

**Resolution Agreement
Clermont-Northeastern Local Schools
OCR Docket #15-15-1153**

The Clermont-Northeastern Local Schools (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 compliance with Section 504 of the Rehabilitation Act of 1973, 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, 42 U.S.C. § 12131 *et seq.*, and its implementing regulation at 28 C.F.R. Part 35. The District agrees to take the following actions:

ACTION STEPS – District-wide Remedies

1. By November 15, 2015, the District will provide mandatory Section 504 and Title II training to the District's superintendent, Section 504/ADA compliance officers, special education coordinator, and all staff at the District's elementary school who are involved in the identification, evaluation and placement of students with disabilities, including but not limited to, the elementary school principal, assistant principal and teachers. The training shall be provided by a source with expertise in Section 504 and Title II and shall cover, at a minimum, Section 504 and Title II's prohibition against discrimination and different treatment on the basis of disability, Section 504 and Title II's requirements regarding the identification, evaluation, re-evaluation, and placement of students with disabilities; the District's policies and procedures regarding the identification, evaluation, reevaluation and placement of students with disabilities; and Section 504 and Title II's requirement that students with disabilities be provided with a free and appropriate public education (FAPE).

REPORTING REQUIREMENT: By November 30, 2015, the District will provide OCR with documentation of its compliance with Action Step 4, including the date(s) of the training, the name, title and qualifications of the individual providing the training, a copy of any materials referenced or distributed during the training, and a sign in sheet with the names and titles of the individuals who attended the training.

General Requirements

The District understands that OCR will not close the monitoring of this agreement until OCR determines that the District has fulfilled the terms of this agreement and is in compliance with Section 504 and its implementing regulation at 34 C.F.R. § § 104.4, 104.33(a), 104.35(d) and the Title II implementing regulation at 28 C.F.R. § 35.130, which were at issue in this case.

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, 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 of this agreement and is in compliance with Section 504 and its implementing regulation at 34 C.F.R. § § 104.4, 104.33(a), 104.35(d) and the Title II implementing regulation at 28 C.F.R. § 35.130.

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 will give the District written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

_____/s/_____
Superintendent or Designee

09/25/2015_____
Date