

VOLUNTARY RESOLUTION AGREEMENT

Alberton School District voluntarily agrees to take the following actions to resolve the complaint (Reference No. 10221358) filed with the U.S. Department of Education, Office for Civil Rights (OCR), under Title II of the Americans with Disabilities Act of 1990 (Title II) and its implementing regulations at 28 C.F.R. § 35, and Section 504 of the Rehabilitation Act of 1973 (Section 504) and its implementing regulation at 34 C.F.R. § 104.

A. Accessibility Standards

1. In order to comply with Section 504 and Title II at 34 CFR 104.22-23 and 28 CFR 35.150-35.151, respectively, the District will determine what accessibility standards apply to the following facilities and elements at the Alberton Elementary School (school): (1) accessible routes from the accessible parking spaces to the accessible entrance, the classrooms, and bathrooms; (2) bathroom entrances; and (3) elevator.
2. Reporting provision: Within 30 days of signing the Agreement, the District will provide OCR with a report that includes the accessibility standards that it determined will apply to each of the features identified in the section above. The report will include photographs, and drawings and/or maps depicting the facilities and elements at issue (including the routes of travel, entrances, and accessible elements, and their condition); and information identifying the dates of the school's construction and any subsequent alterations. This report will include the information considered and conclusions reached by the District in making its determinations. OCR will notify the District if it identifies any concerns with the accessibility standards identified by the District, and the District will submit a new report that addresses those concerns within 30 days of receiving OCR's notice of the concerns. The District and OCR will repeat this procedure until OCR approves the applicable accessibility standards.

B. Accessibility Assessment and Action Plan

1. The District will assess whether the facilities and elements identified above comply with the applicable accessibility standards approved by OCR pursuant to section A.
2. The District will develop a plan to address any facilities or elements of the school which the District identified were not compliant with the applicable accessibility standards. The plan will include, but is not limited to: a description of all planned structural modifications or any other steps planned or

taken by the District to address an inaccessible facility and/or element; a description and a detailed schedule for completing the improvements necessary to comply with applicable accessibility standards; and a description of any interim steps taken to provide accessibility with respect to the inaccessible elements identified.

3. Reporting provision: Within 60 days of receiving OCR's approval of the applicable accessibility standards pursuant to section A.2, above, the District will submit a report to OCR containing the results of its assessment and the action plan described above. OCR will notify the District if it needs additional data or requires revisions to the assessment or action plan, and the District will submit a new report that addresses those concerns within 30 days of receiving OCR's notice. The District and OCR will repeat this procedure until OCR approves the assessment and action plan.
4. The District will implement the approved action.
5. Reporting provision: Within 30 days following the final date in the schedule contained in the approved action plan, the District will submit a report to OCR confirming that it has fully implemented the action plan. OCR will notify the District if it needs additional data about the District's implementation of the action plan, and the District will submit a new report to OCR that addresses those concerns within 30 days of receiving OCR's notice. The District and OCR will repeat this procedure until OCR approves the implementation of the plan.

C. Notice

1. The district will provide annual written notice to students, parents, employees, and other interested community members of the District's commitment to provide accessible programs, services, and facilities in compliance with Section 504 and Title II. The notice will include an explanation of: (1) the procedures for obtaining information about the District's accessible programs and facilities, and how to request accessibility assistance; and (2) the name and contact information of the employee who will be responsible for responding to accessibility-related questions and concerns.

2. Reporting provision: Within 15 days of the signing of the Agreement, the District will provide OCR with report with the proposed content of the written notice, and the methods by which the District will provide notice, such as by posting the information on the District's website. If OCR requires any revisions to the notice or the method to provide the notice, the District will resubmit a new report to OCR within 30 days of OCR's notice. The District and OCR will repeat this process until OCR approves the written notice and method to provide the notice.
3. Upon receiving OCR's approval of its report regarding its notice pursuant to section I.D.1, the District will publish its notice.
4. Reporting provision: Within 30 days of receiving OCR's approval of the notice, the District will submit a report to OCR demonstrating that the approved notice was provided consistent with the previously approved method.

D. General Monitoring Principles

1. By signing the resolution agreement, the district agrees to provide data and other information in a timely manner in accordance with the reporting requirements of the resolution agreement. 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 of the resolution agreement.
2. The district understands that OCR will not close the monitoring of the agreement until such time as OCR determines that the district is in compliance with the terms of the agreement and the statute and regulations at issue in the case.
3. The district understands that OCR may initiate administrative enforcement proceedings or refer the case to the Department of Justice for judicial proceedings in the event of breach. Before initiating such proceedings, OCR will give the district written notice of the alleged breach and 60 calendar days to cure the alleged breach.

This agreement will become effective immediately upon the signature of district's representative.

Signed:

Date:

/s/

2/13/23

Dr. Jeff Crew
Superintendent
Alberton School District