



RESOLUTION AGREEMENT
Big Spring Independent School District
OCR Case Number: 06181194

A. GENERAL TERMS & PRINCIPLES:

The U. S. Department of Education, Office for Civil Rights (OCR) and the Big Spring Independent School District (Big Spring ISD, District, or Recipient) enter into this agreement to resolve the allegation in the above-referenced complaint. This agreement does not constitute an admission of liability, non-compliance, or wrongdoing by the Recipient. The Recipient assures OCR that it will take the following actions to comply 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, which prohibits discrimination on the basis of disability; 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, which prohibits certain public entities from discriminating on the basis of disability.

Prior to the completion of OCR's investigation, the Recipient voluntarily agreed to resolve the issue in this investigation pursuant to Section 302 of OCR's Case Processing Manual. Accordingly, to resolve the issues of this investigation, the Recipient agrees to take the following actions.

B. ACTION ITEMS & REPORTING REQUIREMENTS:

Action Item 1

Handicap Accessible Parking Spaces at Big Spring Junior High.

By **August 31, 2018**, Big Spring ISD will implement practices and procedures to ensure that all accessible parking spaces located near the entrances to Big Spring Junior High School at 624 E. 6th Street, Big Spring, Texas 79720, are not blocked by stationary or slow-moving carpool traffic, in accordance with ADAAG Sections 4.6.1 and 4.6.2, and all associated figures and other cross-referenced provisions.

Reporting Requirement for Action Item 1

By **October 1, 2018**, Big Spring ISD will provide to OCR a detailed description of the practices and procedures that it has implemented to insure that all accessible parking spaces located near the entrances to Big Spring Junior High School, are not blocked by stationary or slow-moving carpool traffic, in accordance with Action Item 1.

C. EXECUTION:

The Recipient 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 Recipient understands that during the monitoring of this Agreement, if necessary, 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 this Agreement and is in compliance with Section 504 and Title II, and their implementing regulations at 34 C.F.R. Part 104 and 28 C.F.R. Part 35, respectively. Upon the Recipient's satisfaction of the commitments made under the Agreement, OCR will close the case.

The Recipient 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 Recipient 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 Recipient's representative below.

On behalf of the Big Spring Independent School District and Board of Trustees, 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.

Mr. Jay McWilliams
Superintendent
Big Spring Independent School District

Date