

Background

The Student was enrolled in the XXXXX grade at XXXXX (School) at the start of the 2018-2019 school year. The Student has XXXXX and was found eligible for a Section 504 plan
XX
XX.

The Complainant alleged that, about a week into the 2018-2019 school year, the Teacher stopped following the Section 504 provision to XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
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XX.

The District reported to OCR that XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX it has no information suggesting that the Teacher did not follow the Student’s Section 504 plan XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
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XX.

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XX.

Legal Standards

The Section 504 regulation, at 34 C.F.R. § 104.33, requires school districts to provide a free appropriate public education (FAPE) to students with disabilities. An appropriate education is regular or special education and related aids and services that are designed to meet the individual educational needs of students with disabilities as adequately as the needs of students without disabilities are met and that are developed in compliance with Section 504’s procedural

Please be advised that the District must not harass, coerce, intimidate, discriminate, or otherwise retaliate against an individual because that individual asserts a right or privilege under a law enforced by OCR or files a complaint, testifies, assists, or participates in a proceeding under a law enforced by OCR. If this happens, the individual may file a retaliation complaint with OCR.

Under the Freedom of Information Act, it may be necessary to release this document and related correspondence and records upon request. If OCR receives such a request, we will seek to protect personally identifiable information that could reasonably be expected to constitute an unwarranted invasion of personal privacy if released, to the extent provided by law.

If you have any questions, you may contact Civil Rights Attorney Gillian Thompson at (617) 289-0012 or by e-mail at Gillian.Thompson@ed.gov.

Sincerely,

/s/

Michelle Kalka
Compliance Team Leader

Enclosure

cc: Kathleen Landis, Drummond Woodsum LLP (by e-mail: KLandis@dwmlaw.com)