

SECTION 504
PARENTS'/STUDENT'S RIGHTS IN IDENTIFICATION,
EVALUATION AND PLACEMENT

Please Keep This Explanation for Future Reference
(Section 504 of the Rehabilitation Act of 1973)

The following is a description of the rights granted by federal law to students with disabilities. 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.

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 disabilities;
2. Have the school district advise you of your rights under federal law;
3. Receive notice with respect to identification, evaluation, or placement of your child;
4. Have your child receive a free appropriate public education. This includes the right to be educated with students without disabilities to the maximum extent appropriate. It also includes the right to have the school district make accommodations to allow your child an equal opportunity to participate in school and school-related activities;
5. Have your child educated in facilities and receive services comparable to those provided students without disabilities;
6. Have your child receive special education and related services if s/he is found to be eligible under the Individuals with Disabilities Education Act (IDEA) (20 U.S.C. Chapter 33, P.L. 101-476);
7. Have evaluation, education and placement decisions made based upon a variety of information sources, and by persons who know the student, the evaluation data, and placement options;
8. Have transportation provided to and from an alternative placement setting at no greater cost to you than would be incurred if the student were placed in a program operated by the district;
9. Have your child be given an equal opportunity to participate in nonacademic and extracurricular activities offered by the district;
10. Examine all relevant records relating to decisions regarding your child's identification, evaluation, educational program, and placement;
11. Obtain copies of relevant records at a reasonable cost unless the fee would effectively deny you access to the records;
12. A response from the school district to reasonable requests for explanations and interpretations of your child's records;

13. Request amendment of your child's educational records if there is reasonable cause to believe that they are inaccurate, misleading or otherwise are in violation of the privacy rights of your child. If the school district refuses this request for amendment, it shall notify you within a reasonable time and advise you of the right to a hearing;
14. File a local grievance, in accordance with the school district's 504 Nondiscrimination grievance procedure;
15. File a complaint with the Office for Civil Rights, Region 1, U.S. Department of Education, John W. McCormack, Post Office and Court House Square, Room 701, Boston, Massachusetts 02109;
16. **If the parent or guardian disagrees with the determination made by the professional staff of the school district relative to eligibility for identification, evaluation or educational placement under Section 504, he/she has a right to a hearing with an impartial hearing officer appointed by the school district. (The NH Department of Education does not hear Section 504 due process cases).**

The person in this district who is responsible for assuring that the district complies with Section 504 is the Special Education Director, SAU #62, Phone # (603) 632-5563.

(Revision recommended to the Board on: 2/28/94)

(Adopted by the Board on: 7/18/94)

Revision recommended to the Board: 3/16/04

Revisions Adopted by Board: 3/30/04