

**SECTION 504 OF THE REHABILITATION ACT OF 1973 AND
THE AMERICANS WITH DISABILITIES ACT (ADA)**

Section 504 of the Rehabilitation Act of 1973 prohibits discrimination against persons with a disability in any program receiving federal financial assistance. Section 504 defines a person with a disability as anyone who:

- has a mental or physical impairment which substantially limits one or more major life activities such as caring for one's self, performing manual tasks, walking, seeing, hearing, speaking, breathing, learning and working;
- has a record of such impairment; or
- is regarded as having such an impairment.

The Kittatinny Regional Board of Education acknowledges its responsibility under Section 504 to avoid discrimination in policies and practices regarding its personnel and students. No discrimination against any person with a disability shall knowingly be permitted in programs or practices in the school district.

Under Section 504, the school district has the responsibility to identify, evaluate, and if the student is determined to be eligible under Section 504, to afford access to appropriate educational services. Students may be disabled under this policy even though they do not require services pursuant to the Individuals with Disabilities Education Act (IDEA). Students who are identified as individuals with exceptional needs according to IDEA criteria, are not addressed under this policy. The needs of such students are provided for under Special Education Policy 6171.4 and its regulations.

To assure non-discrimination, the Kittatinny Regional High School Board of Education has established a 504 Identification Process, a Parental Right Notice, and a 504 Grievance Procedure which are available in the school building. All questions and concerns should be addressed to the 504 Coordinator.

Reference:

- 29 U.S.C. 794 (Sec. 504, Rehabilitation Act of 1973)
- 34 C.F.R.
- 45 C.F.R. Part 84

Adopted/Revised: 3/28/96; 10/19/00; 2/16/17