Equal Educational Opportunity

Note: The following provisions address equal educational opportunity for all students in accordance with law. For provisions addressing discrimination, harassment, and retaliation involving District students, see FFH.

Title IX Coordinator
The District designates and authorizes the Title IX coordinator for students to coordinate its efforts to comply with Title IX of the Education Amendments of 1972, as amended. [See FB(EXHIBIT)]

ADA / Section 504 Coordinator
The District designates and authorizes the ADA/Section 504 coordinator for students to coordinate its efforts to comply with Title II of the Americans with Disabilities Act of 1990, as amended, which incorporates and expands upon the requirements of Section 504 of the Rehabilitation Act of 1973 ("Section 504"), as amended. [See FB(EXHIBIT)]

Superintendent
The Superintendent shall serve as coordinator for purposes of District compliance with all other nondiscrimination laws.

Equal Educational Opportunity
General Education
The District shall provide necessary services and supports to provide students equal access to educational opportunities. [See EHBC] Certain instructional or other accommodations, including on state-mandated assessments, may be made when necessary, when allowable, and when these accommodations do not modify the rigor or content expectations of a subject, course, or assessment. [See EKB]

Additional Services and Supports
If the District has reason to believe that a student has a disability that may require additional services and supports in order for the student to receive an appropriate education as this term is defined by law, Section 504 and/or the Individuals with Disabilities Education Act (IDEA) shall govern the evaluation, services, and supports provided by the District. [See also EHBA series]

[For information regarding dyslexia and related disorders, see EHB.]

Note: The following provisions address the District’s compliance efforts and system of procedural safeguards as required by federal regulations for a student with a disability as defined by Section 504. A report of discrimination or harassment based on a student’s disability shall be made in accordance with FFH.

Section 504 Committees
The District shall form Section 504 committees as necessary. The Section 504 coordinator and members of each Section 504 committee shall receive training in the procedures and requirements for
identifying and providing educational and related services and sup-
ports to a student who has a disability that results in a substantial
limitation of a major life activity.

Each Section 504 committee shall be composed of a group of per-
sons knowledgeable about the student, the meaning of the evalua-
tion data, placement options, and the legal requirements regarding
least restrictive environment and comparable facilities for students
with disabilities.

Referrals

If a teacher, school counselor, administrator, or other District em-
ployee has reason to believe that a student may have a disability
as defined by Section 504, the District shall evaluate the student. A
student may also be referred for evaluation by the student’s parent.

Notice and Consent

The District shall seek written parental consent prior to conducting
a formal evaluation. Ordinary observations in the classroom or
other school setting shall not require prior parental consent.

Evaluation and Placement

The results of an evaluation shall be considered before any action
is taken to place a student with a disability or make a significant
change in placement in an instructional program. The Superinten-
dent shall ensure that the District’s procedures for tests and other
evaluation materials comply with the minimum requirements of law.
In interpreting evaluation data and when making decisions related
to necessary services and supports, each Section 504 committee
shall carefully consider and document information from a variety of
sources in accordance with law.

Review and Reevaluation Procedure

To address the periodic reevaluation requirement of law, the Dis-
trict shall adhere to the reevaluation timelines in the IDEA regula-
tions.

A parent, teacher, or other District employee may request a review
of a student’s services and supports at any time, but a formal
reevaluation shall generally occur no more frequently than once a
year.

Examining Records

A parent shall make any request to review his or her child’s educa-
tion records to the campus principal or other identified custodian of
records. [See FL]

Right to Impartial Hearing

A parent shall be given written notice of the due process right to an
impartial hearing if the parent has a concern or complaint about the
District’s actions regarding the identification, evaluation, or educa-
tional placement of a student with a disability. The impartial hearing
shall be conducted by a person who is knowledgeable about Sec-
tion 504 issues and who is not employed by the District or related
to a member of the Board in a degree that would be prohibited un-
der the nepotism statute [see DBE]. The impartial hearing officer is
not required to be an attorney. The District and the parent shall be entitled to legal representation at the impartial hearing.

Records Retention

Records specific to identification, evaluation, and placement as these pertain to Section 504 shall be retained by the District in accordance with law and the District’s local records control schedules. [See CPC]