

RESOLUTION AGREEMENT

Oregon State University (the University) enters into this agreement to resolve the allegations in OCR Reference No. 10202028, 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). This agreement is not intended to constitute, nor shall it be deemed to constitute, an admission by the University of any violation of Section 504 or Title II, or any other law, and shall not be so construed.

I. PROCEDURES

- A. The University will review and revise, if necessary, the Disability Access Services (DAS) current procedures so that accessible materials are available for use by students registered for services with DAS at the reasonably same time the materials are available for use by University students not receiving services from DAS.
- B. Reporting Provisions
 - 1. By October 15, 2022, the University will submit to OCR, for its review the procedures, including revisions, if any. If OCR requires any changes to the revised procedures, the University will re-submit the revised procedures within 60 calendar days of receiving notice of the required revisions from OCR. The University and OCR will continue this process until OCR approves the revised procedures.
 - 2. Within 60 calendar days of receiving OCR's written approval of the procedures, if any, the University will provide to OCR documentation demonstrating that it has: (1) adopted the revised procedures, if any; and (2) published the revised procedures, if any, on the DAS website. Any revised DAS internal procedures, if any, will be made known by DAS to appropriate DAS employees.

II. NOTICE

- A. Within 30 calendar days of adopting the revised procedures, if any, the University will provide notice by University e-mail lists to all University students, faculty, and staff members of the revised procedures.
- B. Reporting Provisions

Within 60 calendar days after the University provides notice of the revised procedures, if any, the University will provide the notice to OCR.

III. TRAINING

- A. The University will provide training to the DAS staff and other pertinent University staff members¹ on the University's obligation to provide academic adjustments, auxiliary aids, and program modifications to qualified students in accordance with Section 504 and Title II, and their implementing regulations at 34 C.F.R. Part 104 and 28 C.F.R. Part 35. The training will be conducted by someone who is qualified and has expertise in Section 504 and Title II.
- B. Reporting Provisions:
 - 1. By January 6, 2023, the University will submit to OCR, a copy of its training lesson plan, including handouts, if any.
 - 2. Within 60 days of conducting the training, the University will provide OCR with a report demonstrating that it conducted the training described in III.A., above. The report will include the time(s) and date(s) of the training, a list, by name and job position of persons who attended the training, and the name and qualifications of the trainer.

IV. STUDENT REMEDIAL ACTIONS

Presuming the student who was the subject of this complaint (the Student) remains in her current course of study²:

- A. By October 14, 2022, the University will further develop DAS' internal procedures to ensure that the Student is provided accessible classroom instructional materials for all of her courses, so that the Student has the opportunity to access the course content that is made available to any other student enrolled in those courses at the reasonably same time it is available to other students. This access will only encompass materials identified for use by course instructors to be required for and used during the courses and for courses in which the Student has indicated she will utilize the accommodation of accessible materials.

¹ Pertinent staff members are defined as those individuals who play a prominent and recurring role in implementing academic adjustments, auxiliary aids, and program modifications.

² DAS is currently working with the faculty in the Student's current course of study up to one year in advance of the Student's courses. If the Student were to change to a different course of study, the timelines in Section IV may need adjustment.

- B. By October 14, 2022, the University will provide the Student with a letter expressing the University's commitment to provide her with accessible classroom materials in a timely manner, and generally describing how that will be accomplished under section IV.A, above. The letter will also describe any additional actions being taken by the University to ensure the Student receives the accessible materials.
- C. By October 14, 2022, the Director of DAS, the Manager of Alternative Technologies at the DAS Office, and the University Associate Vice Provost and Dean of Students will offer to meet with the Student to ensure the Student is receiving accessible classroom materials in a timely manner.
- D. Reporting Provisions
 - 1. By November 18, 2022, the University will provide OCR with a report containing its commitment to provide the Student with accessible classroom instructional materials described in section IV.A.
 - 2. By November 18, 2022, the University will send OCR a copy of the letter being sent to the Student.
 - 3. Within 30 days of the date of the offered meeting described in section IV.C, the University will provide OCR with written confirmation that the meeting was offered and whether it was conducted or declined by the Student or if the Student did not respond.

V. GENERAL MONITORING PRINCIPLES

- A. The University understands that by signing this agreement, it agrees to provide OCR data and other information in a timely manner in accordance with the reporting requirements of the agreement. Further, the University understands that during the monitoring of this agreement, if necessary, 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 University's satisfaction of the commitments made under this agreement, OCR will issue a letter closing the monitoring of this agreement and closing this case.
- B. The University understands and acknowledges that OCR

may initiate proceedings to enforce the specific terms and obligations of the agreement. Before initiating such proceedings, OCR will give the recipient written notice of the alleged breach and 60 calendar days to cure the alleged breach.

Signed:

/s/

August 19, 2022

Dr. Rebecca Johnson
Interim President
Oregon State University

Date