

Resolution Agreement

Crowley ISD
OCR Complaint No. 06221405

The U.S. Department of Education, Office for Civil Rights (OCR) and Crowley ISD (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, 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 the complaint pursuant to Section 302 of OCR's Case Processing Manual. Accordingly, the District agrees to take the following actions:

Action Item 1

By **October 31, 2022**, the District will provide training regarding its obligation under Section 504 and Title II to provide a free appropriate public education (FAPE) to all qualified students with disabilities residing within its jurisdiction. The training should be provided to all relevant personnel, including, but not limited to administrators, faculty, long-term substitutes, counselors, and Section 504/Title II Coordinators, and Testing Coordinators at H.F. Stevens Middle School (the School). The training will be conducted by an individual who is knowledgeable about the laws and issues pertaining to the provision of FAPE and the evaluation of students who are believed to be disabled.¹ The training shall address, at a minimum:

- (a) The District's policies and procedures for carrying out its responsibilities under Section 504 and Title II to provide a free and appropriate public education (FAPE) to each qualified disabled person who is within the District's jurisdiction, regardless of the nature or severity of the person's disability; and
- (b) The District staff members' obligation to fully implement any Section 504 Plan that has been developed for a qualified student with a disability, including providing such services on state testing.

Reporting Requirement

By **November 15, 2022**, the District will provide documentation to OCR evidencing that the training required by Action Item 1 has been completed, including the identity of the individual conducting the training and the individual's qualifications, along with a copy of the material or a

¹ The appropriate individual may be an employee, contractor, or other representative of the District, or an outside individual or entity.

summary of the material covered in such training and sign-in sheets or other documentation showing who attended the training.

Action Item 2

By **May 31, 2023**, the District will document providing the Student all approved accommodations on all state testing assessments, including STAAR, for the 2022-2023 school year.

Reporting Requirements

By **June 15, 2023**, the District will submit to OCR documents demonstrating it provided the Student with all approved accommodations on state testing assessments, including STAAR, during the 2022-2023 school year.

By signing the resolution agreement, the recipient agrees to provide data and other information in a timely manner in accordance with the reporting requirements of the resolution agreement. During the monitoring of the resolution 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 the resolution agreement.

The recipient understands that OCR will not close the monitoring of the agreement until such time as OCR determines that the recipient is in compliance with the terms of the agreement and the statutes and regulations at issue in the case

The recipient understands that OCR may initiate administrative enforcement proceedings or refer the case to the Department of Justice (DOJ) for judicial proceedings to enforce the specific terms of the resolution agreement and the applicable statutes and regulations. Before initiating such proceedings, OCR will give the recipient written notice of the alleged breach and 60 calendar days to cure the alleged breach.

This Agreement will become effective immediately upon the signature of the District's representative below.

Dr. Michael McFarland
Superintendent of Schools
Crowley Independent School District

Date