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 are identified, evaluated and provided with
appropriate educational services. Students may be disabled under this policy even though they are
not eligible 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 policies that require 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.

Cross Reference:  Board Policy 2161  Education of Students with Disabilities
                    Board Policy 3210  Nondiscrimination
                    3247 – Required Notification of Isolation or Restraint of Students with IEPs or
                           Section 504 Plans

Legal References:  42 USC 12212  Section 512 Americans with Disabilities Act of 1990
                   34 CFR Part 104  Section 504 of the Rehabilitation Act of 1973
                   45 CFR Part 99  Family Education and Privacy Act
                   RCW 28A.600.485  Restraint of students with individualized
                           education programs or plans developed under section 504 of the
                   RCW 28A.600.486  District policy on use of isolation or restraint – Notice to
                           parents and guardians of children who have individualized education programs
                           or plans developed under section 504 of the rehabilitation act of

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