

**RESOLUTION AGREEMENT**  
**Asheville City Schools**  
**OCR Complaint No. 11-19-1409**

Asheville City Schools (the District) agrees to fully implement this Resolution Agreement (Agreement) to resolve the allegation(s) investigated in Office for Civil Rights (OCR) complaint No. 11-19-1409. 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.

**Action Item #1**

By March 2, 2020, the District will review and revise Board Policy 4130 (Discretionary Admission of Out-of-District Student), Board Policy 4130-P(A) (Revocations of Admission for Out-of-District Students), and Board Policy 4130-P(B) (Renewal of Admission for Out-of-District Students), and any additional policies and/or procedures related to the Discretionary Out-of-District Admissions process to ensure that students with disabilities are provided an equal opportunity to apply and to be considered for the District's discretionary out-of-district admissions for the initial year and each subsequent year the student applies.

**Reporting Requirements:** By March 15, 2020, the District will provide OCR a copy of the policies pertaining to Action Item #1.

**Action Item #2**

By March 31, 2020, the District will provide training to all District staff who are involved in the District's discretionary out-of-district admissions process on the District's revised policies and procedures discussed in Action Item #1. The training will emphasize that students with disabilities must have an equal opportunity to participate in the District's discretionary out-of-district admissions.

**Reporting Requirements:** By April 15, 2020, the District will provide OCR documentation pertaining to Action Item #2.

**Action Item #3**

By March 1, 2020, the District will inform the Complainant that she can apply to the District's discretionary out-of-district admissions for the 2020-2021 school year.

**Reporting Requirements:** By April 15, 2020, the District will provide OCR all documentation related to the District's invitation to the Complainant to apply to the District's discretionary out-of-district admissions and the Complainant's response. By July 1, 2020, if the Complainant submits an application for the District's discretionary out-of-district admissions for the Student, the District will provide OCR all documentation related to the Student's application and the District's determination.

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: \_\_\_\_\_  
Dr. Bobbie Short, Interim Superintendent

Date: \_\_\_\_\_