

Adopted: June 13, 2005

Revised: August 12, 2019, November 28, 2022, May 8, 2023

## **521 STUDENT DISABILITY NONDISCRIMINATION**

### **I. PURPOSE**

The purpose of this policy is to protect students with disabilities 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. Students with disabilities 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 an impairment; or
3. is regarded as having such an 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, comments, or complaints should contact the school district's Section 504 Coordinator.

Section 504 Coordinator:

Deirdra Yarbro  
5910 Shingle Creek Parkway  
Brooklyn Center, MN 55430  
763-450-3386 ext. 4010  
[dyarbro@bccs286.org](mailto:dyarbro@bccs286.org)

Alternate Section 504 Coordinator:

Debbie Erickson, LSN  
6500 Humboldt Ave. N  
Brooklyn Center, MN 55430  
763-561-2120 ext. 3203  
[derickson1@bccs286.org](mailto:derickson1@bccs286.org)

***Legal References:***

42 U.S.C. Ch. 126 (Equal Opportunity for Individuals with Disabilities)

29 U.S.C. § 794 *et seq.* (Rehabilitation Act of 1973, § 504)

34 C.F.R. Part 104 (Implementing Regulations)

***Cross References:***

MSBA/MASA Model Policy 402 (Disability Nondiscrimination)