

RESOLUTION AGREEMENT
Quitman School District
Complaint Number 06-21-1184

The U.S. Department of Education (Department), Office for Civil Rights (OCR), and the Quitman School District (District) enter into this agreement to resolve the allegations and compliance concerns identified in 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, consistent with its obligation to comply with the requirements of Section 504 of the Rehabilitation Act of 1973 (Section 504), as amended, 29 U.S.C. § 794 *et seq.*, 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. §§ 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 District agreed to resolve the issues in this investigation pursuant to Section 302 of OCR's *Case Processing Manual*. Accordingly, the District agrees to the following actions:

The District will ensure that any new facilities or part of a facility will be constructed in accordance with the U.S. Department of Justice (DOJ) adopted accessibility guidelines. The DOJ's 2010 ADA Standards for Accessible Design (2010 Standards), 28 C.F.R. Part 36, Appendix A, became effective on March 15, 2012. Compliance with the 2010 Standards is required for new construction and alterations that were initiated on or after March 15, 2012. Prior to the 2010 Standards, the effective standards for new construction were the American National Standards Institute (ANSI), effective June 3, 1977, the Uniform Federal Accessibility Standards (UFAS), effective January 18, 1991, and the 1991 Americans with Disabilities Act Accessibility Guidelines (ADAAG), effective January 26, 1992.

Unless otherwise noted, all structural changes or modifications to existing facilities pursuant to the agreement will be in accordance with the technical and scoping requirements of the 2010 Standards referenced above.¹ New and altered facilities (or the identified new or altered part) will be readily accessible to and usable by individuals with disabilities.

Action Item 1

By June 30, 2024, the District will provide accessible restrooms at the Quitman High School softball and baseball facilities that comply with the 2010 Standards (See 2010 Standards § 213 – Toilet Facilities and Bathing Facilities; § 216 – Signs; § 403 – Walking Surfaces; § 404 – Doors, Doorways, and Gates; § 603 – Toilet and Bathing Rooms; § 604 – Water Closets and Toilet Compartments; § 609- Grab Bars; and § 703 – Signs).

¹ The 2010 Standards can be accessed at this DOJ website: www.ada.gov/2010ADASTandards_index.htm.

Reporting Requirement 1

By July 31, 2024, the District will provide OCR with evidence of its modifications to restrooms at the Quitman High School softball and baseball facilities in accordance with Action Item 1, including photographs reflecting measurements of the entrance doors, restroom stalls and fixtures, grab bars, walking surfaces, and signs as modified and any technical drawings reflecting that the restrooms are accessible under the ADAAG Standards for existing items constructed prior to March 15, 2012, and the 2010 Standards for new and/or modified construction.

Action Item 2

By June 30, 2024, the District will add two additional accessible parking spaces to the parking area serving the Quitman High School softball and baseball facilities, in compliance with the 2010 Standards. The District will also ensure that the access aisles in the parking area serving such facilities comply with the 2010 Standards. (See 2010 Standards § 501 – General; and § 502 Parking Spaces).

Reporting Requirement 2

By July 31, 2024, the District will provide OCR with a report documenting that it has taken the actions pursuant to Action Item 2. The report shall include photographs reflecting measurements of the parking spaces and access aisles and technical drawings demonstrating that the accessible parking spaces and access aisles meet the requirements of the 2010 Standards.

Action Item 3

By June 30, 2024, the District will provide an accessible route(s) at the Quitman High School softball and baseball facilities from parking to spectator seating and restrooms that meets the requirements of the 2010 Standards (See 2010 Standards § 206 – Accessible Routes; § 402 – Accessible Routes; and § 403 – Walking Surfaces).

Reporting Requirement 3

By July 31, 2024, the District will provide a report documenting the construction of an accessible route(s) from parking to spectator seating and to restrooms that meet(s) the 2010 Standards in accordance with Action Item 3. The report shall include photographs reflecting measurements of the accessible route(s) and any technical drawings demonstrating that the accessible route(s) meet the requirements of the 2010 Standards.

Action Item 4

By June 30, 2024, the District will provide accessible seating at the Quitman High School softball and baseball facilities that meets the requirements of the 2010 Standards (See 2010 Standards § 802 – Wheelchair Spaces, Companion Seats, and Designated Aisle Seats).

Reporting Requirement 4

By July 31, 2024, the District will provide a report documenting the provision of accessible seating at the Quitman High School softball and baseball facilities that meets the 2010 Standards in accordance with Action Item 4. The report shall include photographs reflecting the location and measurements of wheelchair spaces, companion seats, and designated aisle seats demonstrating compliance with the 2010 Standards.

The District understands that OCR will not close the monitoring of this agreement until OCR determines that the District has demonstrated compliance with all the terms of this agreement and is in compliance with Section 504 and Title II and their implementing regulations, which were at issue in this investigation.

The District also 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 this agreement. Further, the District understands that during the monitoring of this 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 District has fulfilled the terms and obligations of this agreement. Upon the District's satisfaction of the terms and obligations of this agreement, OCR will close the case.

The District understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of this agreement and/or the applicable statutes and regulations. Before initiating such proceedings, 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.

Dr. Minnie Dace, Superintendent
Quitman School District

Date