

Policy Title	Policy Number	Date Approved/Revised
Student Disability Nondiscrimination	521	5/20/08 Revised: 11/22/11 Revised: 9/25/12 Revised: 1/22/13 Revised: 5/27/14 Revised: 3/28/17 Revised: 5/21/19 Revised: 9/24/19 Revised: 6/21/22 Revised: 8/20/24

1) General Statement of Policy

- a) The responsibility of the school district is to identify and evaluate students who, within the intent of Section 504, need services, accommodations, or programs in order that such learners may receive a free appropriate public education.
- b) Students with disabilities who meet the criteria of Paragraph c. below are protected from discrimination on the basis of a disability.
- c) For this policy, a learner 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.
 4. has an impairment that is episodic or in remission and would materially limit a major life activity when active.
- d) Learners may be protected from disability discrimination and be eligible for services, accommodations, or programs under the provisions of Section 504 even though they are not eligible for special education pursuant to the Individuals with Disabilities Education Act.
- e) **Failure to engage in the process to determine if a reasonable accommodation exists that would allow people with disabilities as defined in Minnesota Statutes, section 363A.03, subdivision 12, to participate fully in education may be an unfair discriminatory practice under the Minnesota Human Rights Act.**

2) Coordinator

Persons who have questions or comments should contact the Assistant Superintendent, Tricia St. Michaels, 2520 E. 12th Avenue, North St. Paul, MN 55109, (651) 748-7452. This person is the supervisor of the school district's 504 Coordinator. Persons who wish to make a complaint regarding a disability discrimination matter may use the accompanying Student Disability Discrimination Grievance Report Form. The form should be given to the ADA/Section 504 coordinator.

Rationale: *School District 622 – North St. Paul-Maplewood-Oakdale shall protect disabled students from discrimination on the basis of disability and identify and evaluate learners who, within the intent of Section 504 of the Rehabilitation Act of 1973, need services, accommodations, or programs in order that such learners may receive a free appropriate public education.*

Adoption and Revision History	Incorporated Policies
521 STUDENT DISABILITY NONDISCRIMINATION (This policy adopted: October 28, 1997), Rescinded: August 5, 2008	MSBA 521
EM-020.19 STUDENT DISABILITY NONDISCRIMINATION (This policy adopted: May 20, 2008), Revised: November 22, 2011; Revised: September 25, 2012; Revised: January 22, 2013; Revised: May 27, 2014; Revised: March 28, 2017	
521 STUDENT DISABILITY NONDISCRIMINATION This policy revised: May 21, 2019; Revised: September 24, 2019 Revised: June 21, 2022 Revised: August 20, 2024	

Administrative Rule, Regulation and Procedure: NA

Legal References:

Minn. Stat. § 363A.03, Subd. 12 (Definitions)
Minn. Stat. § 363A.02, Subd. 1 (Public Policy)
 42 U.S.C. Ch. 126 (Equal Opportunity for Individuals with Disabilities)
 29 U.S.C. § 794 *et seq.* (§ 504 of Rehabilitation Act of 1973)
 34 C.F.R. Part 104 (Section 504 Implementing Regulations)

Cross References:

MSBA/MASA Model Policy 402 (Disability Nondiscrimination)