complaint Number 06161690

The Little Rock School District (the LRSD) agrees to implement the following Resolution Agreement (Agreement) to resolve allegations in the above-referenced complaint, which was opened for investigation by the U.S. Department of Education (Department), Office for Civil Rights (OCR), pursuant to Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 U.S.C. § 794 (amended 1992), and its implementing regulations, at 34 C.F.R. Part 104, which prohibit discrimination on the basis of disability by recipients of Federal financial assistance from the Department; and Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. § 12132, and its implementing regulations, at 28 C.F.R. Part 35, which prohibit public entities from discriminating on the basis of disability.

The LRSD is committed to complying with Section 504 and Title II, and has voluntarily agreed to take the steps outlined in this Agreement. The signing of this Agreement by the LRSD does not constitute an admission by the LRSD that it has violated Section 504 or Title II. The LRSD agrees to take the following action:

ACTION ITEM 1:

By **November 1, 2019**, the LRSD will XX—sentence redacted--XX, pursuant to Section 504 at 34 C.F.R. §§104.33 and 104.35. The XX—to end of sentence redacted--XX. This report shall include, at a minimum, meeting minutes and related documentation (documentation reviewed by the LRSD in determining whether compensatory and/or remedial services are necessary) evidencing that the meeting occurred; a copy of the documents evidencing the related aids, services, and placements the committee determined to be necessary to meet the Student's individual needs; a written statement reflecting the determination made by the committee including whether the LRSD will provide the Student with compensatory education; and notices of procedural safeguards provided to the complainants.

REPORTING REQUIREMENT:

By **November 1, 2019**, the LRSD will submit to OCR the above-referenced summary and supporting documentation pursuant to Action Item 1 above.

ACTION ITEM 2:

By **January 17, 2020**, the LRSD will conduct training for all faculty, staff, and administrators at the Dunbar Middle School DHS regarding the provision of FAPE pursuant to Section 504 and Title II. The training will include, but is not limited to, the District's obligation to fully implement any individualized education program (IEP) or Section 504 Plan that has been developed for a qualified student with a disability. The training will be conducted by a person(s) knowledgeable about the requirements of Section 504/Title II.

REPORTING REQUIREMENT (A):

By **December 2, 2019**, the LRSD will provide OCR, for its review and approval, a copy of the training module and/or outline of the training materials that the LRSD will utilize; the name, credentials, and contact information for the person(s) who will conduct the training; and a description and/or copy of the notification that the LRSD will use to inform attendees of the mandatory training.

REPORTING REQUIREMENT (B):

Within sixty (60) calendar days of the receipt of OCR's approval of the training module referenced under Action Item 2, Reporting Requirement (A) above, the LRSD will provide OCR with documentation demonstrating that the training referenced in Action Item 2 above was provided. This documentation will include, at a minimum, the date(s) of the training; the name and credentials of the trainer; copies of any training materials used, including handouts, guides, or other materials; and proof of attendance by relevant staff.

The LRSD 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. Further, the LRSD understands that during the monitoring of the Agreement, if necessary, OCR may visit the LRSD, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the recipient has fulfilled the terms of the Agreement. Upon the LRSD's satisfaction of the commitments made under the Agreement, OCR will close the case.

The LRSD further understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the Agreement. Before initiating administrative enforcement (34 C.F.R. §§ 100.9, 100.10), or judicial proceedings to enforce this Agreement, OCR will give the LRSD 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 LRSD's representative below.

For Little Rock School District Superintendent or Designee:

Superintendent or Designee

Date