

<b>MARION SCHOOL DISTRICT 60-3</b>	<b>NEPN Code: ACB</b>
<b>FOUNDATIONS AND BASIC COMMITMENTS</b>	

## **NONDISCRIMINATION ON THE BASIS OF HANDICAP/DISABILITY**

It will be the policy of the Marion School District to adhere to the concept of nondiscrimination on the basis of handicapping conditions. The Board will support section 504 of the Rehabilitation Act of 1973. In doing so the Board will:

1. Not discriminate against a qualified handicapped person in any aspect of school division employment solely on the basis of handicap.
2. Make facilities, programs and activities accessible, usable, and open to qualified handicapped persons.
3. Provide free appropriate education at elementary and secondary levels, including nonacademic and extracurricular services and activities, to qualified handicapped persons.
4. Not exclude any qualified handicapped person solely on the basis of handicap from participation in any preschool education or day care program or activity or any adult education or vocational program or activity.
5. Provide each qualified handicapped person with the same health, welfare, and social services as are provided other persons.

The Board holds the general view that:

1. Discrimination against qualified handicapped persons solely on the basis of handicap is unfair.
2. To the extent reasonably possible, qualified handicapped persons should be in the mainstream of life in a school community.

Accordingly, employees of the District will comply with the above requirements of the law and any regulations approved by the Board or its administration for ensuring a policy of nondiscrimination on the sole basis of handicap. The Board designates the superintendent to act as the District's compliance officer for employees and students.

No person in the District will, on the basis of handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any educational program or activities.

**Legal References:** Section 504 of the Rehabilitation Act of 1973;  
Americans with Disabilities Act of 1990;  
34 C.F.R. 300 et seq.;  
42 U.S.C. §12101 et seq. American with Disabilities Act  
29 U.S.C §794 Rehabilitation Act of 1973, Section 504  
20 U.S.C. §1400 et seq. Individuals with Disabilities Education Act;  
P.L. 108-446 the 2004 reauthorization of the Individuals with Disabilities  
Act;

**Formerly:** Policy B-50

**Revised:** July 9, 2012