

RESOLUTION AGREEMENT

Gore Public Schools
OCR Case Number 07-19-1129

Gore Public Schools (District), Gore, Oklahoma, submits this Resolution Agreement (Agreement) to the U.S. Department of Education (Department), Office for Civil Rights (OCR) to resolve the complaint filed in OCR Case Number 07-19-1129. With this Agreement, 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. § 12131, 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.

The District asked to resolve the issues of this investigation pursuant to Section 302 of OCR's *Case Processing Manual*, prior to the completion of OCR's investigation.¹ Accordingly, the District voluntarily agrees to take the actions set forth below. This Agreement does not constitute an admission of liability, non-compliance, or wrong-doing by the District.

The District will develop a plan and a proposed timeline² for ensuring that the four separate play areas containing play components at Gore Elementary School come into conformity with the requirements of the applicable 2010 ADA Standards for Accessible Design. The plan will also include a description of the steps the District will take to provide temporary access to each play area containing play components until the District has fully implemented its plan.

REPORTING REQUIREMENTS:

1. By October 1, 2019, the District will provide OCR a copy of the plan that is developed pursuant to this Agreement.
2. By November 1, 2019, the District will adopt and begin implementing the plan that is developed pursuant to this Agreement.
3. The District will notify OCR in writing within 30 days of completing the plan that is developed pursuant to this Agreement

The District understands that OCR may conduct onsite visits to the District to confirm full implementation of these requirements.

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

¹ The *Case Processing Manual* is available on OCR's website at <http://www2.ed.gov/about/offices/list/ocr/docs/ocrepm.pdf>.

² OCR is available to provide technical assistance to the District upon request.

The District understands that by signing this Agreement, it agrees to provide data and other information in a timely manner. Further, the District understands that during the monitoring of this Agreement, if necessary, OCR may visit the District, conduct interviews, make observations, and request such additional reports or data as are necessary for OCR to determine whether the District has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Section 504 and Title II, which were at issue in this case.

The District 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 District written notice of the alleged breach and 60 (sixty) calendar days to cure the alleged breach.

The person signing for the District represents that he/she is authorized to bind the District to this Agreement. This Agreement will become effective immediately upon the signature of the District's representative below.

/S/

September 3, 2019

XXXXX XXXXX, Superintendent
Gore Public Schools

Date