

REPORTING REQUIREMENTS: By January 13, 2017, the District will provide OCR with documentation to demonstrate its implementation of Item 1, including: (i) documentation showing when the Team met, who was present, what was discussed, the Team’s decisions, and the bases for those decisions; (ii) copies of any meeting minutes; (iii) a copy of any IEP and/or nurse care plan/health plan developed for the Student; (iv) documentation of any input provided by the Student’s guardian and showing that procedural safeguards were provided to her; (v) a copy of the notification sent to the Student’s guardian; and (vi) any other documentation relevant to the determinations reached in accordance with Item 1. OCR will review the documentation submitted to ensure that the District met the procedural requirements of the regulation implementing Section 504, at 34 C.F.R. §§ 104.34, 104.35, and 104.36, in making its determinations.

2. By December 30, 2016, the District will provide training to all relevant staff and administrators on the appropriate use of the Student’s XXXXXXXXX XXXXXXXXX pursuant to the Student’s IEP and/or nurse care plan/health plan developed according to Item 1. The District will invite the Student’s guardian to attend this training and, if she indicates she would like to attend the training, the District will make reasonable efforts to schedule the training at a time when the guardian is available.

REPORTING REQUIREMENT: By January 13, 2017, the District will provide OCR with documentation showing that Item 2 has been implemented. The documentation will include information about the date(s) of the training(s); copies of any training materials distributed; and the name and title of the person(s) who attended the training. If the Student’s guardian did not attend the training, the District will provide OCR with an explanation for her absence and any documentation of the District’s efforts to schedule the training.

3. The District will provide training to staff and administrators at Central Grade School on the following:
 - a. the prohibition of retaliation under Section 504 and Title II, the rights of individuals to engage in activity protected by Section 504 and Title II, including at a minimum a notification that Section 504 and Title II prohibit the District from intimidating, threatening, coercing or discriminating against any individual for the purpose of interfering with any right or privilege secured by Section 504 or Title II or because an individual has made a complaint, testified, assisted, or participated in any manner in an investigation, proceeding, or hearing under those laws; and
 - b. the District’s legal obligations under Section 504 and Title II regarding the use of restraint, including but not limited to training on how use of a device such as a stroller could constitute the use of restraint under certain circumstances.

The training will be provided by a person knowledgeable about Section 504 and Title II.

REPORTING REQUIREMENT: By January 13, 2017, the District will submit for OCR’s review and approval a copy of its proposed training materials to implement Action

Step 3, along with the name and qualifications of the proposed trainer demonstrating that he/she is a competent authority on Section 504 and Title II. After OCR’s approval of the training materials and trainer qualifications, and **by no later than June 2, 2017**, the District will provide OCR with documentation showing that Item 3 has been implemented. The documentation will include information about the date(s) of the training(s); copies of the agenda and any training materials distributed; the name and qualifications of the person(s) who provided the training; and a copy of the sign-in sheets of attendees, indicating name and job title.

General Requirements

The District understands that OCR will not close the monitoring of this agreement until OCR determines that the District has fulfilled the terms of this agreement in compliance with Section 504 and its implementing regulation at 34 C.F.R. § 104.4, 104.33, and 104.61 and the Title II implementing regulation at 28 C.F.R. § 35.130 and § 35.134.

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 this agreement. Further, the District understands that during the monitoring of this agreement, 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 fulfilled the terms of this agreement and is in compliance with Section 504 and its implementing regulation at 34 C.F.R. § 104.4, 104.33, and 104.61 and the Title II implementing regulation at 28 C.F.R. § 35.130 and § 35.134.

The District understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this Agreement. Before initiating administrative enforcement (34 C.F.R. §§ 100.9, 100.10), or judicial proceedings to enforce this Agreement, OCR shall give the District written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

/s/

Nov. 14, 2016

Superintendent or Designee

Date