

RESOLUTION AGREEMENT
Mountain View College
OCR Case Number: XX-XX-XXXX

Mountain View College (MVC or the College) voluntarily submits this Resolution Agreement (Agreement) to the U.S. Department of Education, Office for Civil Rights (OCR), Dallas Office, to resolve the above-referenced complaint. This Agreement does not constitute an admission of liability, non-compliance, or wrongdoing by the College. The College assures the U. S. Department of Education, Office for Civil Rights, (OCR), that it will take the following actions to comply with the requirements of Section 504 of the Rehabilitation Act of 1973 (Section 504), as amended, 29 U.S.C. Section 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. Sections 12131 *et seq.*, and its implementing regulation at 28 C.F.R. Part 35, which prohibit discrimination on the basis of disability by recipients of Federal financial assistance and public entities, respectively.

Prior to the completion of OCR’s investigation, the College agreed to resolve the issues of this investigation pursuant to Section 302 of OCR’s Case Processing Manual. Accordingly, to resolve the issues of this investigation, the College agrees to take the following actions.

A. INDIVIDUAL STUDENT REMEDIES

Action Item:

1. By XXXXXXXX X, XXXX the College will XXXXXX the XXXXXXXX in XXXXXXXX (XXX XXXXX XXXX, XXXXX XXXXXXXX XXXXX) that the XXXXXXX XXXX XXXXX XXXXXXX the XXXXXXX XXXXX XXXX XXX by the College:
 - a. XXXXXXXXX of the XXXXXXXXX XXX the XXXX of XXXXXXXX and XXXX for XXXXXXX XXXX XXXX by the XXXXXXX in XXXXXXX XXXX XXXXXXX; or
 - b. XXXX XX of XXXXXXX and XXXX for the XXXXXXXX to XXXXXXX XXXXXXX XXXX with a XXXXXXX XXXXXXXX and with the XXXXXXXX of XXX XXXXXXXXX XXXXXXXXX and /or XXXXXXXX XXXX XXXXXXX by the XXXXXXX and XXXXXXXXXX by the College.

The College XXXXX XXXXXXXX the XXXXXXXX a XXXXXXXXX of XXX (XX) XXXXXXXXX XXXX to XXXXXXXX to the College’s XXXXX as XXXXXXX XXXXX.

2. By XXXXXXXXX X, XXXX, the College XXXX XXXXXXXX the XXXXXXXXXX in XXXXXXXX (XXX XXXXXXXXX XXXX, XXXX XXXXXXXX XXXXXXXXX) of XXX XXXXXXXXXXXXX to XXXXXXXX XXXXXXXXXXXXX XXXXXXXX to the XXXXXXXX XXXXXXXXX the XXXXXXXX’X allegations of disability harassment. The College XXXXXXXXXXXXX the XXXXXXXX a XXXXXXXX of XXX (XX) XXXXXXXXX XXXX to XXXXXXX the XXXXX of XXXXXXXXXXXXX XXXXXXXXX.

Reporting Requirements:

- By XXXXXXXX XX, XXXX, the College shall provide documentation to OCR XXXXXXXX that the XXXXXXXX stated in Action Item 1 above XXXX XXXXXXXX in XXXXXXXX to the XXXXXXXX.
- By XXXXXXXX XX, XXXX, the College shall provide documentation to OCR XXXXXXXX whether XXX XXXX was XXXXXXXX by the XXXXXXXX XXXXXXXX to Action Item A2. The College shall provide documentation to OCR XXXXXXXX XXXXX of XXXXXXXX'X XXXXXXXXXXXXXXXXXXXX for XXXXXXXX XXXX XXXXX in the XXXXXXXXXXXXXX XXXXXXXX or the College's XXXXXXXX of XXXXXXXX and XXXX for XXXXXXXXXXXXXXXXXXXX if XXXXXXXX as XXXXXXXX in Action Item A1(b) above.

B. STAFF TRAINING

Action Item:

1. By XXXXXXXX X, XXXX, the College will conduct mandatory training for all faculty, staff and administrators employed in the XXXXXXXX XXXXXXXXXXXXX at the College. The training will highlight the College's obligation to abide by the requirements of Section 504 and Title II, as it relates to the provision of auxiliary aids and services and academic adjustments, and the College's obligation to address allegations of harassment based on disability. The training will include, but is not limited to, guidance on the appropriate method(s) to provide auxiliary aids and services and academic adjustments for students with disabilities, and the College's obligation to respond promptly and equitably to allegations of harassment based on disability.

Reporting Requirements:

- By XXXXXXXX XX, XXXX, the College will provide OCR, for review and approval via email, with a copy of the training module and/or outline of the training materials that the College 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 College will use to inform attendees of the mandatory training.
- Within X XXXXX of receiving OCR's approval of the training referenced in Action Item B1 above, the College will provide OCR with documentation demonstrating that the training referenced 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.

C. GENERAL PROVISIONS

The College understands that by signing this Agreement, it agrees to provide the foregoing information in a timely manner in accordance with the reporting requirements of this Agreement. Further, the College understands that during the monitoring of this Agreement, if necessary, OCR may visit the College, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the College has fulfilled the terms of this Agreement and is in compliance with Section 504 and its implementing regulation at 34 C.F.R. §104.21, and Title II implementing regulation at 28 C.F.R. §35.149. Upon completion of the obligations under this Agreement, OCR shall close and dismiss this case.

The College 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 College 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 College's representative below.

Mountain View College President or Designee

Date