

I. PURPOSE

The purpose of this policy is to protect disabled students from discrimination on the basis of disability and to identify and evaluate students who, according to Section 504 of the Rehabilitation Act of 1973, may require special services or accommodations in order to receive a free appropriate public education.

II. DEFINITIONS

- A. IDEA: The Individuals with Disabilities Education Act of 1975 ensures services to children with qualifying disabilities.

III. POLICY

- A. Disabled students are protected from discrimination on the basis of a disability.
- B. Students qualifying for special education services shall be protected from discrimination on the basis of their disability in accordance with the Individuals with Disabilities Education Act.
- C. Additionally, it is the responsibility of Athlos Academy of St. Cloud is to identify and evaluate students who, according to Section 504, may require services or accommodations in order to receive a free appropriate public education.
- D. For this policy, a student 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.
- E. Students may be protected from disability discrimination and be eligible for services or accommodations under the provisions of Section 504 even though they are not eligible for special education pursuant to the Individuals with Disabilities Education Act.
- F. Individuals are encouraged to report all cases of discrimination on the basis of disability to the Lead School Administrator or designee.

Student Disability Nondiscrimination Policy

1. The student or witness may submit a *Grievance Form* to the Lead School Administrator.
2. Any school employee who receives a report of unlawful discrimination based on disability toward a student shall inform the Lead School Administrator immediately.

Legal References:

[Pub. L. 110-325, 122 § 3553](#) (ADA Amendments Act of 2008, § 7)
[29 U.S.C. § 794 et seq.](#) (Rehabilitation Act of 1973, § 504)

Related Documents:

Grievance Form