

**RESOLUTION AGREEMENT**  
**Alamance-Burlington School System**  
**OCR Complaint No. 11-21-1015**

Alamance-Burlington School System (the District) agrees to fully implement this Resolution Agreement (the Agreement) to resolve the allegation investigated in Office for Civil Rights (OCR) Complaint No. 11-21-1015. 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.

**Action Item A: The Student**

By June 30, 2021, after providing proper written notice to the Student's parents (the Complainant and her husband), the District will convene a group of persons knowledgeable about the Student, making all reasonable efforts to include the Student's parents, to discuss whether the Student requires the provision of compensatory and/or remedial services for the timeframe from XXXXX through the date of this Agreement. If the group determines that the Student requires such compensatory and/or remedial services, the group will develop a plan for providing timely compensatory and/or remedial services with a completion date not to extend beyond December 31, 2021. The District will provide the Student's parents with written notice of the outcome of 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, and notice of the procedural safeguards, including the right to challenge the group's determination through an impartial due process hearing.

**Reporting Requirements:**

1. Within one week of the meeting of the group of persons knowledgeable about the Student, 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, and a list of meeting attendees. The District will also submit to OCR a copy of the written invitation to the Student's parents and a copy of the notice of the outcome of the meeting that was provided to the Student's parents. 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.
2. By January 15, 2022, if applicable, 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).

**Action Item B: Training**

By September 1, 2021, the District will provide training to relevant District staff, including but not limited to the District's XXXXX, the District's XXXXX, and the District's XXXXX, including the XXXXX at XXXXX (the School), regarding the provision of FAPE and the evaluation and placement requirements of Section 504, at 34 C.F.R. §§ 104.33 and 104.35. The training will emphasize the District's obligations under Section 504 to timely identify and evaluate students who, because of a disability, need or are believed to need special education and/or related aids and services; to ensure that in interpreting evaluation data and in making placement decisions, that information obtained from all sources is documented and carefully considered; to timely reevaluate students when there is information to suggest that a student's current array of regular or special education and related aids and services may not meet the student's individual needs; and, to identify and refer students to the EC Department, as appropriate.

**Reporting Requirements:**

1. By July 15, 2021, the District will submit for OCR's review and approval the proposed training materials, as described in Action Item B. The District will also identify the individual(s) who will conduct the training and their qualifications.
2. By September 15, 2021, the District will provide documentation to OCR demonstrating that the training was provided consistent with Action Item B above, including: (a) the name(s) of the individual(s) who conducted the trainings; (b) a list of the individuals who attended the trainings and their positions; (c) the date(s) the training was conducted; and, (d) copies of any training materials disseminated.

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 terms and obligations of this Agreement, OCR will close this complaint.

The District understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of this Agreement and/or the applicable statutes and regulations. Before initiating such proceedings, OCR will give the District written notice of the alleged breach and 60 calendar days to cure the alleged breach.

By: \_\_\_\_\_/s/\_\_\_\_\_ Date: 4/22/2021\_\_\_\_\_  
W. Bruce Benson, Ed.D.  
Superintendent (or Designee)  
Alamance-Burlington School System