Barnesville Exempted Village School District
Resolution Agreement
OCR Docket #XXXXXXXXXX


The District agrees to take the following actions:

1. By XXXXXXXXXXXXXX the District will convene XXXXXXXXXXXXXXXXXXXXXXX XXXXXXXXXXXXXXXX to determine whether the Student requires compensatory education or other remedial services as a result of XXXXXXXXXXXXXXXXXXXXXXXXXX. When making the determination regarding compensatory education or other remedial services, the IEP Team will consider whether XXXXXXXXXX XXXXXXX XXXXXXXXXXXXXXXXXX denied or interfered with the Student’s ability to participate in or benefit from a District’s educational program or activities and/or resulted in the denial of FAPE to the Student. The Team will develop XXXXXXXXXXXXXX XXXXXXXXXXXXXXXXXXXXXXXXXXXXX XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX. The District will provide the Student’s parent(s) with a meaningful opportunity to provide input into these determinations, notice of the determinations made, and notice of the procedural safeguards available to the parent(s) under 34 C.F.R. § 104.36, including the right to challenge such determinations through an impartial due process hearing should the parent(s) disagree.

**Reporting Requirements:**

By XXXXXXXXXXXXXXXX the District will submit to OCR documentation showing implementation of Item 1 above, including a copy of any meeting minutes, a copy of any plan developed for the Student, documentation of any input provided by the Student’s parent(s) and showing that procedural safeguards were provided to the parent(s), and any other documentation relevant to the determinations reached in accordance with Item 1 above. If the District determined that no compensatory education or other remedial services were necessary, the District will provide a written explanation of the reasons for that determination, along with any supporting documentation. 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 these determinations.
By XXXXXXXXXXXXXXXXXX the District will provide documentation to OCR of the dates, times, and locations that any compensatory education or other remedial services were provided to the Student, including the name(s) and title(s) of the service provider(s).

2. By XXXXXXXXXXXXXXXXXX the District will send an offer XXXXXXXXXXXXXX XXXXXXXXXXXXXXXXXXX to XXXXXXXX XXXXXXXX XXXXXXXX XXXXXXXX XXXXXXXX XXXXXXXX XXXXXXXX XXXXXXXX XXXXXXXX XXXXXXXX XXXXXXXX who attended XXXXXXXX XXXXXXXX XXXXXXXX XXXXXXXX during XXXXXXXX XXXXXXXX school year, regarding the events underlying this OCR complaint. The offer will be for XXXXXXXXXXXXXXXXXXXXXXXXXX XXXXXXXXXXXXXXXXXXXXXXXXX XXXXXXXXXXXXXXXXXXXXXXXXX XXXXXXXXXXXXXXXXXXXXXXXXX XXXXXXXXXXXXXXXXXXXXXXXXX XXXXXXXXXXXXXXXXXXXXXXXXX XXXXXXXXXXXXXXXXXXXXXXXXX XXXXXXXXXXXXXXXXXXXXXXXXX XXXXXXXXXXXXXXXXXXXXXXXXX.

Reporting Requirement: By XXXXXXXXXXXXXXXXXX the District will submit documentation to OCR demonstrating its compliance with Item 2, including XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX.

3. By XXXXXXXXXXXXXXXXXX the District will provide training regarding disability-based harassment to all District administrators who are responsible for implementing Section 504 and Title II and all administrators and instructional staff. The training will address the District’s policy prohibiting discriminatory harassment on the basis of disability and the responsibility of staff to report incidents of possible harassment and the procedures for doing so and will provide instruction on how to recognize and take steps reasonably designed to prevent and respond appropriately to such harassment. The training will further review the content of the District’s Section 504/Title II grievance procedures. This training will be conducted by a person knowledgeable about these subjects. In implementing this paragraph, the District may use technology and/or alternative training modes to provide the training, as long as the content meets the requirements of this paragraph and as long as the technology and/or alternative training modes selected are capable of creating documentation of the content of the training, the names of the individuals trained and the dates that the training occurred.

REPORTING REQUIREMENT: By XXXXXXXXXXXXXXXXXX the District will provide documentation to OCR to verify its implementation of Item 3. Specifically, the District will provide verification of the names and titles of administrators and staff who received the training, a list of any staff who did not participate in the training, a description of the qualifications of the presenter(s), outlines of the topics covered in the training, and any materials distributed during the training.

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 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.

___________________________________________  __________________________
Superintendent or Designee                  Date