

<b>TOPEKA PUBLIC SCHOOLS</b>	<b>REGULATION NO.: 8100-01</b>
<b>SUBJECT:</b>  <b>NONDISCRIMINATION</b>	<b>DATE OF ISSUE: 06/18/80</b> <hr/> <b>REVISIONS: 06/05/09; 06/17/10; 11/04/11; 08/17/15; 06/25/18</b> <hr/> <b>PREPARING OFFICE:</b>  <b>TEACHING, LEARNING &amp; ADMINISTRATION</b>

**I. PURPOSE :**

To establish procedures for ensuring the implementation of the Board of Education's policy pertaining to nondiscrimination consistent with the requirements of federal and state law.

**II. PROCEDURES:**

**A. Title IX**

**1. Course Offerings**

Course offerings or other educational activities may not be provided separately on the basis of gender, unless the course deals with human sexuality. Participation in other courses and educational activities cannot be denied because of a student's gender.

Within classes, students may be separated by gender for contact sports (including but not limited to wrestling, rugby, basketball, football). Within classes, students may be grouped by ability or vocal range, even if such groupings result in single-gender or primarily single-gender groups. Gender may not, however, be the criterion for such groupings.

**2. Counseling and Counseling Materials**

Schools may not discriminate against any person on the basis of gender in the counseling or guidance of students.

**3. Facilities**

A school may provide comparable separate toilet, locker room, and shower facilities on the basis of gender.

**4. Athletics**

No person shall, on the basis of gender, be excluded from participation in, be denied benefits of, or be treated differently from another person in any interscholastic club or intramural athletics offered by a school.

Separate teams may be operated where and when:

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- a. Selection for such teams is based on competitive skill; and
- b. The activity involved is a contact sport (including but not limited to wrestling, rugby, football, basketball).

### 5. Grievance Procedure

Students who wish to file a grievance or complaint alleging a violation of Title IX should follow the procedures in Regulation 8050-2. The Title IX compliance coordinator is the Superintendent and/or Superintendent's designee, and may be contacted at 624 SW 24th Street, Topeka, KS 66611-1294, (785) 295-3000.

### 6. Sexual Harassment

See Policy 8110.

## B. Section 504

1. No otherwise qualified person shall, solely by reason of his/her disability, be excluded from participation in or be denied the benefits of: any course offering or other educational activity; any extracurricular activity; or any counseling or other special service available to all persons. An "otherwise qualified person" is one who is able to meet all requirements of the course, activity, or program in spite of his/her disability.

### 2. Facilities

Schools shall provide reasonable access to facilities for all handicapped or disabled persons by means of reasonable accommodation. Any requests to modify district facilities or equipment shall be forwarded to the Superintendent and/or the Superintendent's designee for investigation and for review by the school district's facilities committee prior to making any modifications.

### 3. Grievance Procedure

Students who wish to file a grievance or complaint under this policy and regulation follow the procedures in Regulation 8050-2.

### 4. Harassment on the Basis of Disability

See Policy 8110

## C. Notice of Nondiscrimination

The following notice of non-discrimination shall be published in an easily visible location in all publications containing general information about the Topeka Public Schools, including all announcements; bulletins; handbooks; catalogs; or application forms which are made available to students, their parents and other interested persons:

## **NONDISCRIMINATION**

**The Topeka Public Schools, Unified School District No. 501 is committed to affirmative action and equal opportunity. No person shall, on the basis of race, color, national origin, ancestry, creed, religion, sex, sexual orientation, gender, gender identity or expression, disability, or age be denied lawful access to any appropriate educational service, program or activity provided by the school district. The Title VI and Title IX compliance coordinator is the Superintendent and/or the Superintendent's designee. The Section 504/Title II compliance coordinator is the Superintendent and/or Superintendent's designee. For employment, the EEO/AA officer is the general director of human resources. All compliance coordinators may be contacted at 624 SW 24th Street, Topeka, KS 66611-1294, (785) 295-3000. The clerk of the Board of Education has been designated to receive and redirect or handle inquiries regarding nondiscrimination policies, regulations and procedures. The clerk may be contacted by calling (785) 295-3045 or by writing to 624 SW 24th Street, Topeka, Kansas 66611-1294.**