

Jefferson County Public Schools

Notice of Parent(s) or Guardian(s)/Student Rights

Section 504 of the Rehabilitation Act of 1973 grants rights to parents regarding their child's education. The intent of the law is to keep parents/guardians fully informed concerning decisions about their child. Parent(s)/Guardian(s) must be informed of any action pertaining to evaluation, eligibility, and a proposed educational plan prior to any changes in placement. Any adult student may assert these rights on his or her own behalf.

You have the right:

1. To have the school/district advise you of your rights under Federal law;
2. To receive notice regarding the evaluation, identification, educational placement, or significant change of educational placement of your child;
3. To give consent prior to the initial 504 evaluation and initial 504 placement of your child;
4. For your child to receive a free appropriate public education (FAPE). This includes being educated with nondisabled students to the maximum extent appropriate. The school district must make needed accommodations to allow your child an equal opportunity to participate in school and school activities (curricular and extracurricular);
5. For your child to be educated in facilities, and to access services, comparable to those provided to nondisabled students;
6. For your child to receive an individualized evaluation and, if he or she is found to be eligible under Section 504 of the Rehabilitation Act, for your child to receive individualized accommodations;
7. For evaluation, identification, and educational placement decisions to be made based on a variety of information sources and by a group of persons including persons who are knowledgeable about the student, the meaning of the evaluation data, and the placement options;
8. If the school district places your child in an educational program it does not operate, for your child to be transported to and from the outside placement setting at no greater cost to you than if the child was placed in a program operated by the district;
9. To examine all education records relating to your child's evaluation, identification, and educational placement and to obtain copies of educational records at a reasonable cost, unless the fee would effectively prevent you from inspecting and reviewing the records;
10. To a response from the school district to reasonable requests for explanation and interpretations of your child's records;
11. To request an amendment of your child's educational records if there is cause to believe that they are inaccurate, misleading, or otherwise in violation of the child's privacy or other rights;
12. To file a local grievance concerning discrimination;
13. To file a complaint concerning discrimination or FAPE with the Office for Civil Rights in the U.S. Department of Education. The address and phone number of the regional OCR office serving Jefferson County Public Schools (JCPS) can be obtained from the district's Section 504 coordinator.

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14. To request an impartial due process hearing as to decisions about your child's evaluation, identification, and educational placement; request review of the hearing officer's decision; and appeal the review officer's decision to court. You and your child may participate in the proceedings and have an attorney represent you at your own expense. You have the right to open the hearing to the public;
15. To request reimbursement of reasonable attorney fees if you are determined to be a prevailing party in your 504 hearing or court action; and
16. When a student reaches the age of majority, or is emancipated under Kentucky law, all rights under Section 504 transfer from the parent(s) to the student; unless JCPS is provided with an official copy of a court order declaring the student incompetent under KRS Chapter 387.

Hearing requests must be made to the following:

Tanya Bailey, Ed.D.
Section 504 Coordinator
tanya.bailey@jefferson.kyschools.us
Telephone: 485-6290

