

**Resolution Agreement
Pawtucket School District
OCR Case Number 01-10-1213**

In order to resolve the above-referenced complaint, pursuant to Section 504 of the Rehabilitation Act of 1973 and its implementing regulation found at 34 C.F.R. Part 104 (Section 504) and Title II of the Americans with Disabilities Act of 1990 and its implementing regulation found at 28 C.F.R. Part 35 (Title II), Pawtucket School District (District) voluntarily agrees to take the following actions:

1. Develop a policy and procedure for retaining documents related to the evaluation and placement of students pursuant to Section 504 and Title II; including, but not limited to, answer sheets, raw data, and test protocols containing test answers, that form the basis of evaluation reports on which a student's eligibility and placement regarding regular or special education and related aids and services are determined (hereafter referred to as "supporting evaluation documents").
2. Notify parents and guardians of students currently on Individualized Education Plans (IEPs) or Section 504 Plans of their right to review supporting evaluation documents.
3. In the event that the identification, placement, or provisions of specialized instruction or related services was based on evaluations conducted by the District or the District's consultants, and the District cannot produce supporting evaluation documents, offer to conduct new evaluations for those students.
4. Issue a directive to all administrators and relevant staff informing them of the policy and procedure, referenced in item 1, above.
5. Provide training to all current and future staff responsible for implementing the policy and procedure referenced in item 1, above.

Reporting Requirements:

The District agrees to:

- A. By February 15, 2011, submit a draft policy and procedure for retaining documents related to the evaluation and placement of students in accordance with Section 504 and Title II, pursuant to item 1, above.

Within 20 days of receipt of OCR's approval of the final version of the policy and procedure, provide documentation, including a website link, that the District has published notice of the policy and procedure.

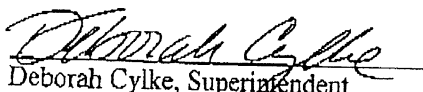
- B. By April 15, 2011, provide documentation of notice to parents and guardians of students currently on IEPs or 504 Plans of their right to review evaluation documents pursuant to item 2, above.

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- C. By October 30, 2011, and then by January 15, 2012, provide documentation (including number of requests, the District's response to such requests, and copies of evaluations) of students whose parents or guardians have requested that new evaluations be conducted because the District could not produce supporting evaluation documents, as stated in item 3, above. By March 1, 2012, provide a subsequent report regarding such requests.
- D. By April 15, 2011, provide documentation of the directive issued to all administrators and relevant staff in item 4, above.
- E. By April 15, 2011, provide documentation of training in item 5, above.

The District understands that OCR will not close the monitoring of this agreement until OCR determines that the recipient has fulfilled the terms of this agreement and is in compliance with the regulation implementing Section 504 at 34 C.F.R. 104.35 and 104.36, which was 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 the regulation implementing Section 504 at 34 C.F.R. 104.35(c) and 104.36, which was at issue in this case.


Deborah Cylke, Superintendent
Pawtucket Public Schools

12-10-10
Date