

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](http://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)