

**Resolution Agreement**  
**OCR Case No. 07201158**  
**Princeton R-V School District**

The Princeton R-V School District (District), Princeton, Missouri, submits this Resolution Agreement (Agreement) to the U.S. Department of Education, Office for Civil Rights (OCR), to resolve this 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 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 Evaluation**

1. Within fifteen (15) calendar days of school beginning for the 2020-21 school year, and after providing proper written notice to the Student's parent(s) (the Complainants), the District will convene a multi-disciplinary team to reevaluate the Student consistent with the procedural requirements of the regulation implementing Section 504, at 34 C.F.R. §§ 104.33, 104.34, 104.35 and 104.36, to assess whether updates/modifications to the Student's Section 504 Plan are required.<sup>1</sup> The District will also provide the Complainants with notice of the District's procedural safeguards, including the right to challenge the multi-disciplinary team's determination through an impartial due process hearing.

**REPORTING REQUIREMENT:** Within ten (10) business days following the Section 504 reassessment required by Item 1 of this Agreement, the District will submit the following to OCR:

- a. A copy of the updated/revised Section 504 Plan developed by the multi-disciplinary team or a written determination finding that a Section 504 accommodation plan is not needed;
- b. Copies of documentation and information considered by the multi-disciplinary team when reaching its determination; and,
- b. A copy of any the notice of procedural safeguards provided to Complainants as required by Item 1 of this Agreement, along with evidence of when the notice was provided to the Complainants.

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<sup>1</sup> Pursuant to Section 504, at C.F.R. § 104.33 (b)(2), a recipient may satisfy its obligation to provide a free appropriate public education (FAPE) to students with disabilities through the implementation of an Individualized Educational Program (IEP) developed in accordance with the Individuals with Disabilities Education Act (IDEA).

### **Training**

2. The District will ensure District personnel, including administrators, faculty, and staff responsible for the identification and evaluation of students with disabilities are effectively trained regarding the requirement to periodically assess and reevaluate students consistent with the requirements of Section 504. A reevaluation procedure consistent with the Individuals with Disabilities in Education Act is one means of meeting this requirement.

REPORTING REQUIREMENT: By September 30, 2020 \_\_\_\_\_, the District will provide documentation to OCR demonstrating completion of the training required by Item 2. The documentation will include: the date(s) of the training; the name(s) and credentials of the presenter(s); a description of the training provided; and a sign-in sheet (or attendance sheet for virtual training) showing who attended the training.

3. The District will ensure High School personnel, including administrators, faculty, and staff responsible for documenting and tracking student absences are effectively trained on the District’s Attendance Policy and the implications of excused versus unexcused absences on a student’s ability to participate in extracurriculars, including but not limited to field trips.

REPORTING REQUIREMENT: By September 30, 2020 \_\_\_\_\_, the District will provide documentation to OCR demonstrating the staff training required by Item 3 has been completed. The documentation will include: the date(s) of the training; the name(s) and credentials of the presenter(s); a description of the training provided; and a sign-in sheet (or attendance sheet for virtual training) showing who attended the training.

### **Communication with Complainants**

4. By September 15, 2020, the District will provide the Complainants with a copy of the District’s Attendance Policy and additional information explaining when and to whom documentation “excusing” the Student’s absence from school due to a medical appointment, counseling session, or other absence considered “excused” under the District’s Attendance Policy should be provided.

REPORTING REQUIREMENT: By September 30, 2020, the District will provide documentation to OCR demonstrating it provided a copy of the Attendance Policy and other information as required by Item 4, describing the procedure for timely submitting appropriate documentation in order for the District to consider the absence excused.

The District understands that by signing this Agreement, it agrees to provide the foregoing 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 Section 504 and its implementing regulation at 34 C.F.R. § 104.4 and 104.38. Upon completion of the obligations under this Agreement, OCR shall close 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 sixty (60) calendar days to cure the alleged breach.

\_\_\_\_/s/ XXXXX XXXXXXXX\_\_\_\_\_  
Superintendent or Authorized Designee  
Princeton R-V School District

XXXXXX\_\_\_\_\_  
Date