

RESOLUTION AGREEMENT
California State University, Sacramento
OCR Case No. 09-18-2239

The California State University, Sacramento (University), without admitting to any violation of law, agrees to implement this Resolution Agreement (Agreement) to resolve the compliance concerns identified by the U.S. Department of Education, Office for Civil Rights (OCR), under Section 504 of the Rehabilitation Act of 1973 (Section 504), Title II of the Americans with Disabilities Act of 1990 (Title II), and the implementing regulations in the above-referenced OCR case number.

I. TRAINING

- a. The University will provide training to all employees in the Services to Students with Disabilities (SSWD) office on the following topics: how to respond to complaints of inadequate or inappropriate accommodations; how to inform students about the mid-level review process when SSWD determines that a request for accommodation is a fundamental alteration; and how and under what circumstances to refer a complainant to the University's Student Discrimination Complaint Procedure, codified in California State University Executive Order 1097.
- b. **Reporting Requirements:**
 - i. Within 90 days of the effective date of this Agreement, the University will provide OCR with the written training materials and guidance, respectively, for OCR's review and approval.
 - ii. Upon approval of the materials under a., the University will provide to OCR documentation that the training has been conducted. The training will be conducted by Beth Lesen, Associate Vice President for Student Affairs and Dean of Students, CSUS. Documentation will include a copy of the training materials and the date(s) of the training. The University will also provide the sign-in sheet(s) identifying the name and position of each individual who received the training.

II. INDIVIDUAL REMEDY

If the Student on whose behalf this complaint was filed (the Student) enrolls at the University in the fall 2018, spring 2019, or fall 2019 semesters:

- a. The University will recommend to the Student that she complete her math general education requirement by enrolling in Education 18;

- b. Should the Student enroll in Education 18 the University will have a counselor from SSWD office use its best efforts to meet with the Student to discuss how she can succeed in taking Education 18, including any accommodations that will be provided in math, as well as other courses. If the University determines that any requested accommodations would constitute a fundamental alteration of a course, and should the Student request it, the University will review this determination through the mid-level review process set forth in the University's Academic Program Access for Students with Disabilities Conflict Resolution process.
- c. Successful completion of Education 18 will satisfy the University's math general education requirement for the Student.
- d. **Reporting Requirements:**
 - i. If the Student does return, and successfully enrolls in Education 18, and should the Student respond to SSWD's request to meet with the Student regarding her success in Education 18, University will provide OCR with a summary of the University's meetings with the Student, what accommodations were requested and agreed to, and any efforts to resolve any disputes through an interactive process and or through a mid-level review process.

III. MONITORING

The University understands that by signing this Agreement, it agrees to provide data and other information in a timely manner. Further, the University understands that during the monitoring of this Agreement, OCR may visit the University, interview staff and students and request such additional reports or data as are necessary for OCR to determine whether the University has fulfilled the terms of this Agreement. Upon the satisfaction of the commitments made under the Agreement, OCR shall close the case.

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

_____/s/_____
Beth Lesen
Associate Vice President for Student Affairs,
Dean of Students

09/12/2018
Date