

**Resolution Agreement
Baltimore City Public Schools
OCR Docket Number 03141201**

To resolve the allegations in the above-referenced complaint filed with the U.S. Department of Education, Office for Civil Rights (OCR), under Section 504 of the Rehabilitation Act of 1973 (Section 504) and its implementing regulation at 34 C.F.R. Part 104 and Title II of the Americans with Disabilities Act (Title II) and its implementing regulation at 28 C.F.R. Part 35, which prohibit discrimination on the basis of disability, Baltimore City Public Schools (the District) voluntarily enters into this Resolution Agreement (Agreement) and makes the following commitments to OCR. This Agreement does not constitute an admission of liability on the part of the District, nor does it constitute a determination by OCR that the District violated any of the regulations enforced by OCR.

ACTION STEPS

1. The District acknowledges its obligation under Section 504 and Title II to ensure that no person, on the basis of disability, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination in any District program or activity. The District further recognizes its obligation under the regulation implementing Section 504 at 34 C.F.R. § 104.33 to provide a free appropriate public education to each qualified student with a disability in its jurisdiction. In addition, the District recognizes its obligations under Section 504 at 34 C.F.R. § 104.35(c) to ensure that the evaluation and placement process includes consideration of information from a variety of sources, including input from parents/guardians.
2. By June 1, 2015 the District shall disseminate a memorandum to all administrators and staff, stating that different treatment of students on the basis of disability is a violation of Section 504, Title II, and the implementing regulations of each at 34 C.F.R. § 104.4 and 28 C.F.R. § 35.130. The memorandum will also remind staff of the District's obligation to provide a free appropriate public education to each qualified student with a disability in its jurisdiction. In addition, the District recognizes its obligations under Section 504 at 34 C.F.R. § 104.35(c) to ensure that the evaluation and placement process includes consideration of information from a variety of sources, including input from parents/guardians.

Reporting Requirement: By June 30, 2015, the District will provide OCR with a copy of the memorandum sent to all staff and administrators at the School pursuant to Item 2, including the names and titles of all recipients of the memorandum, and the District's method of distribution.

IEP Team Meeting

3. By May 1, 2015, the District will send the Complainant XX – Paragraph deleted – XX.
4. XX – Paragraph deleted – XX.

