



## **NOTICE OF PARENT/STUDENT RIGHTS (SECTION 504 OF THE REHABILITATION ACT OF 1973)**

The following is a description of the rights granted by federal law to students with disabilities who have a physical or mental impairment that substantially impairs one or more major life activities and therefore is entitled to a Section 504 Plan. The intent of the law is to keep you fully informed concerning decisions about your child and to inform you of your rights if you disagree with any of these decisions. Please keep this explanation for future reference. Under Section 504, you have the right to:

1. Have your child take part in and receive benefits from public education programs without discrimination because of his/her disabling condition.
2. Have the Elk Grove Unified School District advise you of your rights under federal law.
3. Receive notice with respect to Section 504 identification, evaluation and/or placement of your child.
4. Have your child receive a free appropriate public education. Federal Regulations define free appropriate public education as the provision of regular or special education and related aids and services that are designed to meet the needs of individuals with disabilities as adequately as the needs of individuals without disabilities are met. (34 CFR § 104.33(b)(1)).
5. Have your child educated in facilities and receive services comparable to those provided to non-disabled students.
6. Have an evaluation, educational recommendation, and placement decision developed by a team of persons who are knowledgeable of the student, the assessment data, and any placement options.
7. Have transportation provided to and from an alternative placement setting determined by the Section 504 Team, at no greater cost to you than would be incurred if the student were placed in a program operated by the Elk Grove Unified School District.
8. Have your child be given an equal opportunity to participate in non-academic and extracurricular activities offered by the Elk Grove Unified School District.
9. Examine all relevant records relating to decisions regarding your child's Section 504 identification, evaluation, educational program, and placement.
10. Obtain copies of educational records at a reasonable cost unless the fee would effectively deny you access to the records.
11. Obtain a response from the Elk Grove Unified School District to reasonable requests for explanations and interpretations of your child's records.
12. Request amendment of your child's educational records if there is reasonable cause to believe that they are inaccurate, misleading or otherwise in violation of the privacy rights of your child. If the Elk Grove Unified School District refuses this request for amendment, it shall notify you within a reasonable time and advise you of your right to an impartial hearing.
13. Request mediation or file a grievance in accordance with the Elk Grove Unified School District's Section 504 mediation, grievance and hearing procedures.
14. Request an impartial hearing regarding the Section 504 identification, evaluation, or placement of your child during which you shall be afforded to present oral and written evidence, question and cross examine witnesses, receive written findings by the hearing office, request that the hearing be closed to the general public and have representation by an advocate or attorney, at personal expense. The District shall have no financial obligation with respect to attorneys' fees incurred in the course of a Section 504 hearing.
15. File a complaint with the Office for Civil Rights at: Office for Civil Rights, San Francisco Office, U.S. Department of Education, 50 Beale Street, Suite 7200, San Francisco, CA 94105. Telephone: (415) 486-5555; Facsimile: (415) 486-5570