

ALMA D'ARTE CHARTER HIGH SCHOOL  
STUDENT INSTRUCTION POLICY

Policy No. SI0010  
Adopted: 03/16/20  
Amended:  
Updated:

**SUBJECT: SECTION 504 OF THE REHABILITATION ACT OF 1973**

**PURPOSE:** The Governance Council (GC) is committed to ensuring that the appropriate services are provided which afford Section 504 disabled students a free, appropriate, public education.

**DEFINITION:** Section 504 of the Rehabilitation Act of 1973 ensures that no qualified student shall, on the basis of disability, be excluded from participation in or be denied the benefits of, or otherwise be subjected to discrimination under any program or activity of Alma d'arte Charter High School. A student is considered disabled if he/she suffers from a physical or mental impairment that substantially limits one or more of their major life activities, such as learning, walking, seeing, hearing, breathing, working, and performing manual tasks.

**POSITION:** The school and the GC acknowledge its responsibility under Section 504 to avoid discrimination in policies and practices regarding its students. No unlawful discrimination against any student with a disability shall knowingly be permitted in any program or practices in the school. This policy extends to all aspects of the school's educational program, as well as to the use of all school facilities, and participation in all school-sponsored activities, including extracurricular activities.

**REQUIREMENTS:**

- (A) Under Section 504, the school has a responsibility to identify and evaluate students and, if the student is determined to be eligible under Section 504, to afford access to appropriate educational services.
- (B) Retaliation, interference, coercion or intimidation of any students on the basis of disability with regard to admissions, participation and access to any program or activity of the school is prohibited.
- (C) The CAO/Principal shall notify students, parents/guardians and employees that the school does not discriminate on the basis of handicap or disability in the educational programs or extracurricular activities which it operates and that it is required by Section 504 not to discriminate in such a manner. The notification shall be on the school's website in compliance with the required federal law or regulation.
- (D) The CAO/Principal shall designate a Section 504 Coordinator(s) who shall be responsible for continuing surveillance of the school's educational and extracurricular programs and activities with regard to compliance with Section 504 and all pertinent regulations, including

making recommendations to the CAO/Principal on the development of all necessary procedures and regulations implementing this policy.

- (E) The CAO/Principal shall promulgate regulations to implement the policy which provide the following:
1. Educational services designated to meet individual educational needs of 504 disabled students as adequately as the needs of non-disabled students are met.
  2. The regulations shall provide procedures for the evaluation and placement of students it has reason to believe are disabled, and do not meet the eligibility criteria for services under the Individuals with Disabilities Act (IDEA).
  3. The education of each disabled student with non-disabled students, to the maximum extent appropriate to the needs of the student with a disability.
  4. Nondiscriminatory evaluation and placement procedures established to guard against misclassification or inappropriate placement of students, and a periodic reevaluation of students.
  5. Establishment of procedures that provide due process under the law in the form of complaint and grievance procedures by which eligible students or parents/legal guardians who are dissatisfied with the outcome of their request for or implementation of 504 reasonable accommodations may file a complaint, requesting an impartial investigation, mediation, or due process hearing.
- (F) This policy and the school's regulations do not, and should not be constructed to create rights or remedies enforceable in contract or by law other than Section 504 and its implementing regulations.

*Legal Reference: Section 504 of the Rehabilitation Act of 1973*

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