

Adopted: 1995

MSBA/MASA Model Policy 521

Orig. 1995

Revised: July, 2014

Rev. 2013

521 STUDENT DISABILITY NONDISCRIMINATION

[Note: School districts are required by statute to have a policy addressing these issues.]

I. PURPOSE

The purpose of this policy is to protect disabled students 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 services, accommodations, or programs in order that such learners may receive a free appropriate public education.

II. GENERAL STATEMENT OF POLICY

- A. Disabled students who meet the criteria of Paragraph C. below are protected from discrimination on the basis of a disability.
- B. The responsibility of the school district is to identify and evaluate learners who, within the intent of Section 504, need 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 or comments should contact _____ (title, name, office address, and telephone number). This person is the school district's Americans with Disabilities Act/Section 504 coordinator. Persons who wish to make a complaint regarding a disability discrimination matter may use the accompanying Student Disability Discrimination Grievance Report Form. The form should be given to the ADA/Section 504 coordinator.

The Greenbush Middle River School District #2683 has a grievance procedure for complaints of discrimination. The grievance procedure may be located in the Greenbush Middle River School District office. The procedure may also be accessed electronically at: www.middleriver.k12.mn.us. The Section 504 Coordinator, Title IX Coordinator and Human Rights Officer contact information is listed below.

Section 504 Coordinator:

Sharon Schultz
Middle River Campus
K-5/6-8 JH
335 4th St N
PO Box 130
Middle River, MN 56737
Ph 1.218.222.3310
Fx 1.218.222.3314

Title IX Coordinator:

Eldon Sparby
Greenbush Campus
K-5/9-12 HS
401 Park Ave
PO Box 70
Greenbush, MN 56726
Ph 1.218.782.2232
Fx 1.218.782.3141

Human Rights Officer:

Thomas Jerome
Greenbush Middle River School District
K-5/9-12 HS
401 Park Ave
PO Box 70
Greenbush, MN 56726
Ph 1.218.782.2232 / 1.218.222.3310
Fx 1.218.782.3141 / 1.218.222.3314

Legal References: Pub. L. 110-325, 122 Stat. 3553 (ADA Amendments Act of 2008, § 7)
29 U.S.C. § 794 *et seq.* (Rehabilitation Act of 1973, § 504)
34 C.F.R. Part 104 (Section 504 Implementing Regulations)

Cross References: MSBA/MASA Model Policy 402 (Disability Nondiscrimination)