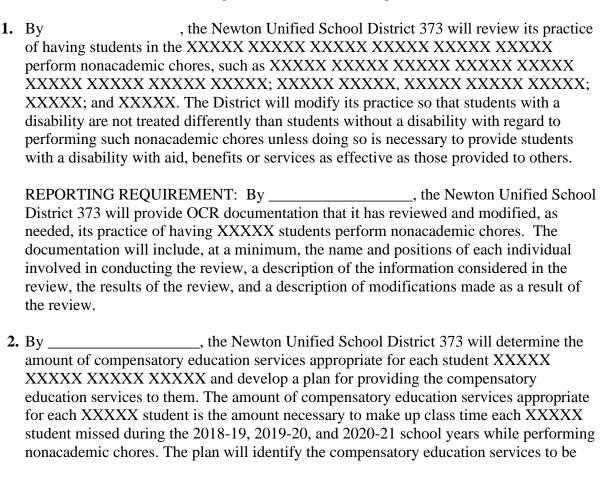
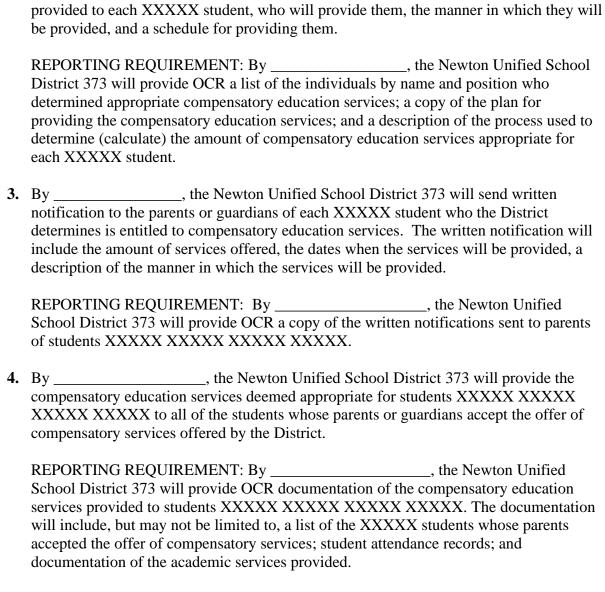
Resolution Agreement Newton Unified School District 373 OCR Case Number 07191174

The Newton Unified School District 373, Newton, Kansas, voluntarily enters this Agreement to resolve Allegation 1(a) in the above-referenced complaint filed under 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 34, which prohibit discrimination on the basis of disability by recipients of federal financial assistance, 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 public entities.

Before OCR completed its investigation, the Newton Unified School District 373 agreed to resolve this complaint pursuant to Section 302 of OCR's *Case Processing Manual*. OCR has not made any conclusions of law or issued a final determination with respect to this complaint. While the District agrees to take the following actions, nothing contained in this Agreement shall be construed as an admission on its part to any of the allegations in the complaint.

The Newton Unified School District agrees to take the following actions.





The Newton Unified School District 373 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 of this Agreement and is in compliance with the regulations implementing Section 504 and Title II. Upon completion of the obligations under this Agreement, OCR shall close this case.

The Newton Unified School District 373 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

Pag	e 3 –	Reso	lution	Agreement –	07	19	11	74	ļ
-----	-------	------	--------	-------------	----	----	----	----	---

Newton Unified School District #373

judicial proceedings to enforce this Agreement, District written notice of the alleged breach and breach.	•
Superintendent	Date