

# BP 0410 Nondiscrimination in District Programs and Activities

## KPBSD Policy Manual

BP 0410

### **Philosophy-Goals-Objectives and Comprehensive Plans NONDISCRIMINATION IN DISTRICT PROGRAMS AND ACTIVITIES**

The School Board is committed to equal opportunity for all individuals in education. District programs and activities shall be free from discrimination based on gender, sex, race, color, religion, national origin, gender identity, sexual orientation, ethnic group, genetic information, marital or parental status, physical or mental disability, good faith reporting on a matter of public concern,—or any other unlawful consideration. The Board shall promote programs which eliminate discriminatory practices or activities.

(cf. [4030](#) - Nondiscrimination in Employment)

(cf. [5145.3](#) - Nondiscrimination)

District programs and facilities, viewed in their entirety, shall be readily accessible to individuals with disabilities. The Superintendent shall make available to interested persons, including individuals with disabilities, information about the programs, facilities and activities available.

(cf. [0411](#) - Service Animals)

(cf. [6164.2](#) - Guidance and Counseling Services)

The Superintendent shall annually notify students and parents of the District's policy on nondiscrimination and related complaint procedures.

(cf. [1312.3](#) - Public Complaints Concerning Discrimination)

*Legal Reference:*

#### **ALASKA STATUTES**

[14.18.010](#) - [14.18.100](#) Prohibition Against Sex and Race Discrimination

#### **ALASKA ADMINISTRATIVE CODE**

[4 AAC 06.500](#) - [4 AAC 06.600](#) Prohibition of Gender or Race Discrimination

#### **UNITED STATES CODE**

TITLE VI, CIVIL RIGHTS ACT of 1964, [42 U.S.C. §§200d-2000d7](#)

-TITLE IX, EDUCATION AMENDMENTS OF 1972, [20 U.S.C. -§§ 1681-1688](#)

VOCATIONAL REHABILITATION ACT OF 1973, SECTIONS 503 AND 504, 29 U.S.C. § 794  
-Individuals with Disabilities Education Act (IDEA), 20 U.S.C. §§ 1401-1491  
-Americans with Disabilities Act (ADA), 42 U.S.C §§ 12101-12213-  
Age Discrimination in Employment Act, 29 U.S.C. §§ 621-634

**KENAI PENINSULA BOROUGH SCHOOL DISTRICT**  
**Revised: 7/11/2011**

E 410(a) Notice of Rights Under Section 504

## **Philosophy-Goals-Objectives and Comprehensive Plans**

### **E0410(a)**

## **NONDISCRIMINATION IN DISTRICT PROGRAMS AND ACTIVITIES**

### **Notice of Rights Under Section 504**

The following rights are granted to students with disabilities, and their parents, by Section 504 of the Rehabilitation Act of 1973. The intent of the law is to keep you fully informed concerning decisions about your child and to inform you of your rights if you disagree with any of the decisions.

As a parent of a student with disabilities, you have the right to:

1. Have your child take part in, and receive from public education programs without discrimination because of his/her disabling condition. If you are identified as a disabled parent, you also have the right to ask for reasonable accommodations so that you may participate in the planning of your child's education;
2. Have the school district advise you of your rights under federal law;
3. Receive notice with respect to identification, evaluation, or placement of your child;
4. Have your child receive a free appropriate public education. This includes the right to be educated with non-disabled students to the maximum extent appropriate. It also includes the right to have the school district make reasonable accommodations to allow your child an equal opportunity to participate in school and school related activities.
5. Have your child educated in facilities and receive services comparable to those provided non-disabled students;
6. Have your child receive special education and related services if she/he is found to be eligible under the Individuals with Disabilities Education Act or Section 504 of the Rehabilitation Act;
7. Have evaluation, educational, and placement decisions made based on a variety of information sources, and by persons who know the student, the evaluation data, and placement options;
8. Have transportation provided to and from school if necessary to allow our child to take part in educational services;
9. Have your child be provided an equal opportunity to participate in non-academic and extra-curricular activities offered by the district;

10. Examine relevant records relating to decisions regarding your child's identification, evaluation, educational program, and placement;
11. Obtain copies of educational records at a reasonable cost unless the fee would effectively deny you access to your child's records;
12. Obtain a response from the school district to a reasonable request for explanations and interpretations of your child's records;
13. Request amendment of your child's educational records if there is reasonable cause to believe that they are inaccurate, misleading or otherwise in violation of the privacy rights of your child;
14. Request mediation or an impartial due process hearing related to decisions or actions regarding your child's identification, evaluation, educational program or placement. You and the student may take part in the hearing and have an attorney represent you.
15. File a local grievance.

The person in this District who is responsible for coordinating 504 compliance and identification purposes is Amy Hagen, 148 N. Binkley St., Soldotna, AK 99669.