TRIO Wolf Creek Distance Learning Charter School #4095

521 STUDENT DISABILITY NONDISCRIMINATION

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, need special services, accommodations, or programs in order that such learners may receive the required free appropriate public education.

II. GENERAL STATEMENT OF POLICY

A. Disabled students are protected from discrimination on the basis of a disability.

B. It is the responsibility of the charter school to identify and evaluate learners who, within the intent of Section 504 of the Rehabilitation Act of 1973, need special services, accommodations, or programs in order that such learners may receive the required 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 major life activities, including learning; or

2. has a record of such impairment; or

3. is regarded as having such impairment.

D. Learners may be protected from disability discrimination and be eligible for services under the provisions of Section 504 even though they do not require IEP services pursuant to the Individuals with Disabilities Education Act.

III. COORDINATOR

Persons who have questions, comments, or complaints should contact the charter school director regarding grievances or hearing requests regarding disability issues. This person is the charter school's ADA/504 Coordinator. Persons who wish to make a complaint regarding a disability discrimination matter may use the Student Disability Discrimination Grievance Report Form. The form should be given to the ADA/Section 504 Coordinator.

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

***Cross References**:* Policy 402 (Disability Nondiscrimination)

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STUDENT DISABILITY DISCRIMINATION GRIEVANCE REPORT FORM

TRIO Wolf Creek Charter School #4095 maintains a firm policy prohibiting all forms of discrimination on the basis of a disability. All persons are to be treated with respect and dignity. Discrimination on the basis of a disability will not be tolerated under any circumstances.

Complainant:_____
Home Address:_____
Home Phone:_____ Cell Phone:_____

I have been discriminated against based on (choose one or more):
[my disability] / [a record of my disability] / [being regarded as having a disability]

because_____
_____

Date of alleged incident(s):_____

Name of person you believe discriminated against you or another person:_____

If the alleged discrimination was toward another person, identify that person:_____

Describe the incident(s) as clearly as possible, including such things as: any verbal statements; what, if any, physical contact was involved; etc. (attach additional pages if necessary):_____
_____
_____

Location of the incident(s):_____
_____
_____

List any witnesses that were present:_____
_____

This complaint is filed based on my honest belief that _____ has discriminated against me or another person based on a disability. I hereby certify that the information I have provided in this complaint is true, correct, and complete to the best of my knowledge and belief.

_____ Date: _____
(Complainant Signature)

Received by:_____ Date: _____