

**SUNNYSIDE UNIFIED SCHOOL DISTRICT**  
**NOTICE OF PARENT/STUDENT EDUCATIONAL RIGHTS**  
**UNDER SECTION 504 OF THE REHABILITATION ACT OF 1973**

If it is determined that your child has a physical or mental impairment that substantially limits a major life activity, your child is considered disabled under Section 504 of the Rehabilitation Act of 1973. When making this determination, the ameliorative effects of mitigating measures (such as medication, assistive technology, etc.) will not be considered and the fact that an impairment is episodic or in remission will not preclude the existence of a disability if the impairment would substantially limit a major life activity when active. However, the ameliorative effects of mitigating measures or remission of a condition may be considered in determining whether your child needs instructional or other appropriate accommodations within the school environment in order to have equal access to the educational program. In addition, if your child does not have a disability but has a record of a disability or is considered disabled by school personnel, your child is protected from discrimination under Section 504 but may not be considered currently disabled or in need of accommodations. If your child is disabled or you believe that your child is disabled or has been discriminated against, you are entitled to certain rights. This notice is designed to provide you with information about those rights.

Under Section 504, you have the right to:

1. Have your child participate in all school activities without discrimination solely on the basis of disability;
2. Have your child educated in facilities and receive services that are comparable to those provided to non-disabled students;
3. Have your child receive a free appropriate public education (FAPE) which consists of regular or special education and related services designed to meet the educational needs of your child. If it is determined that your child is eligible for special education, those services will be provided under the Individuals with Disabilities Education Act (IDEA) through an Individualized Education Plan (IEP);
4. With respect to the provision of educational services:
  - a. Notice with respect to actions regarding the identification/eligibility, evaluation or educational placement to your child;
  - b. Access to all records relevant to decisions concerning identification/eligibility, evaluation or educational placement of your child;
  - c. The right to challenge any action regarding the identification/eligibility, evaluation or educational placement of your child by requesting mediation or an impartial hearing or, in the alternative, filing a grievance with the School District's Section 504 Coordinator listed below;
  - d. The right to attend any hearing requested;
  - e. The right to be represented by counsel if a hearing is requested; and
  - f. The right to have any decision made at a hearing reviewed.

The procedures and forms for the initiation of an impartial hearing regarding the identification, evaluation or educational placement of your child are generally the same as those for students with disabilities under the Individuals with Disabilities Education Act (IDEA) and may be obtained from the School District's Section 504 Coordinator listed below.

5. With respect to complaints of discrimination that do not relate to the identification/eligibility, evaluation or educational placement of your child, you have the right to file a local grievance with the school system in accordance with its grievance procedures. Procedures and forms for the initiation of an informal grievance may be obtained from the School District's Section 504 Coordinator listed below.
6. With respect to complaints of discrimination based upon a record of a disability or the fact that school personnel are treating your child as disabled, you have the right to file a local grievance with the school system in accordance with its grievance procedures. Procedures and forms for the initiation of an informal grievance may be obtained from the School District's Section 504 Coordinator listed below.

<p>The Section 504 Coordinator for the _____ School District is _____. If you have any questions or concerns, contact the coordinator at: _____.</p>
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