RUM RIVER SPECIAL EDUCATION COOPERATIVE 6079-52

POLICY #521

STUDENT DISABILITY NONDISCRIMINATION

I.   PURPOSE

The purpose of this policy is to protect disabled students from discrimination on the basis of disability and to identify and evaluate learners who, within the intent of Section 504 of the Rehabilitation Act of 1973 (Section 504), need special services, accommodations, or programs in order that such learners may receive a free appropriate public education.

II.   GENERAL STATEMENT OF POLICY

A.   Disabled students who meet the criteria of paragraph C below are protected from discrimination on the basis of a disability.

B   It is the responsibility of the school district to identify and evaluate learners who, within the intent of Section 504, need special services, accommodations, or programs in order that such learners may receive a free appropriate public education.

C.   For this policy, a learner who is protected under Section 504 is one who:

1.   has a physical or mental impairment that substantially limits one or more of such person's major life activities; or

2.   has a record of such impairment; or

3.   is regarded as having such impairment.

D.   Learners may be protected from disability discrimination and be eligible for services, accommodations, or programs under the provisions of Section 504 even though they are not eligible for special education pursuant to the Individuals with Disabilities Education Act.

III.   COORDINATOR

Persons who have questions or comments should contact Tanya Tacker, Director of Special Education. Persons who wish to make a complaint regarding a disability discrimination matter may use the accompanying Student Disability Grievance Report Form. The form should be given to Tanya Tacker.

Source: Rum River Special Education Cooperative #6079

Legal References: 29 U.S.C. § 794 *et seq.* (Rehabilitation Act of 1973, § 504)
34 C.F.R. Part 104 (Implementing Regulations)

Cross References: Disability Nondiscrimination – Policy #402

Reviewed: 10/9/08, 3/19/09, 8/17/11, 9/14/11, 2/26/19, 5/8/19

Approved: 10/9/08; 10/13/11, 6/13/19