

PROGRAMS FOR STUDENTS WITH DISABILITIES

All students with disabilities living within the District are identified, evaluated, and placed in appropriate educational programs. Additionally, all parentally-placed private school children with disabilities who reside in a state other than Ohio and attend a private school within the District are located, identified, and evaluated. Due process requirements, procedural safeguards, and confidential treatment of information are adhered to as required by State and Federal law, including but not limited to the Individuals with Disabilities in Education Act (IDEA) and Section 504 of the Rehabilitation Act of 1973.

IDEA

The Superintendent is expected to supervise all special education programs and to assign a member of the staff to coordinate efforts. The person designated is responsible for the identification of students with disabilities, the evaluation of disabilities and evaluation procedures, the design of Individualized Education Programs (IEP), plans and placement. All procedures are in accordance with applicable State and Federal law and regulations.

Children who have been diagnosed as having a disability and who, through an evaluation, qualify for categorical services under IDEA will be served under the existing State Special Education regulations. The IEP developed for each identified student shall be in accordance with the student's individual needs.

Although the District requires all students with disabilities to be tested, each student with a disability is considered individually relative to his/her participation in the district's educational and testing programs. Alternative assessments may be required, and students must make yearly gains as defined by the adequate yearly progress indicator adopted by the State Board of Education and be at a proficient level by the year 2014.

The Board, by resolution, directs the administration to comply with and follow the Ohio Department of Education, Office of Exceptional Children's model special education policies and procedures.

Section 504

Section 504 protects and safeguards from discrimination any student, who has a mental or physical impairment which substantially limits one (1) or more major life activities, or:

- A. has a record of such an impairment.
- B. is regarded as having such an impairment.

Major life activities include, but are not limited to, functions such as caring for one's self, performing manual tasks, walking, eating, sleeping, standing, lifting, bending, learning, reading, concentrating, thinking, communicating, seeing, hearing, speaking, breathing, learning, and working.

The District will identify, evaluate, and provide a free appropriate public education for students who are determined to need special education and related aids and services under Section 504.

The Superintendent has designated the Director of Special Education as the District's Section 504 Compliance Officer, whose responsibility it will be to coordinate the District's efforts to comply with applicable Federal and State laws and regulations, including the District's duty to address in a prompt and equitable manner any inquiries or complaints regarding discrimination or denial of

equal access. The Compliance Officer shall also verify that proper notice of nondiscrimination for Title II, Title VI, and VII of the Civil Rights Act of 1964, Title IX of the Education Amendment Act of 1972, Section 504 of the Rehabilitation Act of 1973, the Americans with Disabilities Act, and the Age Discrimination in Federal Assisted Programs Act is provided to students, their parents, staff members, and the general public. The Compliance Officer may be reached at:

Address: 61 State Street
Gallipolis, OH 45631
Phone number: 740-446-3211
Fax number: 740-446-6433

Section 504 Complaints and Due Process:

All complaints should be handled in accordance with the procedure described in IGBA-R. Procedural safeguards which outline rights and provide for the resolution of complaints will be made available to all parents, guardians, and adult students.

[Adoption date: August 6, 1991]

Revised: October 20, 1993
December 20, 1995
June 16, 2010
April 12, 2011

LEGAL REFS.: The Elementary and Secondary Education Act; 20 USC 1221 et seq.
Individuals with Disabilities Education Improvement Act; 20 USC 1400 et seq.
Rehabilitation Act; 29 USC 706(8), 794, 794a
504 Regulations 34 C.F.R. Part 104
504 Regulations 34 C.F.R.300.131
Americans with Disabilities Act Amendments Act of 2008; 42 USC 12101 et seq.
State Department of Education, Special Education Policies and Procedures
Free Appropriate Public Education-101
ORC 3313.50
3323.01 et seq.
3325.01 et seq.
OAC Chapter 3301-51
3301-55-01

CROSS REFS.: ACB, Nondiscrimination on the Basis of Disability
IGBJ, Title I Programs
IL, Testing Programs
JB, Equal Educational Opportunities
JGF, Discipline of Students with Disabilities
KBA, Public's Right to Know