

**RESOLUTION AGREEMENT**  
**Fayetteville Technical Community College**  
**OCR Complaint No. 11-19-2142**

Fayetteville Technical Community College (the College) agrees to fully implement this Resolution Agreement (Agreement) to resolve the allegation(s) investigated in Office for Civil Rights (OCR) Complaint No. 11-19-2142. This Agreement does not constitute an admission by the College of a violation of Section 504 of the Rehabilitation Act of 1973 (Section 504) or Title II of the Americans with Disabilities Act of 1990 (Title II), or any other law enforced by OCR.

1. By October 15, 2019 or other date as determined by OCR whichever is later, OCR will provide training to individuals designated by the College as individuals who will process requests for disability related accommodations on the College's obligation under Section 504 pertaining to academic adjustment and auxiliary aids, including the obligations outlined in 34 C.F.R. § 104.44(a) and 34 C.F.R. § 104.44(d). This training will include, but is not limited to, a discussion of the University's obligation to provide academic adjustments and auxiliary aids that are tailored to the specific needs of the individual requesting disability related accommodations. Training shall be conducted in facilities located on the College's campus.

Reporting Requirement:

- a. By the later of October 22, 2019 or two days after completion of the training contemplated in Paragraph 1. above, the College will submit to OCR confirmation that the training was completed, including all training materials, the name of the individual(s) who conducted the training and their qualifications, an attendance sheet that includes the name, title, and signature of all individuals in attendance, and the date(s) of the training. If the College so chooses, it may provide OCR with a draft copy of the training materials for feedback two weeks before the date of the training.
2. Within one weekday after this Resolution Agreement is signed, the College shall request any reasonable clarification it needs from Complainant's doctors to complete to engage in the interactive process with the Complainant. Within five weekdays after the training described in paragraph 1. above, the College agrees to review the Complainant's XXXX, 2019 request for disability related accommodations and her request for an extension of the Course to determine whether the Complainant is entitled to any academic adjustments and auxiliary aids while enrolled at the College. The College's review must be tailored to the individual needs of the Complainant. After making its decision, the College will notify the Complainant of its decision. When notifying the Complainant, the College must provide the Complainant with a list of any approved accommodations and, if necessary, a detailed explanation as to why it chose not to approve certain accommodations.

Reporting Requirements:

- a. Within six (6) weekdays after the training described in Paragraph 1. above is conducted, the College will provide OCR with a copy of the notice and all supporting documentation related to its determination.

The College 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 College understands that during the monitoring of this Agreement, if necessary, OCR may visit the College, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the College has fulfilled the terms and obligations of this Agreement. Upon the College's satisfaction of the commitments made under this Agreement, OCR will close this case.

The College 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 College written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

By: \_\_\_\_\_ Date: September 20, 2019  
J. Larry Keen  
President,  
Fayetteville Technical Community College