

## **Resolution Agreement**

### **Denton Independent School District OCR Complaint No. 06191358**

The U.S. Department of Education, Office for Civil Rights (OCR) and the Denton Independent School District (the District) enter into this Agreement to resolve the above-referenced complaint. This Agreement does not constitute an admission of liability, non-compliance, or wrongdoing by the District. The District 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; 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.

Prior to the completion of OCR's investigation, the District agreed to resolve allegation 2c of this complaint pursuant to Section 302 of OCR's Case Processing Manual. Accordingly, the District agrees to take the following action:

#### **Action Item:**

The District will conduct training regarding its obligation under Section 504 and Title II to prohibit retaliation. The training must be provided to the XXXX XXXX XXXX (XXX) XXXX(s) and the XXXX XXXX assigned to XXX. The training will be conducted by an individual or individuals knowledgeable about laws and issues pertaining to disability discrimination and retaliation, and must address the following:

- i. The District's policies and procedures for carrying out its responsibilities to evaluate or re-evaluate students pursuant to Section 504 and Title II, including policies and procedures for evaluating students with medical needs and/or individual health plans; and
- ii. The prohibition of retaliation under Section 504 and Title II.

#### **Reporting Requirement**

By **May 1, 2020** the District will provide to OCR documentation demonstrating that relevant personnel have received the training, including the date(s) of the training; the names, titles, contact information, and qualifications of the trainer(s); a copy of all materials used and distributed during the training; and a certification that the training was provided.

The District 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 District understands that during the monitoring of the Agreement, if necessary, OCR may visit the District, 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 District's satisfaction of the commitments made under the Agreement, OCR will close the case.

The District 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 District 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 District’s representative below.

\_\_\_\_\_  
Superintendent or District Designee  
Denton Independent School District

\_\_\_\_\_  
Date