

RESOLUTION AGREEMENT
Boardman Local School District
OCR Docket No. 15-17-1269

The Boardman Local School District (the District) submits this Resolution Agreement to the U.S. Department of Education, Office for Civil Rights (OCR), to resolve the above-referenced complaint and ensure its compliance with Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 U.S.C. § 794, and its implementing regulation at 34 C.F.R. Part 104 and Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. § 12131 et seq., and its implementing regulation at 28 C.F.R. Part 35. This agreement is being voluntarily submitted by the District before the completion of OCR's investigation and any issuance of findings. Pursuant to the agreement, the District agrees to take the following steps:

School-wide Remedies

By **September 15, 2019**, the District will provide the teachers at XXXXX XXXXX XXXXX with training on Section 504 and Title II. The training will be conducted by an individual with expertise in Section 504 and Title II and will cover, at a minimum, Section 504 and Title II's prohibition against disability discrimination and the District's obligation to provide students with disabilities with a free and appropriate public education (FAPE) in accordance with the Section 504 regulation at 34 C.F.R. § 104.33. The training will emphasize the District's obligation to provide FAPE to students with food allergy disabilities, the types of services necessary to provide these students with FAPE, and the importance of fully implementing these students' education plans (e.g., Section 504 plans) in order to ensure they receive a FAPE.

REPORTING REQUIREMENT: By **August 1, 2019**, the District will submit for OCR's review and approval a copy of the training materials it intends to use, 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 September 15, 2019**, the District will provide OCR with documentation showing that Item 1 has been implemented. The documentation will include the date(s) of the training(s); copies of the agenda and any training materials distributed; and a copy of the sign-in sheets of attendees, indicating their names and job titles.

GENERAL REQUIREMENTS

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. § 104.61 and the Title II implementing regulation at 28 C.F.R. § 35.134. Upon completion of the obligations under this Agreement, OCR shall close this case.

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/

6/24/17

Superintendent or Designee

Date