

***Section 504 of the Rehabilitation Act of 1973 and  
the Americans with Disabilities Act:  
Equal Opportunities for all Students***

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It is the intent of the Tulare County/District SELPA to provide a Free Appropriate Public Education (FAPE) to each student with exceptional needs within its jurisdiction, regardless of the nature or severity of the disability. The Tulare County/District SELPA will provide equal opportunities for students in all education programs and activities without discrimination based upon sex, color, religion, origin, ethnic group, marital or parental status, and physical or mental disability.

It is the intent of the SELPA/Districts to identify and evaluate students who, within the intent of Section 504 of the Rehabilitation Act and the Americans with Disabilities Act, require reasonable accommodations in order to receive a free appropriate education.

For this policy a student who may need program modifications or accommodations within the intent of Section 504/ADA is one who:

1. Has a physical or mental impairment that substantially limits one or more major life activities or
2. Has a record of such impairment; or
3. Is regarded as having such impairment.

Students may be eligible for services under the provisions of Section 504/ADA even though they are not eligible for services pursuant to the Individuals with Disabilities Education Act (IDEA)

Students who are identified as individuals with exceptional needs, according to the IDEA criteria, are not addressed under this policy. The needs of such students are provided for under alternative SELPA policies and procedures, consistent with the IDEA and the California Education Code Section 56000 et.seq.

**References:**

EC 56000 et. seq.; 56205 (c)(11)  
Section 504  
ADA