Section 302 Resolution Agreement Wake School Public School System OCR Complaint # 11-15-1138

Wake Public School System (the District) agrees to fully implement this Resolution Agreement (Agreement) to resolve Office for Civil Rights (OCR) Case No. 11-15-1138. This Agreement does not constitute an admission by the District of a violation of Section 504 of the Rehabilitation Act of 1973 (Section 504), and Title II of the Americans with Disabilities Act of 1990 (Title II) or any other law enforced by OCR. This agreement is contingent upon North Carolina State University at Raleigh (the University)'s agreement in complaints 11-15-2050 and 11-15-2051, both the District and the University agree to work together to resolve the concerns raised in these complaints.

Action Items:

1. Within 10 days of signing this agreement, the District will notify the University in writing of a student teaching placement location for the Complainant for the fall of 2015. Included in this letter will be a contact person from the District who will provide input as needed to help the University make determinations regarding the Complainant's qualifications to student teach and possible accommodations in the classroom, if needed.

Reporting Requirement 1:

By July 1, 2015, 2015, the District will provide OCR a copy of the letter sent to the University.

- 2. If the Complainant accepts the University's offer of a student teaching placement, and meets the District's requirements for student teaching, such as completion of required health forms, for the remainder of the agreement, the District will provide input to assist the University in determining:
 - A. Academic and technical standards for student teaching in the District and if the Complainant meets these requirement; and,
 - B. What accommodations the Complainant would require for student teaching in the District.

If the Complainant does not accept the University's offer of a student teaching placement, the District's obligations with regard to this Agreement will end. Likewise, if the University determines that the Complainant does not meet the academic and technical standards for student teaching, the District's obligations with regard to this Agreement will end.

3. If the University finds that the Complainant meets the academic and technical standards for student teaching and the Complainant enrolls in the University for student teaching, the District will provide the Complainant an opportunity to complete a student teaching placement in the District for the fall of 2015. If there are any issues that develop that would impact the Complainant's status as a student teacher or ability to complete the

student teaching placement, District will thoroughly document all incidents in writing and notify OCR of the issue within ten business days.

If the Complainant does not enroll in the University for student teaching, the District's obligations with regard to this Agreement will end.

Reporting Requirements 2 and 3:

If any issues arise regarding implementation of these provisions, the District will notify OCR within ten business days of the issue. OCR may request further documentation as needed for each incident, if deemed necessary.

The District understands that OCR will not close the monitoring of this Agreement until OCR determines that the District has fulfilled the terms of this Agreement and is in compliance with the regulation implementing Section 504 and Title II, which were at issue in this case.

The District understands that by signing this Agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirements of this Agreement. Further, the District understands that during the monitoring of this 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 this Agreement and is in compliance with the regulation implementing Section 504 and Title II at specific regulatory citation, which was at issue in this case.

The District understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this Agreement. Before initiating administrative enforcement (34 C.F.R. §§ 100.9, 100.10) or judicial proceedings to enforce this Agreement, OCR shall give the District written notice of the alleged breach and a minimum of sixty (60) calendar days to cure the alleged breach.

<u>/S/</u>

Superintendent or designee Wake School Public School System 6/4/2015

Date