

RESOLUTION AGREEMENT
Blue Springs R-IV School District
OCR Case Number 07-20-1063

Blue Springs R-IV School District (District), Blue Springs, Missouri, submits this Resolution Agreement (Agreement) to the U.S. Department of Education, Office for Civil Rights (OCR), to resolve OCR Case No. 07-20-1063 and ensure the District's compliance with: 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. The District voluntarily agreed to resolve this complaint prior to the conclusion of OCR's investigation. This Agreement does not constitute an admission of liability, non-compliance, or wrongdoing by the District.

The District agrees to take the following actions:

Section 504 Coordinator

Required Action

1. By ___August 7, 2020___, the District will inform parents and/or guardians of students on Section 504 plans at John Nowlin Elementary School (School) of the name of the individual who assumed the Section 504 Coordinator's responsibilities at the School, and the District will notify the general public of the same information, in conformity with the requirements of 34 CFR 104.8.

REPORTING REQUIREMENT 1: By ___August 31, 2020___, the District will submit documentation to OCR demonstrating that parents and/or guardians of students on Section 504 plans at the School were informed of the name of the Section 504 Coordinator at the School and will provide OCR a copy of the notice provided to the general public as required in Required Action 1.

Section 504 Meeting and Plan

Required Action

2. By no later than ___August 7, 2020___, the District will provide proper written notice to the Student's parents, and the District will convene a team meeting in conformity with the District's obligations under Section 504 to reevaluate, and revise if necessary, the Student's 504 Plan. During the meeting, the team will also assess whether the Student is in need of compensatory services, and if so, the team will include any needed compensatory services in the 504 Plan.

REPORTING REQUIREMENT 2A: By ___August 24, 2020___, the District will complete the meeting to review and update the Student's Section 504 Plan.

REPORTING REQUIREMENT 2B: By ___August 24, 2020_____, the District will submit documentation to OCR that includes:

- A list of the individuals who attended the meeting by name, title, and role in the meeting;
- Documentation of the District's invitation to the Complainant to attend the meeting and to provide input;
- Notes from the meeting documenting that the team considered input from persons knowledgeable about the Student;
- A copy of the 504 Plan;
- Any compensatory services to be provided to the Student or a statement that the team determined no compensatory services are needed; and
- Documentation that the District provided the Complainant with notice of rights and applicable procedural safeguards under Section 504.

Training

Required Action

3. By _August 31, 2020_____, the District will provide training on the implementation of the Student's Section 504 Plan to all of the Student's teachers, as well as other staff members who are responsible for implementation of the Student's Section 504 Plan. The training shall include notice to staff members about their roles and obligations to implement the Student's Section 504 Plan.

REPORTING REQUIREMENT 3: By ___August 31, 2020_____, the District will provide OCR with a list of individuals who received the training, by name and title; the name, title, and qualifications of the trainer; and the date that the training was provided.

The District understands that OCR will not close the monitoring of this Agreement until the District has fulfilled the terms of this Agreement and is in compliance with the regulation implementing Section 504 at 34 C.F.R. § 104.33 and the regulation implementing Title II at 28 C.F.R. § 35.103, which were at issue in this case.

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 this Agreement. Further, the District understands that during the monitoring of this Agreement, if necessary, OCR, upon prior notice to District, 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 regulation implementing Section 504 at 34 C.F.R. § 104.33.

The District understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings, including to enforce the specific terms and obligations of this Agreement. Before initiating administrative enforcement (34 C.F.R. §§ 100.9, 100.10) or judicial

