

## **Education of Students With Disabilities Under Section 504 of the Rehabilitation Act of 1973**

It is the intent of the district to ensure that students who are disabled within the definition of Section 504 of the Rehabilitation Act of 1973 (Section 504) are identified, evaluated and provided with appropriate educational services. Students may be a qualified disabled person under this law even though they are not eligible for services pursuant to the Individuals with Disabilities Education Act.

Section 504 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:

- A. 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, and working), has a record of such an impairment, or is regarded as having such an impairment; and
  
- B. Is between the ages of 3 to 21 years old.

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.

### Cross Reference:

Policy 2161	Special Education of Students with Disabilities under Section 504 of the Rehabilitation Act of 1973
Policy 3210	Nondiscrimination
Policy 3246	Restraint, Isolation and Other Use of Reasonable Force

### Legal References:

34 CFR Part 104	Section 504 of the Rehabilitation Act of 1973
34 CFR Part 99	Family Educational Rights and Privacy Act
RCW 28A.600.485	Restraint of students with individualized education programs or plans developed under section 504 of the rehabilitation act of 1973 – Procedures – Definitions
RCW 28A.600.486	District policy on the use of isolation and restraint – Notice to parents and guardians of children who have individualized education programs or plans developed under section 504 of the rehabilitation act of 1973

Adopted:	05/09/2012
Amended:	10/14/2015
Superintendent:	Dr. Shelley K. Redinger