



# HAYWARD UNIFIED SCHOOL DISTRICT



## *Building a Culture of Success*

### **Notification of Parent/Legal Guardian Rights & Safeguards Regarding Section 504**

Section 504 of the Rehabilitation Act of 1973 is a federal law designed to protect the rights of individuals with disabilities in programs and activities that receive Federal financial assistance from the Department of Education.

#### **Procedural Safeguards**

The parent/guardian of the qualified disabled student shall be notified in writing of all district decisions concerning the evaluation/ identification and placement of students with disabilities or suspected disabilities. Notifications shall include a statement of their right to: (34 CFR 104.36)

#### **Parent/Legal Guardian Rights**

- Procedural safeguards which provide for notice of the District's nondiscrimination policy based on Section 504
- A free appropriate public education in the least restrictive environment, including accommodations and/or related services for all areas of qualifying disability
- Have an evaluation that draws on information from a variety of sources
- Be informed of proposed actions related to eligibility and plan for services
- Receive all information in the parent/legal guardian's native language and primary mode of communication
- Periodic reevaluations and an evaluation before any significant change is made in the student's program, accommodations and/or related services
- An impartial hearing if there is disagreement with the Section 504 Team's decisions and/or proposed actions or omissions by the District
- Be represented by counsel or lay-advocate in the impartial hearing process
- Program access with no fee charges greater than charged regular students
- Equal access to school transportation
- Evaluation in all areas of suspected disability
- An opportunity for the student, parent/legal guardian to examine relevant records
- A hearing before an impartial hearing officer if there is a dispute with the District
- Be integrated with regular students to the maximum extent appropriate
- Equal access to District-sponsored co-curricular activities
- Equal access to District counseling services
- Equal access to District physical education and sports activities
- File a complaint with the District over an alleged violation of Section 504 regulations
- Appeal the impartial hearing officer's decision to the Office for Civil Rights or to proceed with litigation in federal court

The principal or 504 Coordinator shall provide the parent/legal guardian with written notification of all actions and/or decisions made by the 504 Team and shall inform the parent/legal guardian in writing of the decision if it is determined that a Section 504 evaluation is unnecessary. A record of documentation provided to the parent/legal guardian shall be kept in the student's record.