

RESOLUTION AGREEMENT
San Juan Unified School District
OCR complaint no. 09-19-1051

The San Juan Unified School District (“District”) agrees to implement this Resolution Agreement (Agreement) to resolve the violations identified by the U.S. Department of Education, Office for Civil Rights (OCR), 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 et seq., and its implementing regulation, at 28 C.F.R. Part 35, in the above-referenced OCR case number.

Special Education Center Public Restrooms

The District agrees to make the following changes to the women’s and men’s public restrooms at the Special Education Center, located at 4825 Kenneth Avenue, Carmichael, CA:

1. The District will provide signs at the entrance to the women’s and men’s public restrooms identifying them as accessible. At each entrance, the sign will be located alongside the latch side of the door, at a minimum of 48 inches above the ground surface and a minimum of 60 inches above the ground surface. The minimum and maximum heights will be measured from the baseline of the lowest tactile character and the baseline of the highest tactile character, respectively. The signs will comply with all other relevant provisions of the 2010 Standards. *2010 Standards, §§ 216, 216.8, 703, 703.4(1), 703.4(2).*
2. The District will alter the side and rear wall grab bars at the designated accessible toilets in the women’s and men’s public restrooms. At each accessible toilet, the side and rear grab bars will be mounted with the top of the gripping surfaces 33-36 inches above the finish floor, with a 1½ inch space between the walls and the grab bars. Any projecting objects below or at the ends of the grab bars will be a minimum of 1½ inches below the grab bar, and any projecting objects above the grab bar will be a minimum of 12 inches above. The rear wall grab bar will be a minimum of 36 inches in length and extend from the centerline of the toilet 12 inches minimum on one side and 24 inches minimum on the other side. The side wall grab bar will be 42 inches long minimum, located 12 inches maximum for the rear wall and extending 54 inches minimum for the rear wall. The grab bars will comply with all other relevant provisions of the 2010 Standards. *2010 Standards, §§ 604.5, 604.5.1, 604.5.2, 609, 609.3, 609.4.*
3. The District will provide toilet seat cover dispensers in each of the designated accessible toilet stalls in the women’s and men’s public restrooms at heights and locations accessible to individuals using wheelchairs. The toilet seat cover dispenser will be located allowing for an unobstructed forward reach (e.g., not located behind the toilet), with the maximum reach height of 48 inches above the finish floor. The toilet seat cover dispensers will comply with all other relevant provisions of the 2010 Standards. *2010 Standards, §§ 308, 308.2.1.*
4. The District will provide a mirror in the men’s restroom that is accessible. If the mirror is located above a lavatory or countertop, the bottom edge of the reflecting surface will be at maximum of 40 inches above the finish floor. If the mirror provided is not above a lavatory or countertop, it will be installed with the bottom edge of the reflecting surface 35 inches maximum above the finish floor.

The mirror will comply with all other relevant provisions of the 2010 Standards. *2010 Standards, §§ 213.3.5, 603.3.*

Reporting Requirements

- 5. By June 1, 2019, the District will provide to OCR, for OCR’s review and approval, verification that the alterations described in paragraphs 1-4 have been completed. The verification will include photographs and documentation from the individuals or corporations who performed the changes.

General Provisions

- 6. The District understands that by signing the resolution agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirements of the resolution agreement. Further, the District understands that during the monitoring of the resolution 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 and obligations of the resolution agreement. Upon the District’s satisfaction of the commitments made under the Agreement, OCR will close the case.
- 7. The District understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of the resolution agreement and/or the applicable statute(s) and regulation(s). Before initiating such proceedings, OCR will give the District written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

_____/s/_____
Frank Camarda
Assistant Superintendent, Operations, Facilities, and Transportation
San Juan Unified School District

04/11/2019
Date

Approved as to form:

_____/s/_____
Linda C. T. Simlick, General Counsel
San Juan Unified School District