

- Required
- Local
- Notice

RELATIONS WITH PERSONS WITH DISABILITIES

The Board of Education is committed to providing opportunities for participation and employment in the services, educational and extracurricular programs and activities of the district to persons with disabilities, equal to that of other persons. The district will fulfill all the requirements of federal and state law and regulation in ensuring access to persons with disabilities.

Reference:

Americans with Disabilities Act, 42 USC, Section 12132, et seq.
Rehabilitation Act of 1973, Section 504 (29 USCA Section 794)
Rothschild v. Grottenthaler, 907 F2d 286 (2d Cir., 1990)

Policy Adopted: October 13, 1994

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Parents of students who may be entitled to services under Section 504 or the ADA, may apply to the Compliance Officer to have a child evaluated. The officer shall make arrangements for a comprehensive evaluation (i.e., physical examination; individual psychological evaluation, when needed; social history; other assessments required to determine whether a student has a disability). The evaluation results shall be reviewed by a committee consisting of the Compliance Officer, a psychologist and at least one other staff member who was involved in the evaluation of the student. The student's parents shall be invited to all meetings resulting from this process. In the event students are found to be disabled under Section 504 or the ADA, an Individual Education Plan will be developed at the said meetings as well as access to appropriate special education programs and services as described in the provision of the Commissioner's Regulations Section 200.6.

In instances where employees, either active or prospective, wish to be deemed eligible for consideration under Section 504 or the ADA, such petitioners may submit documents and materials in support of their positions and will be notified, in writing, of the Compliance Officer's finding within thirty (30) work days of the date on which they initiate their request for consideration.

Petitioners who are dissatisfied with the determination of the Compliance Officer may appeal the decision to the Superintendent of Schools.

Reference:

Americans with Disabilities Act, 42 USC, Section 12132, et seq.
Rehabilitation Act of 1973, Section 504 (29 USCA Section 794)
Rothschild v. Grottenthaler, 907 F2d 286 (2d Cir., 1990)
Section NYCRR 200.2(b)(y)

Regulation Adopted: October 13, 1994

Abolished: 11/20/19