

**RESOLUTION AGREEMENT**  
**Kent State University**  
**OCR Docket #15-16-2130**

Kent State University (the University) submits this Resolution Agreement (the Agreement) to the U.S. Department of Education, Office for Civil Rights (OCR), to resolve the above-referenced complaint and to ensure the University's compliance with Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794, and its implementing regulation at 34 C.F.R. Part 104, and with Title II of the Americans with Disabilities Act of 1990, 42 U.S.C. § 12131 *et seq.*, and its implementing regulation at 28 C.F.R. Part 35.

The University agrees to take the actions listed below in order to provide individuals with disabilities, in particular those with mobility impairments, equal access to restrooms for the University's programs at the University's Memorial Athletic and Convocation Center (the MAC Center). Modifications made pursuant to this Agreement will be done in accordance with the applicable requirements of the 2010 ADA Standards for Accessible Design (the 2010 ADA Standards).

The University voluntarily agrees to do the following.

**Action Step**

By **February 1, 2017**, the University will ensure that, for each location at the University's MAC Center where restrooms are open during public events, the University will provide, a single-user designated accessible restroom or a restroom stall that complies with the 2010 ADA Standards for restrooms and toilet compartments; and provides toilet compartment doors and coat hooks and/or shelves that are comparable to the toilet stall doors and coat hooks and/or shelves provided in the other restrooms and toilet stalls at the MAC Center, and which comply with the 2010 ADA Standards at 604.8.1.2 (doors) and 604.8.3 (coat hooks and shelves).

**Reporting Requirement**

By **February 14, 2017**, the District will submit documentation to OCR, including but not limited to photographs, work orders, purchase orders, and project plans verifying implementation of the Action Step above. OCR may conduct an onsite visit to the University to confirm full implementation of these items in accordance with the 2010 ADA Standards.

**General Requirements**

The University understands that OCR will not close the monitoring of this Agreement until OCR determines that the University has fulfilled the terms of this Agreement and is in compliance with Section 504 and its implementing regulation at 34 C.F.R. §§ 104.4 and 104.21-23, and Title II and its implementing regulation at 28 C.F.R. §§ 35.130 and 35.149-151, which were at issue in this case.

The University 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 University understands that during the monitoring of this Agreement, if necessary, OCR may visit the University, interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the University has fulfilled the terms of this Agreement and is in compliance with Section 504 and its implementing regulation at 34 C.F.R. §§ 104.4 and 104.21-23, and Title II and its implementing regulation at 28 C.F.R. §§ 35.130 and 35.149-151, which were at issue in this case.

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

/s/

11/10/16

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President or designee  
Kent State University

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Date