RESOLUTION AGREEMENT
Anderson County School District 3
OCR Case No. 11-21-1295

Anderson County School District 3 (the District) agrees to fully implement this Resolution Agreement (Agreement) to resolve the allegation investigated in Office for Civil Rights (OCR) Case No. 11-21-1295. 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. **Section 504 Procedures**: The District will review and, as necessary, revise its Section 504 procedures to ensure the prompt identification and evaluation of students who need or are believed to need special education or related aids and services because of a disability. The Section 504 procedures will include a statement indicating that anyone, including teachers, administrators and other staff, who reasonably believes that a student may need special education or related aids and services because of a disability can refer that student for an evaluation.

   Reporting Requirements:
   a. The District will submit revised draft Section 504 procedures to OCR by March 15, 2022 for OCR's review and approval.

   b. Within 15 calendar days after OCR approves the procedures, the District will disseminate the revised procedures to all administrators and instructional staff, and post a link to the revised procedures in an easily accessible location on the District's web site.

2. **Training**: The District will provide training to all administrators and staff involved in the 504 process, including but not limited to all principals, assistant principals, and Multi-Tiered System of Support (MTSS) team members, regarding the District's obligation to timely identify and evaluate a student who needs or is believed to need special education or related aids and services because of a disability. The training will include a discussion of: (a) how a school district's implementation of general education interventions through the MTSS process must not delay or deny an evaluation for students suspected of having a disability and needing special education or related services; (b) how mitigating measures such as a prescribed medication typically may not be considered in assessing whether an impairment substantially limits a major life activity; and (c) how documentation is not necessary for an evaluation referral.

   Reporting Requirements:

   a. Within 30 calendar days of the date of this Agreement, the District will provide for OCR's review and approval a copy of its training plan, including the name and qualifications of the trainer, the planned agenda, and any presentations, handouts, or other materials the District plans to use for the training.

    b. Within 30 calendar days after OCR's approval of the training plan, the District will conduct the training and provide verification that it took place, including a copy of a sign-in sheet(s) with the name, title, and signature of every attendee to OCR.

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 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 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: _____   Date: _____
    Kathy Hipp   February 4, 2022
    Superintendent
    Anderson County School District 3