

# Outline

## Overview of Section 504

- Anti-Discrimination Statute
- Scope of Section 504
- Comparison to the Americans with Disabilities Act (ADA)
- Comparison to the Individuals with Disabilities Education Act (IDEA)

## What Student Issues are Covered by Section 504?

- Who is an "Eligible Student"
- Short-Term and Temporary Conditions
- Use of Mitigating Measures No Longer Considered
- Substance Abuse
- What Medical Information is Needed?

## Schools' Obligations to Identify and Evaluate Students

- Information from Physicians, Psychologists and Other Outside Service Providers
- Evaluations
- Comparison to Obligations under IDEA

## Providing Accommodations

- Developing an Accommodation Plan
- Comparison of Section 504 Plans vs. IEPs
- Service Animals
- Student Allergies and Other Environmental Concerns
- Comparison to Obligations under IDEA

## Procedural Requirements and Safeguards

- School District Policies
- Notice Obligations
- Record Requirements
- Section 504 Meetings
- Litigation under Section 504

## Additional Section 504 Issues

- Service Animals, Robots, Concussions, Diabetes, Asthma and More
- Athletics and Extra-Curricular Activities
- Classroom Location, Field Trips
- Modified Assignments/Grading
- Transgender Student Rights

## Behavior and Discipline Issues

## Recent Case Law Developments

### Live Seminar Schedule

|                   |                                   |
|-------------------|-----------------------------------|
| <b>7:30</b>       | Registration/Morning Coffee & Tea |
| <b>8:00</b>       | Program begins                    |
| <b>11:50-1:00</b> | Lunch ( <i>on your own</i> )      |
| <b>3:45</b>       | Program ends                      |

There will be two 15-min breaks (mid-morning & mid-afternoon). Actual lunch and break start times are at the discretion of the speaker. A more detailed schedule is available upon request.

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# Section 504 in Massachusetts

An Updated Guide to Identifying & Planning for Students with Disabilities in the Schools

Featuring attorney  
**MARY L. GALLANT**

**TAUNTON, MA**  
Friday, November 2, 2018

**DEDHAM, MA**  
Thursday, November 15, 2018

**PEABODY, MA**  
Thursday, November 29, 2018

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# Section 504

in Massachusetts

An Updated Guide to Identifying & Planning for Students with Disabilities in the Schools

Featuring attorney  
**Mary L. Gallant**

- Transgender Student Rights: Which Restroom/ Locker room?
- 504 Teams, Plans and Compliance
- 504? IDEA? What's the difference?
- Diabetes, Asthma, Service Animals and More!
- Behavior and Discipline under 504

**TAUNTON, MA**  
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Thursday, November 29, 2018

# Objectives

1. Break down the qualifying conditions that warrant the development of a Section 504 Plan.
2. Determine the difference between the need for a Section 504 Plan and an I.E.P.
3. Communicate the legal concepts and protections as found within Section 504.
4. Analyze the requirements for Child Find, behavioral accommodations/modifications and other supports in a 504 Plan.
5. Ascertain the common issues facing parents and school district staff with regard to Section 504.
6. Determine necessary legal record keeping requirements.

### Target Audience:

General Education Teachers • Special Education Teachers • School Administrators • School Psychologists  
Counselors • Social Workers • School Nurses • Related Service Providers  
Other Helping Professionals that Work with Children

**Hassle-Free Cancellation Policy:** If you contact us before the event date, you can exchange for a certificate to attend another seminar, or receive a tuition refund less a \$30 cancel fee. Substitutions are permitted at any time.



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If you attend only one seminar this year, it has to be Section 504.



In one short day, you will gain new insight to regulations, laws and issues that significantly affect your K-12 district compliance. Join school law expert Mary Gallant as she provides the essential information and practical guidance on what it means to your school.

Questions that will be answered include:

- “How have the ADA Amendments and new federal regulations changed the eligibility criteria under Section 504? What is the school district’s obligation to identify and evaluate students? Are you under or over identifying?”
- “Why can’t a health plan substitute for a 504 plan?”
- “What are the new rules regarding service animals?”
- “How are discipline and behavioral issues handled with a student eligible under Section 504, as compared/contrasted with a student eligible under IDEA?”



PESI Inc. is proud to offer this seminar (at these locations only) free of charge (on live seminar tuition) for veterans and active duty military personnel. **Advance registration by phone required.**

## Speaker

**Mary L. Gallant** is an experienced attorney with a primary focus on special education, education and juvenile law. Ms. Gallant regularly advises public schools to assist them with compliance with special education laws and regulations and interacts with staff of the Department of Elementary and Secondary Education, Department of Children and Families, Department of Mental Health and Department of Developmental Disabilities. In her 6 years with the law firm of Sakakeeny & Associates she represented clients in litigation before administrative agencies, including the Bureau of Special Education Appeals, as well as state and federal trial and appellate courts. In addition, she frequently conducts workshops for teachers, principals and school administrators on a variety of special education and education topics. Ms. Gallant is an honors graduate of Boston University School of Law. She is an honors graduate of the University of Massachusetts at Amherst, holding dual bachelor’s degrees in Zoology and Psychology.

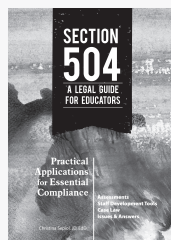
Speaker Disclosures:

Financial: Mary Gallant receives a speaking honorarium from PESI, Inc.

Non-financial: Mary Gallant is a member of the Massachusetts Bar Association.

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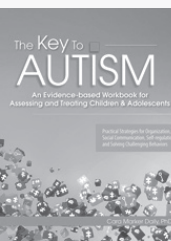
## SAVE BY INCLUDING THESE PRODUCTS WITH SEMINAR REGISTRATION!



### Section 504: A Legal Guide For Educators

By Christina Sepiol, J.D., Ed.D

From eligibility to the development of a Section 504 Plan, every aspect of essential compliance is covered. This must-have guide is filled with real-life applications, exercises to practice and problem-solve, and case examples.



### The Key to Autism:

An Evidence-based Workbook for Assessing and Treating Children & Adolescents

By Cara Marker Daily, PhD

The Key to Autism is an invaluable and comprehensive resource for any professional assessing and treating autism in children and adolescents. Filled with dozens of case examples, exercises to understand how the brain with autism works, the latest tools for screening and assessment, and “how-to” sections for applied behavior analysis (ABA), this workbook is the key to understanding the minds of children and adolescents with autism.



### Hands-on Activities for Children with Autism & Sensory Disorders

By Teresa Garland, MOT, OTR/L

Innovative, practical and fun activities for children with autism and sensory disorders.

Following a step-by-step recipe format, Teresa Garland, MOT, OTR/L provides nearly 200 activities and interventions to help children with their sensory needs. This highly detailed, illustrated and accessible guide is a rich resource for any therapist, teacher or parent.

Questions? Call customer service at 800-844-8260

## Live Continuing Education Credit Information

**Credits listed below are for full attendance at the live event only.** Certificates of Completion are distributed at the conclusion of the live seminar for those who register prior to the event date and attend the full day. A letter of attendance will be issued to participants who register at the event, arrive late, or leave early. For those who registered day of (walk-ins), and are in full attendance, a certificate of completion for full CE credit will be sent within 30 days following the event. For those in partial attendance (arrived late or left early), an adjusted certificate of completion reflecting partial credit will be issued within 30 days (if your board allows). Please see “live seminar schedule” for full attendance start and end times. NOTE: Boards do not allow credit for breaks or lunch.

If your profession is not listed, please contact your licensing board to determine your continuing education requirements and check for reciprocal approval. For other credit inquiries not specified below, or questions on home study credit availability, please contact [cespi@pesi.com](mailto:cespi@pesi.com) or 800-844-8260 before the event.

Materials that are included in this course may include interventions and modalities that are beyond the authorized practice of mental health professionals. As a licensed professional, you are responsible for reviewing the scope of practice, including activities that are defined in law as beyond the boundaries of practice in accordance with and in compliance with your professions standards.

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**COUNSELORS:** This intermediate activity consists of 6 clock hours of continuing education instruction. Credit requirements and approvals vary per state board regulations. Please save the course outline, the certificate of completion you receive from the activity and contact your state board or organization to determine specific filing requirements.

**MASSACHUSETTS COUNSELORS:** Application for MaMHCA/MMCEP continuing education credits has been submitted. Please contact us at 800-844-8260 or [info@pesi.com](mailto:info@pesi.com) for the status of LMHC CE certification.

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**MASSACHUSETTS SCHOOL PERSONNEL:** This course may be applicable for 6 Professional Development Points toward your Professional Development Plan per the Massachusetts Department of Education recertification guidelines; check with your licensing authority for more information.

**NURSE/NURSE PRACTITIONERS/CLINICAL NURSE SPECIALISTS:** This intermediate activity consists of 6 clock hours of continuing education instruction. Credit requirements and approvals vary per state board regulations. Please contact your licensing board to determine if they accept programs or providers approved by other national or state licensing boards. A certificate of attendance will be awarded at the end of the program to participants who are in full attendance and who complete the program evaluation.

**PSYCHOLOGISTS:** PESI, Inc. is approved by the American Psychological Association to sponsor continuing education for psychologists. PESI maintains responsibility for this program and its content. PESI is offering this activity for 6 hours of continuing education credit. Full attendance is required; no partial credits will be offered for partial attendance.

**SOCIAL WORKERS:** PESI, Inc. Provider #1062, is approved as a provider for social work continuing education by the Association of Social Work Boards (ASWB), [www.aswb.org](http://www.aswb.org) through the Approved Continuing Education (ACE) Program. PESI, Inc. maintains responsibility for the program. ASWB Approval Period: January 27, 2017 - January 27, 2020. Social workers should contact their regulatory board to determine course approval for continuing education credits. Social workers participating in this course will receive 6 (Clinical) continuing education clock hours for this Intermediate course. A certificate of attendance will be awarded at the end of the program to social workers who complete the program evaluation.

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QUESTIONS? Call 800-844-8260 or e-mail us at [info@pesi.com](mailto:info@pesi.com).

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SECTION 504 IN MASSACHUSETTS

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### ADA NEEDS

We would be happy to accommodate your ADA needs; please call at least two weeks prior to the seminar date.

### WALK-INS

Walk-ins are welcome but admission cannot be guaranteed. Call M-F 7:00-6:00 Central Time for space availability if registering within one week of seminar.

### TUITION OPTIONS

• **FREE Military tuition:** PESI Inc. is proud to offer this seminar (at these locations only) free of charge (on live seminar tuition) for veterans and active duty military personnel. **Advance registration by phone required.**

• **\$30 Tuition:** If you are interested in being our registration coordinator for the day, go to: [www.pesi.com/coord](http://www.pesi.com/coord) for availability and job description, or call our Customer Service Dept. at 800-844-8260.

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- per person for 2 or more preregistering together —OR—
- single registration postmarked 3 weeks prior to seminar date
- \$229.99** standard

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- \$24.99\*** Section 504: A Legal Guide For Educators book
- \$24.99\*** The Key to Autism book
- \$29.99\*** Hands-on Activities for Children with Autism & Sensory Disorders book

\* Attendees add applicable state and local taxes except in AK, DE, MT, NH, OR

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- **The Key to Autism** book\* \$24.99 (PUB084175)
- **Hands-on Activities for Children with Autism & Sensory Disorders** book\* \$29.99 (PUB084350)

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