

**Genesee Intermediate School District  
Resolution Agreement  
OCR Docket #15-17-1313**

Genesee Intermediate School District (the District) voluntarily submits this Resolution Agreement (Agreement) to the U.S. Department of Education, Office for Civil Rights (OCR), for the purpose of resolving the above-referenced complaint and ensuring compliance 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, as well as Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794, and its implementing regulation at 34 C.F.R. Part 104.

The District agrees to take the following actions:

1. By May 2, 2022, the District will draft or revise and submit to OCR for review and approval its policies and procedures regarding the use in the District of service animals by students, employees, parents or guardians, members of the public, participants in services, programs, or activities, and invitees with disabilities to ensure that the policies and procedures are consistent with the Section 504 implementing regulation at 34 C.F.R. § 104.4 and the Title II implementing regulation at 28 C.F.R. §§35.104, 35.130, and 35.136.

**Reporting Requirements:** By May 2, 2022, the District will submit to OCR for review and approval its revised or drafted policies and procedures pursuant to Item 1.

2. Within 30 school days of receipt of the OCR-approved policies and procedures developed pursuant to Item 1 above, the District will: adopt the OCR-approved policies and procedures; publish them on the District's website, along with a link that provides ready access to the policies and procedures; notify parents, guardians, and beneficiaries, by effective means such as inclusion in District newsletters and District wide-e-mail, of the policies and procedures and of where a copy may be obtained; and notify staff of the revised policies and procedures by distributing a memorandum to staff or by including notice of them in a staff meeting or in-service training.

**Reporting Requirements:** Within 30 school days of receipt of the OCR-approved policies and procedures, the District will submit information documenting its implementation of Item 2, including a link to the policies and procedures on any District website, copies of the written notification issued to parents and guardians, and an explanation of how staff were notified of the revised policies and procedures, along with a copy of all written notices, if any.

3. Within 60 school days of OCR approving the District's policies and procedures, the District will provide training to District staff by a qualified individual about the District's revised policies and procedures related to service animals, as well as the requirements of Section 504 and Title II regarding (1) service animals, and (2) the reevaluation process that must be followed before significantly changing the placement of a student with a disability.

**Reporting Requirements:** Within 30 days of completing the training above, the District will provide OCR with documentation to demonstrate its compliance with Item 2 above, including: the date(s) of the training provided; sign-in sheets with the name and job title of each staff member who attended the training; the names, titles, and qualifications of the individuals who conducted the training; and a copy of any materials used or distributed during the training and an outline of what was covered in the training if not self-evident from the materials.

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 the Agreement. Upon the District's satisfaction of the terms and obligations of the Agreement, OCR will close the case.

The District understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of the Agreement and/or applicable statute(s) and regulation(s). Before initiating such proceedings, OCR will give the District written notice of the alleged breach and 60 calendar days to cure the alleged breach.

The Agreement will become effective immediately upon the signature of the District's representative below.

/s/

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Superintendent

3-24-2022

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Date