Voluntary Resolution Agreement

Twin Falls School District (District) voluntarily agrees to take the following actions to resolve OCR Reference No. 10261066, filed with the U.S. Department of Education, Office for Civil Rights (OCR), under Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 U.S.C. § 794 and 34 C.F.R. Part 104, and Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. §§ 12131– 65 and 28 C.F.R. Part 35.

I. NOTICE AND TRAINING

a. The District will provide training to all District administrators, school administrators and special education staff, on the legal requirements of Section 504, the ADA, and the District's Special Education and Discipline procedures, specifically:

   i. Required information on an Individual Education Program (IEP), including but not limited to IEPs for students who transfer to the district;
   ii. What constitutes a free appropriate public education and the District's responsibility in providing IEP services and supports;
   iii. Discipline for students with disabilities;
   iv. The role of Behavior Intervention Plans in discipling students with disabilities; and
   v. District process for holding IEP meetings and reviewing placements when students are not making progress in their placement or otherwise unable to access FAPE due to behavior.

b. The District will also provide training to any District administrator who is involved in disciplinary decisions related to students with disabilities. This training will provide information about the manifestation determination process and how exclusion of a student can constitute a change of placement.

Reporting Requirements

1. Within 30 days of signing of the Agreement, the District will provide OCR, for its review and approval, a written plan for the trainings required in Section II.a and b, including: the name and qualifications of the trainer, a training agenda, and a copy of the training materials for each training.

2. Within 30 days of receiving OCR's approval of the training plan, the District will provide OCR with documentation demonstrating its compliance with Section II.a and b, including: the date of the training, a copy of the training materials provided to participants, list of attendees that identifies them by name and title, and if any required staff were unable to attend the training, the documentation will include information about how and when these individuals will be trained.

II. STUDENT REMEDY

a. The District will convene an IEP meeting for the Student to determine what new evaluations are necessary to create a plan to provide the student FAPE.

b. The Student's IEP team will determine whether the Student needs compensatory services as a result of any failure on the part of the District to, during the 2025-2026 school year, 1) conduct a manifestation determination meeting after the Student's exclusions indicated a pattern of disability related behaviors; 2) hold an IEP meeting after the initial transfer meeting when the Student transferred into the school to determine an appropriate placement/services for the Student; and 3) hold an IEP meeting after the Student had numerous tardies and other behavioral incidents to review the Student's behavior intervention plan. If the IEP team determines the Student needs such services, the team will develop a plan for providing timely compensatory services to him. The Parent will receive notice at least 10 days in advance of the meeting and an opportunity to participate.

c. The District will offer the Parents any compensatory services it has determined needs to be provided to the Student. The District's offer will specify how the Parent can accept or reject the District's offer. The District will provide the Parent with no less than 30 days to accept the District's offer of compensatory services. If the Parents accept the District's offer of compensatory services, the District will provide the compensatory services identified in its report. If the Parent does not accept the District's offer within 30 days, the District will not be obligated under this Agreement to provide to the Student the compensatory services identified in its report.

Reporting Requirements

1. Within 30 days of signing this Agreement, the District will submit a report that it convened an IEP meeting for the Student. The report will include a copy of all records created with respect to the meeting, including all Prior Written Notice (PWN), IEP(s), attendance lists, and/or meeting minutes.

2. Within 30 days of signing this Agreement, the District will provide OCR with a report containing the District's determination with regard to compensatory services for the Student. The report shall include the information considered and a description of and schedule for providing any compensatory services (if any) to the Student. The report will also include whether the District provided the Parent notice and an opportunity to participate in the IEP meeting, and whether the Parent did so.

3. Within 30 days of receiving OCR's written approval of the District's plan to provide compensatory services, the District will provide OCR, as necessary, a report reflecting that the District offered to the Parent to provide to the Student the compensatory services approved by OCR, and whether the Parent accepted the District's offer.

4. If the Parents accept the offer for compensatory services, the District will provide OCR with a report within 20 days of completing the provision of the compensatory services, which demonstrates completion of the compensatory services plan.

GENERAL MONITORING PRINCIPLES

1. The District understands that by signing the resolution agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirements of the resolution agreement. Further, the District understands that during the monitoring of the resolution 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 resolution agreement.

2. Upon the District's satisfaction of the commitments made under the Agreement, OCR will close the case.

3. The District understands and acknowledges that OCR may initiate proceedings to enforce the specific terms and obligations of the resolution agreement and/or the 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.

This Agreement will become effective immediately upon the signature of the Superintendent or the Superintendent’s designee below.

Signed: Date: 8/10/2026

/s/

_____ _____

Superintendent
Twin Falls School District