

Equal Educational Opportunity for Students with Disabilities

The following is a description of the rights granted by federal law to students with disabilities. The intent of the law is to fully inform parents/guardians concerning decisions about their child and to inform them of their rights if they disagree with any of these decisions.

Parents/guardians have the right to:

1. Have their child take part in, and receive benefits from, public education programs without discrimination of his/her disability;
2. Have the school district advise them of their rights under federal law;
3. Receive notice with respect to identification, evaluation or placement of their child;
4. Have their child receive a free appropriate public education. This includes the right to be educated with nondisabled students to the maximum extent appropriate. It also includes the right to have the school district make reasonable accommodations to allow their child an equal opportunity to participate in school and school-related activities;
5. Have their child educated in facilities and receive services comparable to those provided nondisabled students;
6. Have their child receive special education related services if she/he is found to be eligible under the Individuals with Disabilities Education Act (IDEA) or Section 504 of the Rehabilitation Act;
7. Have evaluation, educational and placement decisions made based upon a variety of information sources, and by persons who know the student, the evaluation date and placement options;
8. Have transportation provided to and from an alternative placement setting at no greater cost than would be incurred if the student were placed in a program operated by the district;
9. Have their child be given an equal opportunity to participate in nonacademic and extracurricular activities offered by the district;
10. Examine all relevant records relating to decisions regarding their child's identification, evaluation, educational program and placement;
11. Obtain copies of educational records at a reasonable cost unless the fee would effectively deny them access to the records;

12. A response from the district to reasonable requests for explanations and interpretations of their child's records;
13. Request amendment of their child's educational records if there is reasonable cause to believe that they are inaccurate, misleading or otherwise in violation of the privacy rights of the child. If the district refuses this request for amendment, it shall notify the parents/guardians within a reasonable time and advise them of the right to a hearing;
14. Request mediation or an impartial due process hearing related to decisions or actions regarding their child's identification, evaluation, educational program or placement. The parents/guardians and the student may take part in the hearing and have an attorney represent them. Hearing requests must be made to the State Superintendent of Public Instruction, Oregon Department of Education, 255 Capitol Street NE, Salem, OR 97310-0203, pursuant to OAR 581-015-0109;
15. Ask for payment of reasonable attorney fees if the parents/guardians are successful on their claim;
16. File a local grievance.

The person in this district who is responsible for assuring that the district complies with Equal Education Access is the Director of Special Services.