

IEP vs. 504

UNDERSTANDING THE DIFFERENCES

	IEP	504
WHO	<p>An individual, aged 3-21:</p> <ul style="list-style-type: none"> • who has been identified as qualifying under one of 14 disability categories; AND • whose disability affects their ability to access and benefit from the general education curriculum. 	<p>An individual of any age, who:</p> <ul style="list-style-type: none"> • has a physical or mental impairment; • has a record of impairment but is no longer disabled; OR • is regarded as having an impairment <p>...that substantially limits a major life activity</p>
WHAT	<p>A plan for how a student with a disability or other impairment will be provided:</p> <ul style="list-style-type: none"> • special education, AND/OR • related services <p>...to ensure the child can make MEANINGFUL PROGRESS towards the general education curriculum.</p>	<p>A plan for how a student with a disability or other impairment will be provided:</p> <ul style="list-style-type: none"> • regular OR special education, AND/OR • related aids and services <p>...to ensure the child has the same ACCESS to the learning environment as non-impaired peers.</p>
WHEN	<ul style="list-style-type: none"> • Evaluations: <ul style="list-style-type: none"> ◦ Completed within 60 calendar days of signed consent for evaluation ◦ Reviewed at least once every 3 years • Plans: <ul style="list-style-type: none"> ◦ Completed within 30 calendar days of evaluation ◦ Reviewed by the team at least once per calendar year 	<ul style="list-style-type: none"> • Evaluations: <ul style="list-style-type: none"> ◦ Reviewed "periodically" • Plans: <ul style="list-style-type: none"> ◦ Reviewed "periodically" and prior to any significant change in placement
WHERE	<ul style="list-style-type: none"> • All public school districts and chartered public schools • Some private schools • Includes academic AND non-academic / extracurricular activities 	<ul style="list-style-type: none"> • All public school districts and chartered public schools • Any other educational institution receiving Federal funding or assistance • Any organization providing education, healthcare, housing, social services, or parks/recreation
WHY	<p>Individuals with Disabilities Education Act (IDEA)</p> <ul style="list-style-type: none"> • Federal funding law ensuring states meet the needs of qualifying students 	<p>Section 504 of the Rehabilitation Act of 1973</p> <ul style="list-style-type: none"> • Federal civil rights anti-discrimination law
HOW	<p>Teams must determine:</p> <ul style="list-style-type: none"> • If a student meets the definition of having a disability under one of 14 categories • What supports and services are required <p>If a student does not qualify under IDEA, teams must consider if they have a disability under Section 504</p>	<p>Teams must determine:</p> <ul style="list-style-type: none"> • If a student qualifies for 504 protection only; OR • If a student qualifies for 504 protections AND services