

EQUAL EDUCATIONAL OPPORTUNITY

FB  
(LOCAL)

TITLE IX  
COORDINATOR

The District shall designate at least one **person** employee to coordinate its efforts to comply with Title IX of the Education Amendments of 1972, as amended, and shall notify all students of the name, office address, and telephone number of the employee(s) so designated.

ADA/SECTION 504  
COORDINATOR

By regulation, the District shall designate, from time to time, persons 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, as amended.

The Section 504 coordinator and members of the Section 504 committee shall receive training in the procedures and requirements for identifying and providing educational and related services to those students who have disabilities, but who are not in need of special education in accordance with the Individuals with Disabilities Education Act (IDEA). [See EHBA]

SUPERINTENDENT

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

COMPLAINTS

Allegations of unlawful discrimination, prohibited harassment, including sexual harassment, or retaliation shall be made according to FFH(LOCAL).

SECTION 504  
COMMITTEE

The Section 504 committee shall be composed of at least two persons, including persons knowledgeable about the student, the meaning of the evaluation data, the placement options, and the legal requirements regarding least restrictive environment and comparable facilities for students with disabilities.

REFERRALS

Students may be referred by parents, teachers, counselors, administrators, or any other District employees for evaluation to determine if they have disabilities and are in need of special instruction or services.

PREPLACEMENT  
EVALUATION

An evaluation shall be conducted before any action is taken to place a student with disabilities or make a significant change in placement in an instructional program. The evaluation shall include consideration of adaptive behavior. Adaptive behavior is the effectiveness with which the individual meets the standards of personal independence and social responsibility expected of his or her age and cultural group.

NOTICE TO  
PARENTS

The Section 504 coordinator or designee shall notify parents prior to any individual evaluation conducted to determine if their child has disabilities or to determine what educational or related services should be provided to the student. Parents shall also be given writ-

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ten notice of the District's refusal to evaluate a student or to provide specific aids and services the parents have requested.

IMPARTIAL  
HEARING

Parents shall be given written notice of their due process right to an impartial hearing if they have a concern or complaint about the District's actions regarding the identification, evaluation, or educational placement of a student with disabilities. The impartial hearing shall be conducted by a person who is knowledgeable about the issues involved in Section 504 and who is not employed by the District or related to a member of the Board in a degree that would be prohibited under the nepotism statute [see DBE]. The impartial hearing officer is not required to be an attorney.

TAKS MODIFICATIONS

Modifications in taking the TAKS test may be made for a Section 504 student when the modifications have been determined not to destroy the validity of the test; are necessary for the student to take the test; are consistent with modifications provided the student in the classroom; and are approved by TEA. [See EKB]

'NO PASS, NO PLAY'  
EXEMPTIONS

When a Section 504 student cannot meet the regular academic standards of the "no pass, no play" law, the District may follow TEA procedures to determine continued eligibility for extracurricular activities.

DISCRIMINATION  
ALLEGATIONS

Parent or student complaints alleging discrimination against a student in a District program or activity in violation of a Title IX and/or Section 504 provision, other than allegations of sexual harassment or the identification, evaluation, or educational placement of students with disabilities, shall be heard through the procedure set out in FNG(LOCAL).