

RESOLUTION AGREEMENT
District of Columbia Public Schools
OCR Complaint No. 11-19-1035

District of Columbia Public Schools (the District) agrees to fully implement this Resolution Agreement (Agreement) to resolve the allegation investigated in Office for Civil Rights (OCR) Complaint No. 11-19-1035. This Agreement does not constitute an admission by the District of a violation of Section 504 of the Rehabilitation Act of 1973 (Section 504), Title II of the Americans with Disabilities Act of 1990 (Title II), or any other law enforced by OCR.

1. By XXXXX, 2019, after providing proper written notice to the Student's parent/guardian, the District will convene a group of persons knowledgeable about the Student, making all reasonable efforts to include the parent/guardian, to discuss the provision of compensatory and/or remedial services to the Student for the time period when it was alleged that the Student did not receive XXXXX. If appropriate, the group will develop a plan for providing timely compensatory and/or remedial services with a completion date not to extend beyond XXXXX, 2019. The District will provide the Student's parent/guardian with notice of the procedural safeguards, including the right to challenge the group's determination through an impartial due process hearing.

Reporting Requirements:

- a. Within one week of the meeting, the District will submit to OCR a copy of the meeting minutes or similar documentation from the meeting, including an explanation for decisions made, a description of and schedule for providing compensatory and/or remedial services (if any) to the Student, the notice of procedural safeguards, the written invitation to the Student's parent/guardian, and a list of meeting attendees. OCR will review the documentation submitted to ensure that the District met the procedural and other requirements of the regulation implementing Section 504, at 34 C.F.R. §§ 104.34, 104.35, and 104.36, in making these determinations.
 - b. If the parent does not attend the meeting, the District will provide the Student's parent/guardian with written notice of the outcome of the meeting within 14 days of the date of the meeting, including an explanation for decisions made and a description of and schedule for providing compensatory and/or remedial services (if any) to the Student. If applicable, the District will provide a copy of this written notice to OCR.
 - c. By September 15, 2019, 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 1, 2019, the District will train all instructional staff and administrators at the School on the District's Section 504 policies and procedures and the requirements of Section 504 and Title II. The training will emphasize the Division's obligations under Section 504 to provide the related aids and services that are required by a student's Section 504 Plan.

Reporting Requirements:

- a. By April 1, 2019, the Division will provide for OCR’s review and approval a copy of the training materials prepared for this provision, including the name(s), title(s), and qualifications of the trainer(s), and any handouts or presentations developed for this training.
- b. Within 10 days of the completion of the approved trainings, the Division will provide OCR with documentation confirming completion of the training, including: (a) the date(s) of each training session(s) and (b) a sign-in sheet including the list of names and titles of the Division personnel who participated in each training session.

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 the 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 and obligations of this Agreement. Upon the District’s satisfaction of the commitments made under this Agreement, OCR will close this case.

The District understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of this 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.

By: _____ Date: _____
Dr. Lewis D. Ferebee, Chancellor