

## *Student Disability Nondiscrimination*

### SECTION 504/AMERICANS WITH DISABILITIES ACT (ADA)

In compliance with its obligations under both Section 504 of the Rehabilitation Act of 1973 and Title II of the Americans with Disabilities Act, St. Cloud Area School District 742 does not discriminate against otherwise qualified students with disabilities in the provision of its educational programs and activities.

It is the intent of St. Cloud Area School District 742 to provide a free appropriate public education to each Section 504/ADA qualified and eligible student with a disability within its jurisdiction.

It is the further intent of the District to ensure that each student with a disability within the meaning of Section 504 of the Rehabilitation Act of 1973, is identified, evaluated, and provided with a free appropriate public education.

Students who because of a disability, need or are believed to need reasonable accommodations, services, and/or programs are addressed under this policy. Under this policy, a student with a disability is one who (a) has a physical or mental impairment that substantially limits one or more major life activities, including learning; (b) has a record of such an impairment; or (c) is regarded as having such an impairment.

A student may be a student with a disability under Section 504 and this policy even though the student does not require services pursuant to the Individuals with Disabilities Education Improvement Act (IDEIA). Students who are identified as individuals with exceptional needs according to the IDEIA criteria are not addressed under this policy, as the needs of such students are provided for elsewhere under state and federal law, and the District special education procedures.

*St. Cloud Area School District 742*  
*St. Cloud, MN*

#### **Board Policy**

**Adopted:** *August 22, 1996*

**Revised/Updated:** *August 24, 2000*

**Revised/Updated:** *January 10, 2007*