IDENTIFICATION AND EDUCATION UNDER SECTION 504

It is the intent of the Menlo Park City Elementary School District to promote the provisions of Section 504 of the Rehabilitation Act of 1973. Therefore, it is the policy of Menlo Park City Elementary School District that no qualified individual with a handicap as defined in Section 504 shall solely by reason of his/her handicap be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity offered by this district.

In furtherance of this policy the Menlo Park City Elementary School District acknowledges its duty in the following areas:

1. Identification of qualified students, and

2. Assessment of the educational and related service needs of referred or qualified students, and to perform periodic reevaluations, and

3. Provision of a free, appropriate public education for all qualified students, and

4. Provision of a system of procedural safeguards which includes notice and an impartial hearing on the issues of identification, evaluation, and educational placement, and

5. Provision of appropriate procedural safeguards with regard to discipline of qualified students.

In the furtherance of this policy and federal law, the Menlo Park City Elementary School District shall include a statement in its annual notice to all students and parents/guardians which describes the provisions of Section 504 of the Rehabilitation Act and identifies where additional information may be obtained. In addition, the Menlo Park City Elementary School District shall provide training for appropriate staff (certificated and selected classified) on the issues related to this policy enforcement and the requirements of Section 504 of the Rehabilitation Act.

For further information on this policy and the legal requirements, staff, and other interested members of the public may contact the designated Section 504 Compliance Officer for the district.

The provisions of this policy and all related regulations and procedures of the Menlo Park City Elementary School District are intended to supplement, and not replace any applicable federal and state laws and regulations. Individuals with complaints regarding this district's compliance with applicable federal and state laws are encouraged to bring such complaints/concerns forward to the designated compliance officer or to the Superintendent. In addition, such complaints may be forwarded to the appropriate governmental agency such as the Office of Civil Rights, 50 United Nations Plaza, Rm. 239, San Francisco, CA 94102.

Legal Reference: (see next page)

IDENTIFICATION AND EDUCATION UNDER SECTION 504 (continued)

Legal Reference:

EDUCATION CODE
49423.5 Specialized physical health care services
CODE OF REGULATIONS, TITLE 5
3051.12 Health and Nursing Services
UNITED STATES CODE, TITLE 20
1232g Family Educational Rights and Privacy Act of 1974
1400-1487 Individuals with Disabilities Education Act
UNITED STATES CODE, TITLE 29
701-795a Rehabilitation Act
794 Rehabilitation Act of 1973, Section 504
CODE OF FEDERAL REGULATIONS, TITLE 34
104.1-104.61 Nondiscrimination on the basis of handicap, especially
104.1 Purpose to effectuate Section 504 of the Rehabilitation Act of 1973
104.3 Definitions
104.33 Free appropriate public education
104.35 Evaluation and placement
104.36 Procedural safeguards