

RESOLUTION AGREEMENT
Beaufort County Schools
OCR Complaint No. 11-19-1143

Beaufort County Schools (the District) agrees to fully implement this Resolution Agreement (Agreement) to resolve the allegation investigated in Office for Civil Rights (OCR) Complaint No. 11-19-1143. 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 June 3, 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 the Student may not have received appropriate regular and/or special education or related services, from April 9, 2018 to June 8, 2018. If appropriate, the group will develop a plan for providing timely compensatory and/or remedial services with a completion date not to extend beyond September 30, 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. Within 10 calendar days after receiving OCR's approval, the District will provide the Student's parent/guardian with written notice of the outcome of the meeting, including an explanation for decisions made and a description of and schedule for providing compensatory and/or remedial services to the Student. The District will provide a copy of this written notice to OCR.
 - c. By September 30, 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, documentation of the District's attempted efforts to provide services should it be unable to complete it, and the name(s) of the service provider(s).
2. By September 30, 2019, the District will review the Student's grades and determine any changes necessary to address any impact caused by the allegedly missed homebound instruction on the Student's grades.

Reporting Requirements:

The Department of Education's mission is to promote student achievement and preparation for global competitiveness by fostering educational excellence and ensuring equal access.

- a. By October 7, 2019, the District will provide OCR with documentation confirming the implementation of any any grade changes deemed appropriate by the District’s review.

3. By June 3, 2019, the District will send a memorandum to the service provider(s) that it uses to provide students with disabilities with homebound services reminding it that its service logs must be fully completed for all students, and that the logs must include the hours provided, any unsuccessful attempts to provide services, and (if unsuccessful) the reason(s) why the attempt was unsuccessful.

Reporting Requirements:

- a. By June 10, 2019, the District will provide OCR with a copy of the memorandum sent to the service provider(s).

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: _____
Superintendent