

VOLUNTARY RESOLUTION AGREEMENT
Camas School District No. 117
OCR Reference No. 10161246

The Camas School District No. 117 (District) enters into this voluntary resolution agreement (agreement) to resolve the allegations in a complaint (Reference No. 10161246) filed with 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 (Title II).

A. Accessibility Plan

1. The District will identify the routes to the track facility at the Skyridge Middle School (school) that need to be renovated or replaced to ensure that access to the track facility meets Section 504 and Title II accessibility requirements.

Reporting Provision: Within 30 days of the effective date of this agreement, the District will submit a report for OCR's review and approval identifying the routes to the track facility that require renovation or replacement to ensure that the track facility is accessible. If OCR requires any changes to the routes identified for renovation or replacement, the District will make the changes and re-submit the report within 20 days of receiving OCR's notice of the revisions.

2. The District will develop an action plan regarding the renovations or replacements required to provide accessible routes to the track facility as identified in paragraph A(1) of this agreement. The District will ensure that the planned renovations or replacements will be designed and constructed to meet the Section 504 and Title II accessibility requirements that apply to new construction and alterations. As part of its action plan, the District will also timely implement interim measures pending completion of any changes in order to ensure that individuals with disabilities are not subject to discrimination under the District's services, programs, or activities because the track facility is not readily accessible to them.

Reporting Provisions:

- a) Within 45 days of receiving OCR's written approval of the routes to the track facility identified by the District for renovation or replacement in paragraph A(1) of this agreement, the District will submit a report for OCR's review and approval demonstrating that the designs and construction documents for the renovation or replacement of the routes to the track facility comply with the applicable new construction and alteration requirements of Section 504 and Title II. If OCR requires any changes to the design documents, the District will make the changes and re-submit the design documents for OCR's review and approval within 20 days of receiving OCR's notice of the revisions.

- b) Within 30 days of the effective date of this agreement, the District will submit a report that describes the interim measures it will provide pending completion of any changes to ensure that individuals with disabilities are not subject to discrimination under the District's services, programs, or activities because the track facility is not readily accessible to them. If OCR requires any changes to the interim measures, the District will make the changes and re-submit the proposed interim measures for OCR's review and approval within 20 days of receiving OCR's notice of the revisions.
3. The District will complete implementation of its accessibility action plan by September 30, 2017.

Reporting Provision: Within 30 days of completion of construction, the District will provide a report to OCR demonstrating that the construction of the renovated or replaced routes to the track facility at the school have been made in accordance with the approved designs. The report will include, among other things, as-built drawings, photographs, and measurements.

B. Policies and Procedures

Consistent with the requirements of Section 504 and Title II, the District will revise, develop, and adopt, as necessary, policies and procedures to ensure (a) any activities or athletic events held at the track facility at the school are accessible; (b) accessibility concerns raised by students, employees, and visitors who may experience accessibility barriers at activities or events held at the track facility are promptly resolved; and (c) interested persons can obtain accurate accessibility information about District facilities. The District will also designate an employee who will be responsible for responding to accessibility-related questions and concerns (hereinafter "designated employee").

Reporting Provisions:

- a) Within 60 days of the effective date of this agreement, the District will provide OCR a copy of its proposed policies and procedures, for OCR's review and approval. If OCR requires any revisions to the proposed policies and procedures, the District will make the revisions and re-submit the policies and procedures within 20 days of receiving OCR's notice of the revisions.
- b) Within 30 days of receiving OCR's approval of the policies and procedures, the District will provide OCR with a report demonstrating its adoption of them. The report will include but shall not be limited to: a copy of the final policies and procedures, documentation showing the District's adoption of the policies and procedures, and documentation demonstrating the District's appointment of the designated employee.

C. Annual Accessibility Notice

The District will provide written notice annually to students, families, employees, and other interested individuals of the District’s commitment to provide accessible programs, services, and facilities in compliance with Section 504 and Title II. The annual accessibility notice will include an explanation of the District’s procedures for obtaining information about its accessible programs and facilities and requesting accessibility assistance, and the name and contact information of the designated employee.

Reporting Provisions:

- a) Within 60 days of the effective date of this agreement, the District will submit its proposed annual accessibility notice, which OCR will review and approve. If OCR requires any revisions to the proposed annual accessibility notice, the District will make the revisions and re-submit the annual accessibility notice within 20 days of receiving OCR’s notice of the revisions.
- b) Within 30 days of receiving OCR’s approval of its annual accessibility notice, the District will submit a report for OCR’s review and approval demonstrating its dissemination of the notice. The report will include a copy of the final notice, and a description of how and when the notice was disseminated along with when it will be disseminated in the future.

D. Training

Within 90 days of the effective date of this agreement, the District will provide training to the District employees who are primarily responsible for implementing the District’s accessibility policies and procedures referenced in paragraph B of this agreement, including the designated employee. The training will include but shall not be limited to a review of: the accessibility requirements of Section 504 and Title II; the revisions to the policies and procedures, and the District employees’ responsibilities under the policies and procedures; and, the name and contact information of the District’s designated employee.

Reporting Provision: Within 30 days of providing the training, the District will provide a report to OCR that includes the date(s) of the training, a copy of the training agenda and training materials, the name and qualifications of the presenter, and the names and position titles of the District employee(s) who attended the training.

E. Other Provisions

1. The District understands that by signing this agreement, it agrees to provide OCR data and other information in a timely manner. Further, the District understands that, during the monitoring of this agreement, OCR may visit the District’s schools and facilities, including Skyridge Middle School, interview staff and students, and request such additional reports or data related to the complaint 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 Title II and the implementing regulations at 34 CFR 104.21-23; and 28 CFR 35.133, and 35.149-151, respectively, that were at issue in this case.
2. The District understands that OCR will not close the monitoring of this agreement until such time OCR determines that the District has fulfilled the terms of this agreement and is in compliance with Section 504 and Title II and their implementing regulations at 34 CFR 104.21-23; and 28 CFR 35.133 and 35.149-151.
3. 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 CFR 100.9, 100.10), or judicial proceedings, including 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.
4. This Agreement will become effective immediately upon the signature of the Superintendent or his designee below.

Signed:

/s/

November 16, 2016

Jeff Snell
Superintendent
Camas School District No. 117

Date