

Education of Students with Disabilities Under Section 504 of the Rehabilitation Act of 1973

It is the intent of the Star School District No. 054 to ensure that students who are disabled within the definition of Section 504 of the Rehabilitation Act of 1973 are identified, evaluated, and provided with appropriate educational services. Students may be disabled under this policy even though they do not qualify for services pursuant to the Individuals with Disabilities Education Act (IDEA).

Section 504 of the Rehabilitation Act of 1973 is a civil rights law which protects the rights of individuals with disabilities in programs and activities that receive federal financial assistance from the U.S. Department of Education. A child is a "qualified disabled person" under Section 504 if he or she (1) has a physical or mental impairment that substantially limits one or more major life activities (such as caring for one's self, performing manual tasks, walking, seeing, hearing, speaking, breathing, learning, reading, concentrating, thinking, communicating, and working), has a record of such an impairment, or is regarded as having such an impairment; and (2) is between the ages of 3 to 21 years old.

The District will comply with the federal requirements through the policies that deal with free appropriate public education, child find, equal educational opportunity, confidentiality of information, parent involvement, participation in least restrictive environment, evaluations, placement, reevaluation, programming to meet individual needs, placement procedures, nonacademic services, preschool and adult education programs, disciplinary exclusion, transportation, procedural requirements, appropriate funding, accessibility, special issues related to drug or alcohol addicted students, special considerations for students having AIDS or HIV infection, and special issues related to ADD/ADHD students.

The Superintendent will establish procedures to ensure that students who are disabled within the definition of Section 504 are educated in full compliance with the law.

Although Individualized Health Care Plans (IHCP) under state law may have a different process, IHCPs have the same status and enforceability as student accommodation plan under Section 504.

Legal Reference	42 USC 12212	Section 512 Americans with Disabilities Act of 1990
	34 CFR Part 104	Section 504 of the Rehabilitation Act of 1973
	34 CFR Part 99	Family Educational Rights and Privacy Act
	RCW 28A.155	Special Education
	RCW 28A.210	Health - Screening and Requirements
	WAC 180-38-005-008	Immunization and Life-Threatening Health Conditions
	WAC 392-172A	Rules and Regulations for Programs Providing Services to Children with Disabilities
	WAC 392-182	Health Records

Adopted: August 18, 2011

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