

# ***SOUTH WASCO COUNTY SCHOOL DISTRICT #1***

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## **Section 504 of the Rehabilitation Act of 1973**

Federal law designed to protect the rights of individuals with disabilities in programs and activities that receive Federal financial assistance from the U.S. Department of Education (ED). [Section 504](#) provides: "No otherwise qualified individual with a disability in the United States . . . shall, solely by reason of her or his disability, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance . . . ." [34 CFR 104.4](#)

The Section 504 regulations require a school district to provide a "free appropriate public education" (FAPE) to each qualified student with a disability who is in the school district's jurisdiction, regardless of the nature or severity of the disability

[34 CFR 104.33](#)

## **Americans with Disabilities Act of 1990 (ADA)**

ADA is a federal civil rights law. In 2008, Congress passed the [ADA Amendments Act](#) (ADAAA), which resulted in changes to aspects of Section 504 and the ADA, particularly the determination of who is considered "disabled" under Section 504 and the ADA.

The Oregon Department of Education publishes [Student Access, a manual](#) which provides information on Section 504 and the ADA. This version of Student Access incorporates the changes to Section 504 and the ADA that resulted from the ADAAA and its implementing regulations. The manual includes guidance on responding to service animal requests in schools, supporting students with the most intense health care needs, and what to do when parents revoke consent for special education and request 504 accommodations instead. Also, the manual includes sections on graduation issues and discipline of students with disabilities under Section 504.

For more information about Section 504 of the Rehabilitation Act of 1973  
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