

Students: The Law of Special Needs – IDEA and 504



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Rehabilitation Act of 1973, Section 504

No otherwise qualified individual with a disability shall solely by reason of that disability be excluded from participating in, denied the benefits or, or subjected to discrimination under any program receiving federal funds.

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PUBLIC LAW 93-113—OCT. 1, 1973

[87 STAT.

such individual may file a complaint with the Department of Labor. The Department shall promptly investigate such complaint and shall take such action thereon as the facts and circumstances warrant, consistent with the terms of such contract and the laws and regulations applicable thereto.

Waiver authority.

(c) The requirements of this section may be waived, in whole or in part, by the President with

receiving Federal financial assistance. Approved September 26, 1973.

Public Law 93-113

October 1, 1973
[S. 1148]

AN ACT

To provide for the operation of programs by the ACTION Agency, to establish certain new such programs, and for other purposes.

Domestic Volunteer Service Act of 1973.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act, with the following table of contents, may be cited as the "Domestic Volunteer Service Act of 1973":

TABLE OF CONTENTS

TITLE I—NATIONAL VOLUNTEER ANTIPOVERTY PROGRAMS

PART A—VOLUNTEERS IN SERVICE TO AMERICA

- Sec. 101. Statement of purpose.
- Sec. 102. Authority to operate VISTA program.
- Sec. 103. Assignment of volunteers.
- Sec. 104. Terms and periods of service.
- Sec. 105. Support services.
- Sec. 106. Participation of beneficiaries.
- Sec. 107. Participation of older persons.

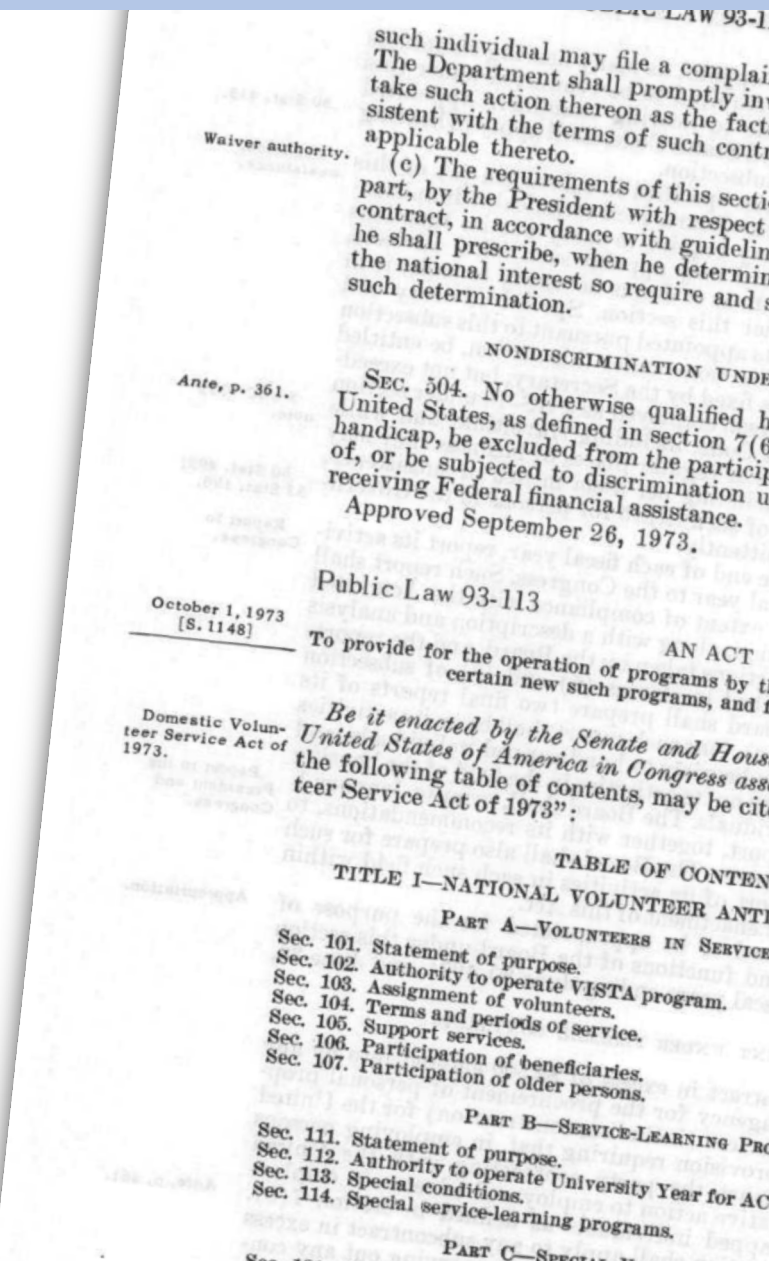
PART B—SERVICE-LEARNING PROGRAMS

- Sec. 111. Statement of purpose.
- Sec. 112. Authority to operate University
- Sec. 113. Special

Rehabilitation Act of 1973, Section 504

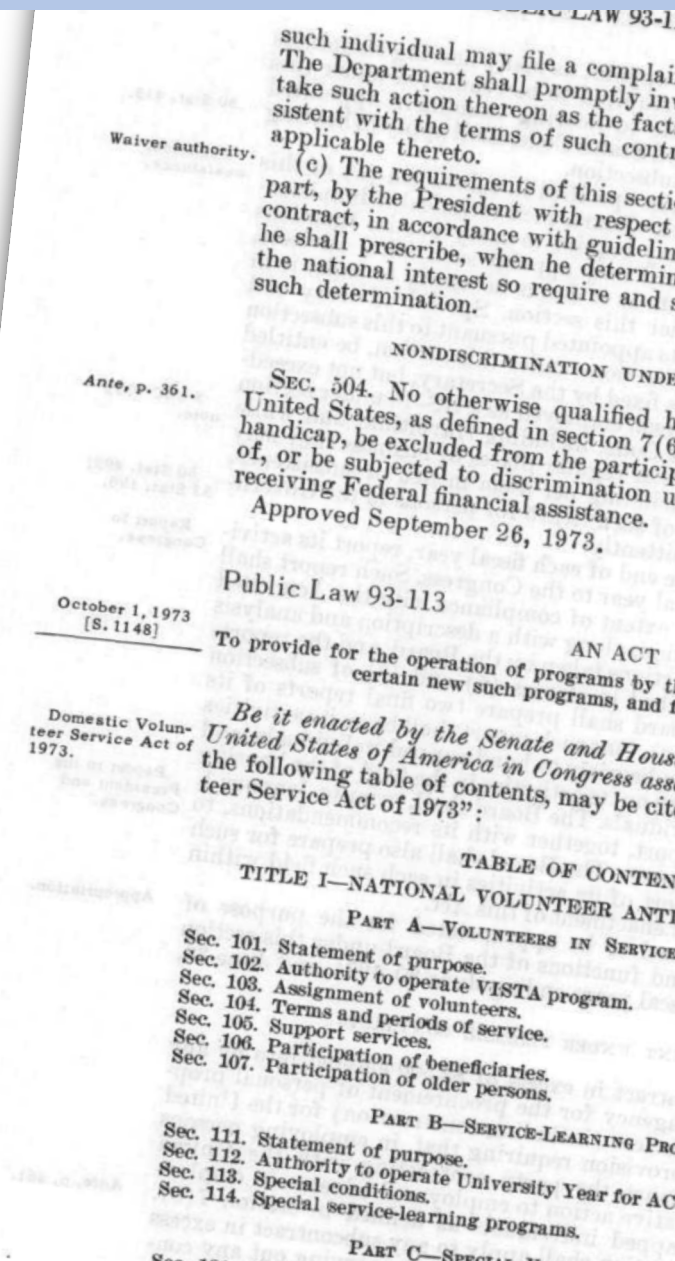


US Department of Education Office of Civil Rights



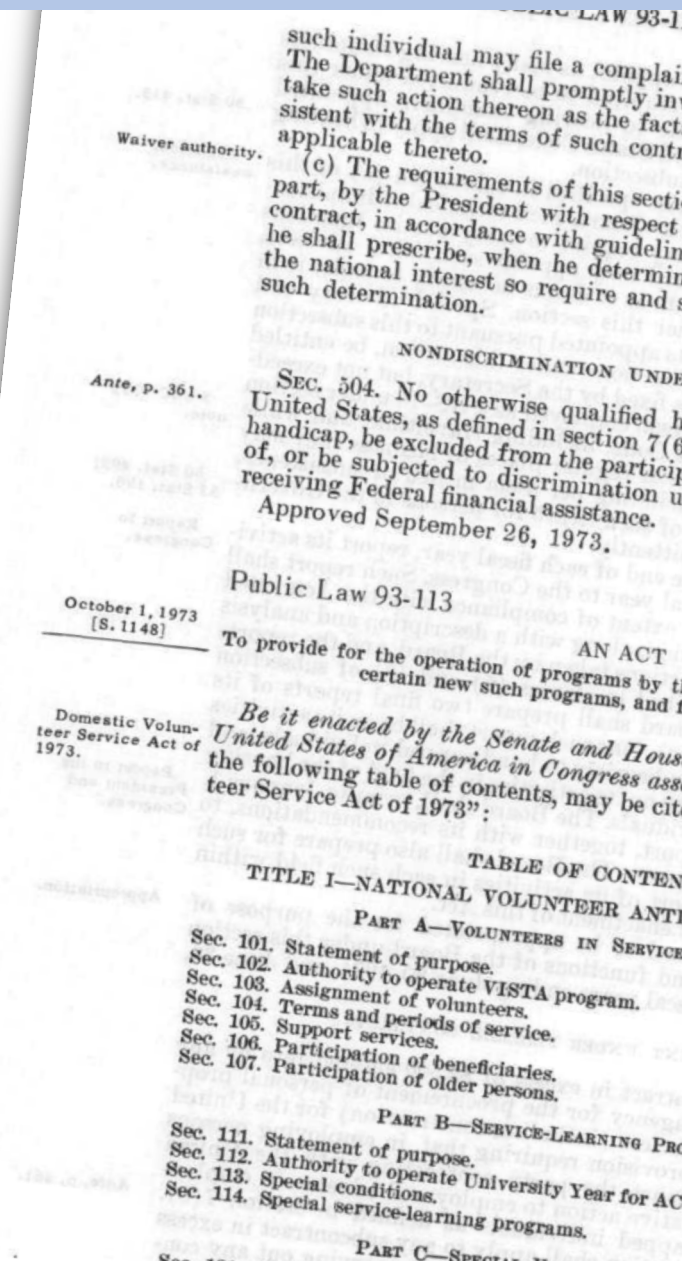
Rehabilitation Act of 1973, Section 504

What is a disability?



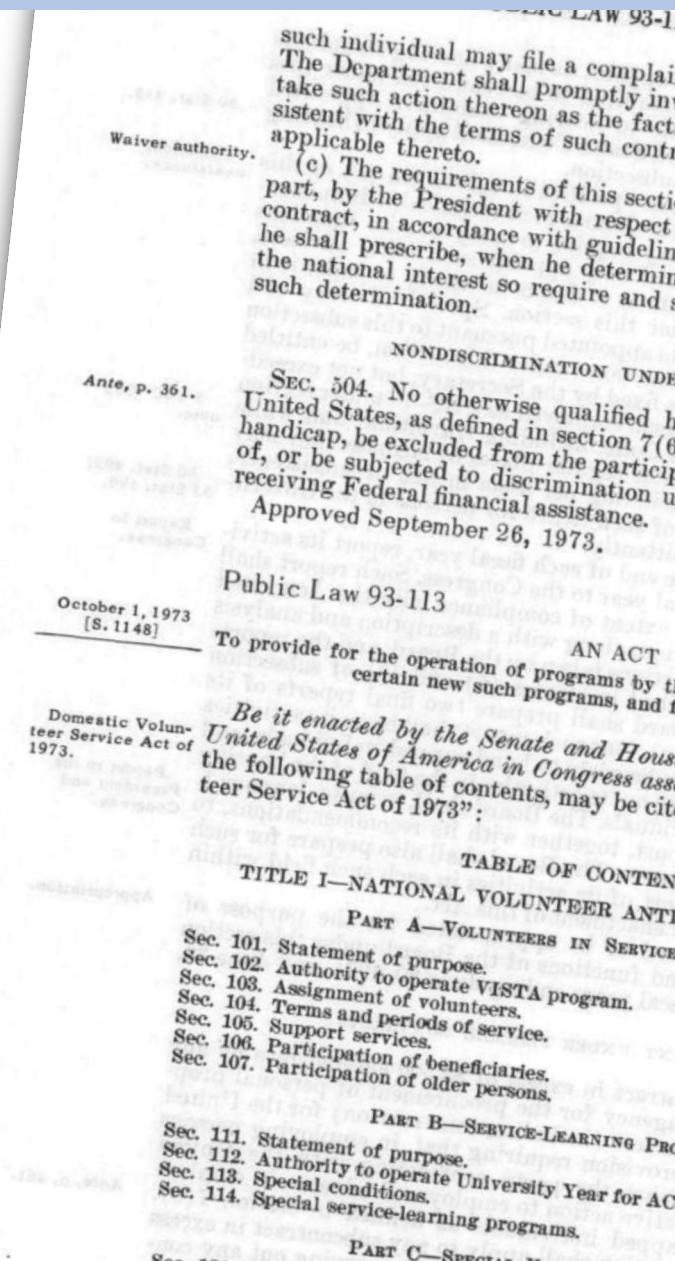
Rehabilitation Act of 1973, Section 504

Child Find



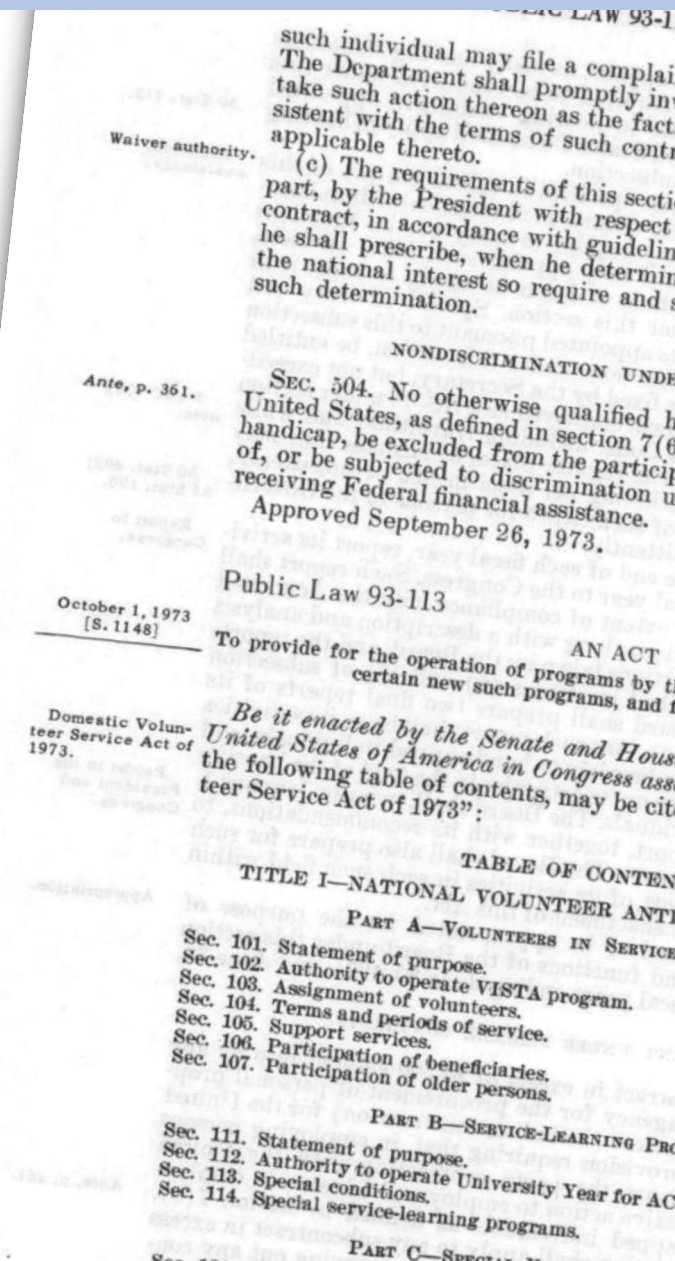
Rehabilitation Act of 1973, Section 504

Evaluation



Rehabilitation Act of 1973, Section 504

Placement



Rehabilitation Act of 1973, Section 504

Free appropriate public education



such individual may file a complaint. The Department shall promptly investigate such action thereon as the fact is consistent with the terms of such contract applicable thereto.

Waiver authority. (c) The requirements of this section, part, by the President with respect to contract, in accordance with guidelines he shall prescribe, when he determines the national interest so require and such determination.

NONDISCRIMINATION UNDER

Ante, p. 361. SEC. 504. No otherwise qualified handicapped individual in the United States, as defined in section 7(6) of the Rehabilitation Act of 1973, shall, solely on the basis of handicap, 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.

Approved September 26, 1973.

Public Law 93-113

October 1, 1973 [S. 1148]

AN ACT To provide for the operation of programs by the Department of Health, Education and Welfare, and for certain new such programs, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following table of contents, may be cited as the "Table of Contents of the Rehabilitation Act of 1973":

Domestic Volunteer Service Act of 1973.

TABLE OF CONTENTS

TITLE I—NATIONAL VOLUNTEER ACT

PART A—VOLUNTEERS IN SERVICE

Sec. 101. Statement of purpose.

Sec. 102. Authority to operate VISTA program.

Sec. 103. Assignment of volunteers.

Sec. 104. Terms and periods of service.

Sec. 105. Support services.

Sec. 106. Participation of beneficiaries.

Sec. 107. Participation of older persons.

PART B—SERVICE-LEARNING PROGRAMS

Sec. 111. Statement of purpose.

Sec. 112. Authority to operate University Year for America program.

Sec. 113. Special conditions.

Sec. 114. Special service-learning programs.

PART C—SPECIAL SERVICES

Rehabilitation Act of 1973, Section 504

Appropriate access to non-academics

such individual may file a complaint. The Department shall promptly investigate and take such action thereon as the fact-finder determines to be consistent with the terms of such contract applicable thereto.

(c) The requirements of this section shall apply to the President with respect to his contract, in accordance with guidelines he shall prescribe, when he determines that the national interest so require and such determination.

Waiver authority.

Ante, p. 361.

NONDISCRIMINATION UNDER FEDERAL FINANCIAL ASSISTANCE

SEC. 504. No otherwise qualified handicapped individual in the United States, as defined in section 7(6) of the Rehabilitation Act of 1973, shall, solely on the basis of his handicap, 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.

Approved September 26, 1973.

Public Law 93-113

October 1, 1973
[S. 1148]

AN ACT
To provide for the operation of programs by the Department of Health, Education and Welfare, and certain new such programs, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following table of contents, may be cited as the "Table of Contents of the Domestic Volunteer Service Act of 1973":

Domestic Volunteer Service Act of 1973.

TABLE OF CONTENTS

TITLE I—NATIONAL VOLUNTEER ACT

PART A—VOLUNTEERS IN SERVICE

- Sec. 101. Statement of purpose.
- Sec. 102. Authority to operate VISTA program.
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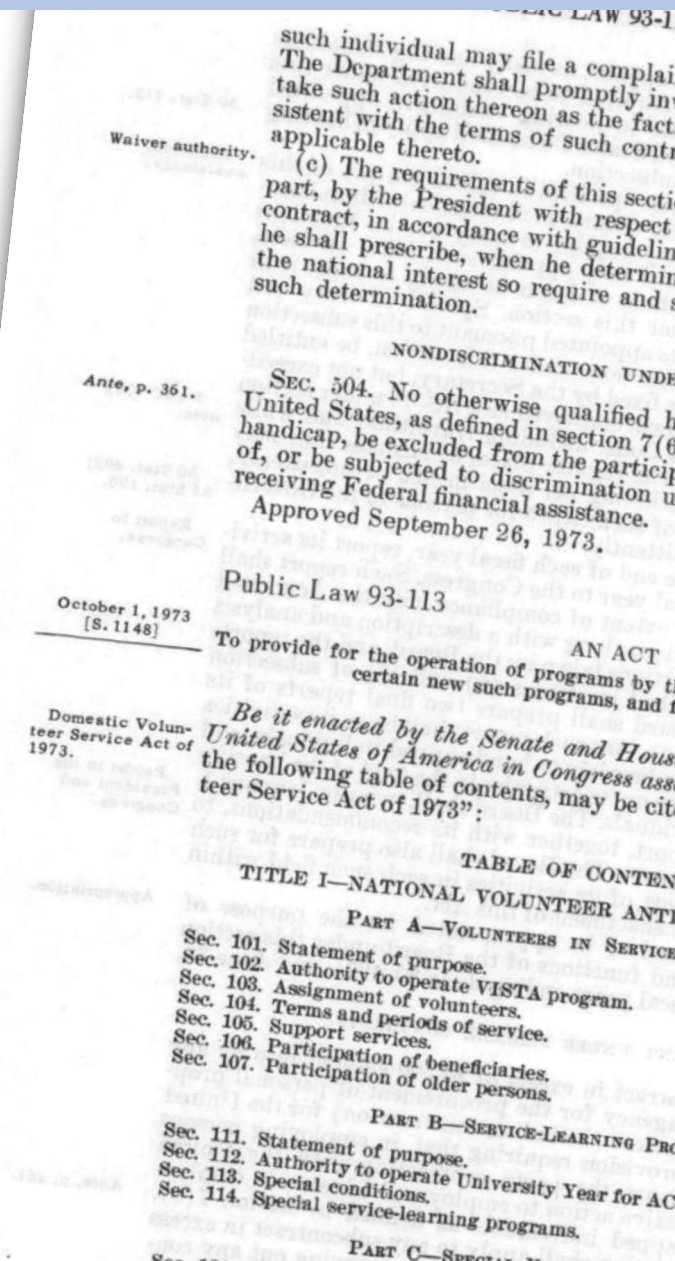
PART B—SERVICE-LEARNING PROGRAMS

- Sec. 111. Statement of purpose.
- Sec. 112. Authority to operate University Year for America program.
- Sec. 113. Special conditions.
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PART C—SPECIAL PROGRAMS

Rehabilitation Act of 1973, Section 504

Procedural protections



Individuals With Disabilities Education Act

OSERS – OSEP



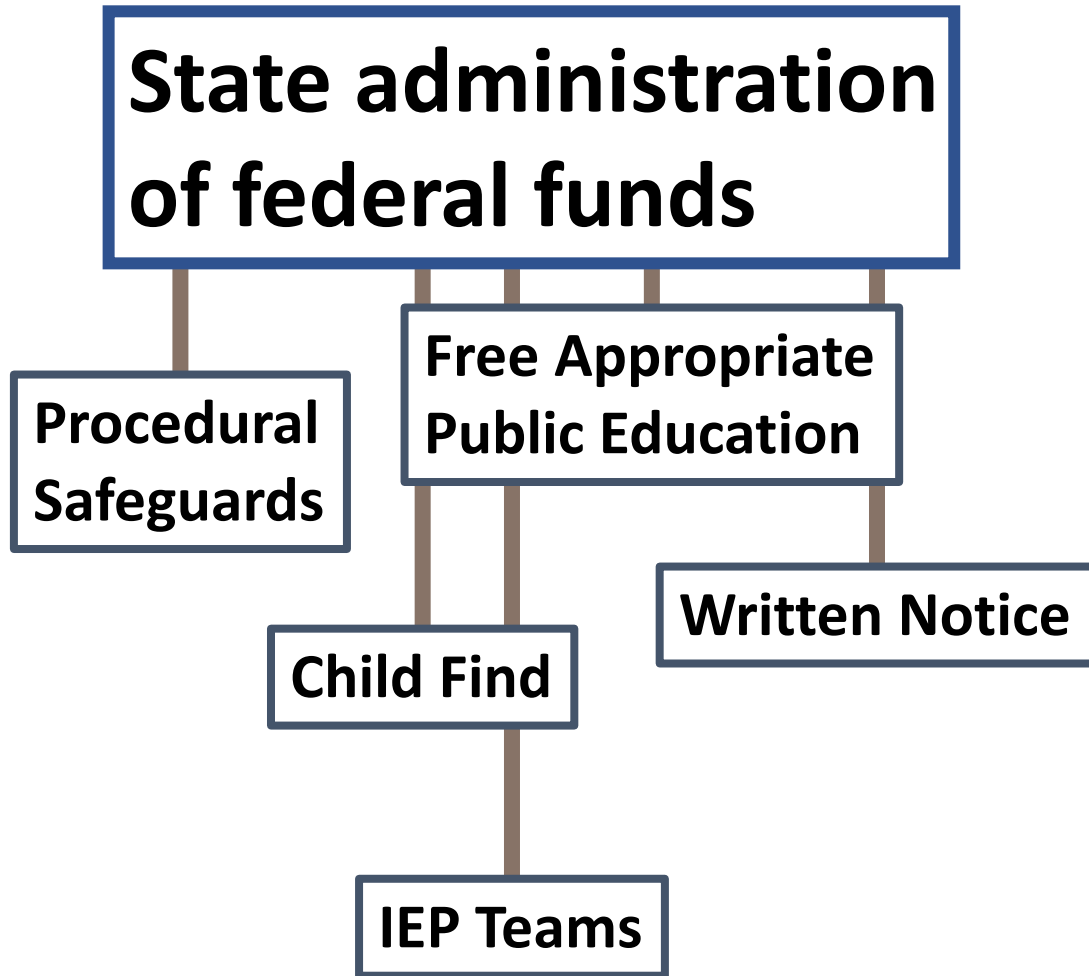
H.R.5
One Hundred Fifth Congress of the United States of America
AT THE FIRST SESSION
Begun and held at the City of Washington on Tuesday, the seventh day of January,
one thousand nine hundred and ninety-seven
An Act
To amend the
Individuals with Disabilities Education Act,
to reauthorize and make improvements to that Act,
and for other purposes.
*Be it enacted by the
Senate and House of Representatives of the
United States of America in Congress assembled,*

SECTION 1. SHORT TITLE.
This Act may be cited as the 'Individuals with Disabilities Education Act Amendments of 1997'.

TITLE I -- AMENDMENTS TO THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT

SEC. 101. AMENDMENTS TO THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT.
Parts A through D of the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.) are amended to
read as follows:

Individuals With Disabilities Education Act



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SEC. 101. AMENDMENTS TO THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT.
Parts A through D of the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.) are amended to read as follows:

Individuals With Disabilities Education Act

IEP Teams

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TITLE I -- AMENDMENTS TO THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT

SEC. 101. AMENDMENTS TO THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT.
Parts A through D of the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.) are amended to
read as follows:

Individuals With Disabilities Education Act

Evaluation

- Timing
- Comprehensiveness
- Independent Educational Evaluation

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SEC. 101. AMENDMENTS TO THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT.
Parts A through D of the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.) are amended to
read as follows:

Individuals With Disabilities Education Act

Special education = individualized instruction



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Parts A through D of the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.) are amended to
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Related services

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SECTION 1. SHORT TITLE.
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TITLE I -- AMENDMENTS TO THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT

SEC. 101. AMENDMENTS TO THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT.
Parts A through D of the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.) are amended to
read as follows:

Individuals With Disabilities Education Act

IEP

- Present levels of performance
- Annual goals
- Measurement of progress
- Special education, related services, and supplementary aids and services
- Accommodations
- Start date, frequency, location and duration of services and modifications
- Transition (for older teens)
- Least restrictive environment

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Prior Written Notice

H.R.5
One Hundred Fifth Congress of the United States of America
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Parts A through D of the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.) are amended to
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Individuals With Disabilities Education Act

Placement

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Individuals With Disabilities Education Act

Discipline

Manifestation determinations

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Individuals With Disabilities Education Act

Procedural Safeguards

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