



GUAM DEPARTMENT OF EDUCATION (GDOE)
SECTION 504 OF THE REHABILITATION ACT OF 1973

FORM D: PROCEDURAL SAFEGUARDS

Vision: "Every Student – Responsible, Respectful & Ready for Life"

Mission: "Our Educational Community Prepares all Students for Life, Promotes Excellence, Provides Support"

Student Name: _____

Parent Name: _____

Parents/Guardians Rights for Students Protected under Section 504 of the Rehabilitation Act of 1973

"Section 504" is a non-discrimination statute enacted by the United States Congress. The purpose of the Act is to prohibit discrimination and to assure that disabled students have educational opportunities and benefits equal to those provided to non-disabled students. This is a notice of your under Section 504. **It is the purpose of this notice to set out the rights assured by Section 504 to those students with disabilities who have a physical or mental impairment that substantially limits one or more major life activity who do not qualify under the Individuals with Disabilities Education Act (IDEA). Federal laws and regulations provide parent(s)/guardian(s) and students with rights.**

1. You have the right to be informed by the District of your rights under Section 504. The purpose of this notice is to advise you of those rights.
2. You have the right to have your child participate in and benefit from the District's education program without discrimination based on disability.
3. You have the right to receive notice before the District takes any action regarding the evaluation, free appropriate public education (FAPE), and placement of your child.
4. Your child has a right to an evaluation prior to an initial Section 504 placement and any subsequent significant change in placement. You have the right to refuse consent for the initial evaluation and initial placement of your child.
5. You have the right to have your child receive free appropriate public education (FAPE). This includes your child's rights to be educated with non-disabled students to the maximum extent appropriate. It also includes the right to have the District provide related aids and/or services to allow your child an equal opportunity to participate in school activities, educational, and/or related aids and services provided to your child without cost except for those fees imposed on the parent(s)/guardian(s) of non-disabled children.
6. Your child has a right to facilities, services, and/or activities that are comparable to those provided non-disabled students.
7. You have the right to have evaluation, educational, and/or placement decisions for your child based upon information from a variety of sources, by a group of persons who know your child, your child's evaluation data, and/or placement options.
8. You have the right to have your child be provided an equal opportunity to participate in non-academic and extracurricular activities offered by the District.
9. You have the right to examine your child's education records and obtain copy of such records. You also have the right to receive a response to reasonable requests for explanations and interpretations of your child's educational records.
10. You have the right to request the District to amend your child's education records if you believe they are inaccurate, misleading, and/or otherwise in violation of the privacy rights of your child. If the District refuses this request, you have the right to challenge such refusal under the Family Educational Rights and Privacy act (FERPA).
11. You have the right to request mediation or an impartial hearing with respect to the District's actions regarding your child's identification, evaluation, and/or educational placement with opportunity for parental participation in the hearing and representation by an attorney.
12. If you wish to challenge the actions of the District in regard to your child's identification, evaluation, and/or educational placement, you have the right to file grievance or complaint of discrimination with GDOE Compliance Office or with the U.S. Department of Education, Office for Civil Rights and/or federal court.

Parent Signature: _____ **Date:** _____

For more information about your rights, contact the District 504 Coordinator at Student Support Services Division, Guam Department of Education at 300 – 1623/24.
