



RESOLUTION AGREEMENT

Bastrop Independent School District

OCR Case Number: 06-17-1203

A. GENERAL TERMS & PRINCIPLES:

The Bastrop Independent School District (BISD or recipient) voluntarily submits this Resolution Agreement (Agreement) to the U.S. Department of Education, Office for Civil Rights (OCR), Dallas Office. By this Agreement, BISD commits to the following actions, consistent with the requirements of Section 504 of the Rehabilitation Act of 1973 (Section 504), as amended, 29 U.S.C. § 794, and its implementing regulations 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 *et seq.*, and its implementing regulations at 28 C.F.R. Part 35, to resolve the compliance concerns raised by the complainant's allegations.

The recipient understands that by signing the Agreement, it agrees to provide data and other information in a timely manner. Further, the recipient understands that, during the monitoring of the Agreement, OCR may visit the recipient, 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 and is in compliance with the statute(s) and regulations that were at issue in this case.

The recipient understands that OCR will not close the monitoring of the Agreement until such time that OCR determines that the recipient has fulfilled the terms of the Agreement and is in compliance with the statute(s) and regulations that were at issue in this case.

The recipient understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the specific terms and obligations of the Agreement. Before initiating administrative enforcement (34 C.F.R. §§ 100.9, 100.10), or judicial proceedings to enforce the Agreement, OCR shall give the recipient written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

This Agreement does not constitute an admission by BISD that it discriminated or otherwise engaged in any wrongdoing. BISD hereby voluntarily commits to these General Terms and Principles, and to the following Action Items and Reporting Requirements.

B. ACTION ITEMS & REPORTING REQUIREMENTS:

Action Item 1

If the Student completes the registration form for the Accuplacer Exam by March 15, 2017, BISD will register the Student for the exam and will arrange for exam to be orally administered to the Student on Bastrop High School's (BHS) campus during the school day, consistent with BISD's practice regarding non-disabled students, in accordance with Section 504, at 34 C.F.R. §104.4, and Title II, at 28 C.F.R § 35.130.

Reporting Requirements: Action Item 1

If the Student completes the registration form for the Accuplacer Exam, by March 15, 2017, BISD will submit to OCR, for its review and approval, documentation (i.e., copy of completed registration form, Student’s and the proctor’s signature showing the implementation and receipt of services (orally administered test)), which evidences it registered the Student for the Accuplacer Exam and that the exam was orally administered to the Student at Bastrop High School’s Campus, during the school day **prior to May 26, 2017**. BISD shall provide this information to OCR no later than **June 9, 2017**. If the Student does not complete the registration form for the Accuplacer Exam by March 15, 2017, BISD will submit a written statement to OCR **by April 1, 2017** indicating the Student has not completed the registration form, and BISD will have no further reporting obligation under this agreement.

C. EXECUTION:

On behalf of the Bastrop Independent School District, I hereby agree to and voluntarily submit this Resolution Agreement to the U.S. Department of Education, Office for Civil Rights, Dallas Enforcement Office, and commit to the general terms, principles, action items, and reporting requirements contained herein.

_____/s/_____

XXX BISD Authorized Official

Date