

1 **Browning Public Schools**

2
3 Policy #3000

4 Policy Name: *Equal Education and Nondiscrimination*

5 Regulation: -----
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7 Browning Public Schools, District #9 is committed to nondiscrimination in the provision of all educational
8 services. As equal educational opportunity is a fundamental right under both the Montana and United States
9 Constitutions, it is the policy of this District to provide a learning environment free of discrimination. All
10 students shall have opportunities to participate in the general curriculum and co-curricular activities. This
11 includes physical facility access; a climate of tolerance and respect for each individual and reasonable
12 accommodation.
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14 All students have the opportunity to participate in and receive benefits from all programs or activities
15 including, but not limited to, course offerings, graduation requirements, athletics, counseling services,
16 extracurricular and other school-related activities.
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18 Discrimination in education because of sex, race, color, creed, religion, national origin, age, physical or
19 mental handicap, political belief, marital or parental status, Sexual orientation, or gender identity and
20 expression is prohibited unless based upon reasonable grounds as provided by law. The District is
21 committed to taking the appropriate and feasible remedial action necessary to eliminate existing
22 discrimination and its effects.
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24 Inquiries regarding sexual harassment/intimidation should be directed to the Browning Public Schools Title
25 IX Coordinator and in the case of discrimination based on a suspected or known disability, the Browning
26 Public Schools 504 Coordinator should be contacted. In compliance with federal regulations, the District
27 will notify annually all students, parents, staff, and community members of this policy and the designated
28 coordinator(s) to receive inquiries. Notification should include the name and location of the coordinator
29 and will be carried in all handbooks and published in community newspapers.
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31 *Inquiries regarding sexual harassment, sex discrimination, or sexual intimidation should be*
32 *directed to the District Title IX Coordinator, to the Assistant Secretary for Civil Rights of the*
33 *Department of Education, or both. The Board designates the following individual to serve as the*
34 *District's Title IX Coordinator:*
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36 Title:
37 Office address:
38 Email:
39 Phone number:
40

41 *Inquiries regarding discrimination on the basis of disability or requests for accommodation*
42 *should be directed to the District Section 504 Coordinator. The Board designates the following*
43 *individual to serve as the District's Section 504 Coordinator:*
44

45 Title:
46 Office address:
47 Email:
48 Phone number:
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1 *Student Use of Buildings: Equal Access*

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3 *Non-curricular groups of students not previously recognized as curricular student organization*
4 *under Policy 3510 or 3550 may gather on school premises under the following guidelines*
5 *without restriction on the basis of the religious, political, philosophical, or other content of the*
6 *meeting. Students wishing to form curricular groups or organizations recognized by the school*
7 *administration may do so in accordance with policy 3532.*

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9 *The following guidelines must be met:*

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11 1. *The meeting is voluntary and student-initiated.*
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13 2. *There is no sponsorship of the meeting by the school district, or its agents or employees.*
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15 3. *The meeting must occur during non-instructional time on regular school days.*
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17 4. *Employees or agents of the school district are present only in a capacity outside of their*
18 *official duties.*
- 19
20 5. *The meeting does not materially and substantially interfere with the orderly conduct of*
21 *educational activities within the school.*
- 22
23 6. *Non-school persons may not direct, conduct, control, or regularly attend activities.*

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25 *Although the school assumes no sponsorship of these kinds of meetings, all meetings held on*
26 *school premises must be scheduled and approved by the principal.*

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28 *This policy pertains to student meetings. The school has the authority, through its agent or*
29 *employees, to maintain order and discipline on school premises and to protect the well-being of*
30 *students and faculty.*

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34 **Cross Reference:** #3900 Student Appeal
35 #3205 Sexual Harassment/Intimidation
36 #3532 Student Clubs and Activities

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39 **Legal Reference:** 20 USC 1701 Congressional Declaration of Policy
40 20 USC 1681 Discrimination Based on Sex or Blindness
41 Article X, Sec 7, Montana Constitution - Non-Discrimination in Education
42 49-2-307, MCA Discrimination in Education
43 24.9.1001-1011 Sex Discrimination in Education
44 20 USC 1400, et. seq. Individuals with Disability Act of 1997
45 *20 U.S.C. 4071 Equal Access Act*
46 *Board of Education v. Mergens, 110 S. Ct. 2356 (1990)*
47 29 USC 701 Rehabilitation Act of 1973
48 42 USC 12101, et. seq. Americans with Disabilities Act

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Policy History:

Adopted on: 11/25/97

Revised on: 4/13/00, 1/11/11