
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 **has designated a Title IX coordinator for students**~~designates the following person~~ to coordinate its efforts to comply with Title IX of the Education Amendments of 1972, as amended. **[See FB(EXHIBIT)]**:

~~Name: Elaine Howard~~

~~Position: Executive Director of Human Resources~~

~~Address: 8012 Shin Oak Drive, Live Oak, TX 78233-2457~~

~~Telephone: (210) 945-5608~~

ADA / SECTION 504
COORDINATOR

The District has designated an~~Reports of discrimination based on disability may be directed to the~~ ADA/Section 504 coordinator **for students.**~~The District designates the following person~~ 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**"),^r as amended. **[See FB(EXHIBIT)]**:

SUPERINTENDENT

~~Name: Earnest Cox~~

~~Position: Director of Guidance and Counseling~~

~~Address: 8205 Palisades Drive, Live Oak, TX 78233-2457~~

~~Telephone: (210) 945-5215~~

~~SUPERINTENDENT~~

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

~~COMPLAINTS~~

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

~~RECORDS
RETENTION~~

**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.

~~Copies of reports alleging discrimination, prohibited harassment, including sexual harassment, and retaliation; investigation reports; and related records shall be maintained by the District for a period of at least three years. If the person alleged to have experienced discrimination, prohibited harassment, or retaliation was a minor, the records shall be maintained until the person reaches the age of 21.~~

**SECTION 504
COMMITTEE
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 supports to a student who has a disability that results in a substantial limitation of a major life activity.** ~~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]~~

~~Each~~The Section 504 committee shall be composed of **a group 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

If a teacher, school counselor, administrator ~~A student may be referred by parents, teachers, counselors, administrators, or any other District employee~~ **has reason for assessment to believe that determine if the student has a disability covered by Section 504 or if the student is in need of further evaluation through the Student Intervention Process/Response to Intervention.**

~~PARENTAL
CONSENT~~

~~The Section 504 coordinator 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. Parental consent shall be obtained before the initial student evaluation procedures for the identification, diagnosis, and prescription of specific education services.~~

~~NOTICE TO
PARENTS~~

~~Parents shall be given written notice of the District's refusal to evaluate a student **may** or to provide specific aids and services the parents 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~~**requested.**

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.

~~PREPLACEMENT
EVALUATION AND
PLACEMENT~~

The results of ~~an~~**the** evaluation shall be considered before any action is taken to place a student with **a disability**~~disabilities~~ or make a significant change in placement in an instructional program. **The Superintendent shall ensure that the District's procedures for tests and other evaluation materials comply with the minimum requirements of law. In interpreting**~~The~~ evaluation data and when making decisions related to necessary services ~~shall include consideration of adaptive behavior. Adaptive behavior is the effectiveness with which the individual meets the standards of personal independence 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 District shall adhere to the reevaluation timelines in the IDEA regulations.

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 ~~social responsibility expected of~~ his or her child's education records to the campus principal or other identified custodian of records. **[See FL]**~~age and cultural group.~~

RIGHT TO
IMPARTIAL
HEARING

A parent~~Parents~~ shall be given written notice of ~~the~~**their** due process right to an impartial hearing if ~~the parent has~~**they have** a concern or complaint about the District's actions regarding the identification, evaluation, or educational placement of a student

with ~~a disability~~ disabilities. The impartial hearing shall be conducted by a person who is knowledgeable about ~~the issues involved in~~ Section 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 under 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.**

~~STATE-MANDATED
ASSESSMENTS
ACCOMMODATIONS
IN TAKING THE
STATE-MANDATED
ASSESSMENTS 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] 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 retention schedules. [See CPC]