

Resolution Agreement
Bay Village City School District
OCR Docket #15-15-1320

Bay Village City School District (the District) submits the following resolution agreement (Agreement) to the U.S. Department of Education's Office for Civil Rights (OCR) to ensure the District's compliance with Title IX of the Education Amendments of 1972, 20 U.S.C. § 1681 *et seq.*, and its implementing regulation, 34 C.F.R. Part 106 (Title IX), and to resolve the above-referenced complaint. Accordingly, the District agrees to take the following action steps:

1. By **September 27, 2016**, the District will revise and submit to OCR for review a plan to ensure that tenth, eleventh, and twelfth grade male students are provided with an opportunity to participate in a for-credit choir class that is equal to the opportunity provided to girls, but based on criteria that do not constitute a violation of Title IX, such as vocal range or quality.
2. By **September 27, 2016**, the District will revise and submit to OCR for review its criteria for admission into the Treble Ensemble to clarify that participation is not limited to girls only, but rather, is based on criteria that do not constitute a violation of Title IX, such as vocal range or quality.
3. Within 60 calendar days of the District's receipt of the OCR-approved plan referenced Action Step 1 above, the District will adopt and implement the OCR-approved revised plan. The plan will be effective for the 2017-2018 school year and will be in place and implemented prior to course scheduling for the 2017-2018 school year. Within 60 calendar days of the District's receipt of OCR's approved criteria for admission into the Treble Ensemble referenced in Action Step 2 above, the District will adopt and publish the revised criteria on its website, modify its 2017-2018 course catalog accordingly, and will notify students at the District's high school that for the 2016-2017 school year, students can participate in the Treble Ensemble regardless of their gender.
4. The District will ensure that any music offerings at the District, including extracurricular programs and course offerings, will be added in a manner consistent with Title IX and its regulatory requirements.

REPORTING REQUIREMENT: By **September 27, 2016**, the District will submit to OCR the plan and criteria as described in Action Steps 1 and 2 for review and approval. Within 60 calendar days of the District's receipt of the OCR-approved plan referenced in Action Step 1 and the criteria referenced in Action Step 2, the District will provide documentation to OCR verifying its implementation of Action Step 3 of the Agreement, including a link to any new course offerings on the District's website, any notices issued, and documentation confirming the implementation of the plan referenced in Action Step 1 and a course catalog containing the revised criteria for the Treble Ensemble as referenced in Action Step 2.

5. By **September 27, 2016**, the District will provide training to all District building administrators regarding Title IX and the regulatory requirements for single-sex classrooms. The training will include information from OCR’s guidance document, issued December 1, 2014, titled “Questions and Answers on Title IX and Single-Sex Elementary and Secondary Classes and Extracurricular Activities.”

REPORTING REQUIREMENT: By **September 27, 2016**, the District will submit information to OCR documenting its implementation of Action Step 5, including: the date(s) of the training(s); a copy of the training agenda; copies of the training materials used; the name, title, and qualifications of the person(s) who provided the training(s); and sign-in sheets showing the names and job titles of all persons who attended the training.

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 and is in compliance with Title IX and its implementing regulation at 34 C.F.R. §106.34, which was at issue in this case.

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, 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 of this Agreement and is in compliance with Title IX and its implementing regulation at 34 C.F.R. § 106.34.

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

06/20/2016

Superintendent or designee

Date