

Notice of Parent and Student Rights Section 504 and the Americans with Disabilities Act (ADA)

Section 504 of the Rehabilitation Act and the Americans with Disabilities Act provides services for students identified as having a disability as defined by the Act.

1. You have the right to be informed by the school district of your rights under Section 504 and the Americans with Disabilities Act.
2. Your child has the right to an appropriate education designed to meet his or her individual needs as adequately as the needs of non-disabled students are met.
3. Your child has a right to free educational services except for those fees that are imposed on non-disabled students or their parents.
4. Your child has the right to facilities, services, and activities that are comparable to those provided for non-disabled students.
5. Your child has a right to an evaluation prior to an initial 504/ADA placement and any subsequent significant change in placement.
6. Testing and other evaluation procedures must conform to the requirements of 34 CFR 104.35 as to validation, administration, areas of evaluation, etc. The district will consider information from a variety of sources, including aptitude and achievement tests, teacher recommendations, physical condition, social and cultural background and adaptive behavior.
7. Placement decisions must be made by a group of persons, including persons knowledgeable about your child, the meaning of the evaluation data, the placement options, and the legal requirements for least restrictive environment and comparable facilities.
8. If eligible under 504/ADA, your child has a right to periodic re-evaluations, generally every three years.
9. You have the right to notice, prior to action by the district in regard to the identification, evaluation, or placement of your child.
10. You have the right to examine relevant records.
11. You have the right to an impartial hearing with respect to the district's actions regarding your child's identification, evaluation, or educational placement, with opportunity for parental participation in the hearing and representation by an attorney.
12. If you wish to challenge the actions of the school's 504/ADA committee in regard to your child's identification, evaluation, or educational placement, you should file a written Notice of Appeal with the Rogers District 504 Coordinator, Meredith Young, Ed.D within 30 calendar days from the time you received written notice of the committee's actions.
13. On 504/ADA matters other than your child's identification, evaluation, and educational placement, you have a right to file a complaint with the Arkansas State Board of Education Equity Assistance Center, Four Capitol Mall, Mail Slot 25, Little Rock, AR 72201. The office will investigate the allegations to the extent warranted by the nature of the complaint in an effort to reach a prompt and equitable resolution.
14. You also have the right to file a complaint with the Office of Civil Rights. The address of the Regional Office for Arkansas is:

U.S. Department of Education
1999 Bryan Street, Suite 1620
Dallas, TX 75201-6810
Telephone: (214) 661-9600
Facsimile: (214) 661-9587
Email: OCR.Dallas@ed.gov

Parent/Guardian Signature

Date