

Reporting Requirement: By **September 23, 2022**, the District will provide OCR with copies of its revised attendance record keeping system with a sample of student attendance records (at least ten, including at least one student with a disability) as well as copies of the Student’s attendance records, showing that the District has implemented Item 5.

6. By **July 15, 2022**, the District will review and, if necessary, revise its attendance form letters, including its form XXXXXXXXXXXX XXXXXXXXXXX letter, and all of its attendance letters and forms published on the District’s website, to ensure that they are all consistent with Ohio law and internally consistent with the District’s attendance policies.

Reporting Requirement: By **July 22, 2022**, the District will provide OCR with copies of documentation, including revisions to its XXXXXXXXXXXX XXXXXXXXXXX letter, and any other attendance forms and letters the District revised, showing that the District implemented Item 6.

7. By **September 16, 2022**, the District will provide training to, at a minimum, District administrators and counselors with Section 504 responsibilities and attendance responsibilities, and the XXXXXXXX XXXXXXXX XX XXX XXXXXXXXXXX XXXXXXXX XX XXXXXXXXXXXXXXX, and the District’s XXXXXXXXXXX XX XXXXXXXX XXXXXXXXXXX, on Section 504 and Title II. The training will be conducted by a competent authority on Section 504 and Title II, and will cover, at a minimum:

- a. the District’s obligations under Section 504 and Title II to not, on the basis of disability, exclude students from participation in any District program or activity, deny students the benefits of any District program or activity, or otherwise subject any student to discrimination on the basis of disability. The training will address the District’s obligation to modify its policies in some instances, such as its attendance policy, to ensure that students with disabilities are not XXXXXXXXXXX XXX XXXXXXXXXXX resulting from disabilities.
- b. the District’s responsibility under Section 504 to provide qualified students with a disability a free appropriate public education (FAPE), as defined by 34 C.F.R. § 104.33, which defines FAPE as the provision of regular or special education and related aids and services that are designed to meet the individual educational needs of students with disabilities as adequately as the needs of nondisabled students are met, and that are developed in accordance with Section 504’s procedural requirements at 34 C.F.R. §§ 104.34 - 104.36 regarding educational setting, evaluation, placement, and procedural safeguards. The training will cover the requirement that District decisions regarding necessary special education or related aids and services for any qualified student with a disability must be based on the individual educational needs of such student and that policy modifications be considered if necessary. The training will also cover the importance of ensuring that Section 504 plans, and other similar plans, e.g., Individualized Education Plans (IEPs) clearly state the accommodations and services to be provided and how they will be provided. The training will also cover the

importance of fully implementing student education plans, such as Section 504 plans, in order to provide FAPE.

Reporting Requirement: By **September 23, 2022**, the District will provide OCR with the date(s) of the training(s); a copy of the training agenda; copies of 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 and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of the Agreement and/or Section 504 and Title II and their implementing regulations, 34 C.F.R. Part 104 and 28 C.F.R. Part 35. 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 District understands that OCR will not close the monitoring of this Agreement until OCR determines that the District has demonstrated compliance with all the terms of this Agreement and is in compliance with Section 504 and Title II and their implementing regulations, 34 C.F.R. Part 104 and 28 C.F.R. Part 35, which were at issue in this complaint.

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

Superintendent or Designee

Date