

DISABILITIES PROCEDURE

Purpose: Title I of the Americans with Disabilities Act generally prohibits discrimination with respect to the terms and conditions of admission, educational services, or employment against a qualified individual with a disability, solely by reason of such individual's disability. In compliance with this Act, WSU Charter Academy has established the following procedure to be followed by site administrators and supervisors in responding to requests for reasonable accommodation from qualified applicants or employees with disabilities.

Procedure: WSU Charter Academy will follow the WSU Charter Academy Disabilities Policy.

All students who meet the definition of an individual with a disability will be evaluated, identified, and provided with Free Appropriate Public Education (FAPE) as applicable. WSU Charter Academy will make available to all eligible children with disabilities a free appropriate public education in the least restrictive environment according to their needs.

Parents of children with disabilities are entitled to procedural safeguards, including individual notice and an impartial hearing. If parents have a disability discrimination complaint, relevant information for the grievance procedure is available at the WSU Charter Academy office.

Weber State University Charter Academy will use the following Weber State University policies:

PPM 3-34 Americans with Disabilities Act & Section 504 Request for Accommodation

(http://www.weber.edu/ppm/Policies/3-34_ADA.html)

1. Monitoring Responsibility

Weber State University's Americans with Disabilities Act Coordinator (hereafter "ADA Coordinator"), as identified in Policy and Procedures Manual (PPM) Section 3-34 II, will monitor and coordinate the application of this procedure.

2. Procedures

- a. Definitions relating to this policy are found in PPM 3-34 II.
- b. Procedures for filing of requests for accommodations are listed in PPM 3-34 III.
- c. Response to requests for accommodations, issuance of decisions to deny accommodations, and appeals procedures are found in PPM 3-34 IV – VI.
- d. The classification and treatment of records relating to requests for accommodations is detailed in PPM 3-34 VII.
- e. Relations to other laws (PPM 3.34 VIII).

This rule does not prohibit or limit the use of remedies available to individuals under the Utah Anti-Discrimination complaint procedures, Section 67-19-32; the Federal ADA complaint procedures (28 CFR Sub-part F. beginning with Part 35.170, 1990 edition); or any other Utah or federal law that provides equal or greater protection for the rights of individuals with disabilities.

3. References

Americans with Disabilities Act of 1990, 42 U.S.C. § 12131 et seq., Americans with Disabilities Act, CFR 28 § 35.140 - Employment discrimination prohibited Americans with Disabilities Act, CFR 29 § 1630.1 et seq. - Regulations to Implement the Equal Employment Provisions of the Americans with Disabilities Act .