

Parent/Student Rights Under Section 504

You have the right to:

1. Have your child take part in, and receive benefits from, public education programs without discrimination because of his/her disability.
2. Have the school district advise you of your rights under federal law.
3. Receive notice with respect to identification, evaluation, or placement of your child.
4. Receive all information in your native language and/or primary mode of communication.
5. Have your child receive a free appropriate education (FAPE). This includes the right to be educated with students without disabilities to the maximum extent appropriate. It also includes the right to have the school district make accommodations to allow your child an equal opportunity to participate in school and school-related activities.
6. Have evaluation, education and placement decisions made based upon a variety of information sources, and by the persons who know the student, evaluation data and the placement options.
7. Have your child be given an equal opportunity to participate in nonacademic and extracurricular activities offered by the district.
8. Have your student receive special education and related services if she/he is found to be eligible under the Individuals with Disabilities Act (IDEA) (PL 106-17), or to receive reasonable accommodations under Section 504 of the Rehabilitation Act of 1973.
9. Expect periodic reviews of your child's 504 Plan which may include (1) the need for additional evaluation information; (2) continued eligibility under Section 504; and (3) the content of the plan.
10. Obtain copies of educational records at a reasonable cost unless the fee would effectively deny you access to the records.
11. Receive a response from the school district to reasonable requests for explanation and interpretations of your child's records.
12. Request mediation or an impartial due process hearing related to decisions or actions regarding your child's identification, evaluation, educational program or placement. You and the student may take part in the hearing and have an attorney represent you.
13. File a 504 complaint if you have a disagreement with the school. See BVSD Board Policy AC, AC-R and AC-E2.
14. File a formal complaint with the regional Office for Civil Rights

Section 504 is enforced by the US Department of Education, Office for Civil Rights (OCR)

Office for Civil Rights, Denver office
US Department of Education, Cesar E. Chavez Memorial Building
1244 Speer Blvd., Suite 310
Denver, CO 80204-3582
Telephone: 303-844-5695, Fax: 303-844-4303