

**RESOLUTION AGREEMENT**  
**Jefferson Union High School District**  
**OCR Docket Number 09-19-1500**

The Jefferson Union High School District (District), 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) and Title II of the Americans with Disabilities Act of 1990, as amended by the Americans with Disabilities Amendments Act of 2008 (Title II) and their implementing regulations in the above-referenced OCR case number.

1. By January 10, 2020, the District will provide written notice to Student's parents of its offer to provide compensatory and/or remedial services as a result of the District's alleged failure to provide appropriate regular and/or special education or related services from approximately April 1, 2019 to May 30, 2019 and August 12, 2019 to September 13, 2019. If Student's parents consent to discuss the offer, they will notify the District within 15 business days of receipt and, within three weeks of such notice, a group of knowledgeable individuals, including the Student's parent(s), will develop a plan for providing timely compensatory and/or remedial services with a completion date not to extend beyond January 1, 2021. The District will provide the Student's parents notice of the procedural safeguards including the right to challenge the group's determination through an impartial due process hearing.

**Reporting Requirements:**

- a) Within three weeks of the decision as to whether compensatory and/or remedial services will be provided to Student, the District will submit to OCR for OCR's review and approval documents supporting the group's decision. The documentation submitted shall include documentation showing the participants in the meeting, the information considered, an explanation for decisions made, and a description of and schedule for providing any compensatory and/or remedial services (if any) to the Student.
  - b) By February 28, 2021, the District will provide documentation to OCR of the dates, times and locations that compensatory and/or remedial services were provided, a description of what was provided, and the name(s) of the service provider(s).
2. By **May 31, 2020**, the District will provide training to administrators and school psychologists at XXXXX XXXX High School regarding the District's obligations under Title II and Section 504, the implementation of Section 504, its relationship to IDEA, and best practices for implementation of Behavior Improvement Plans.

**Reporting Requirements:**

- a) By June 30, 2020, the District will provide documentation to OCR, for OCR's review and approval, of the date(s), time(s), participants in the training, and a description of the training.

3. 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 to 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.
  
4. 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/\_\_\_\_\_  
Christy Ploszaj  
Director of Special Education

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1/8/2020  
Date