

The Transylvania County Board of Education (the “board”) affirms the principle that every student, ~~regardless of race, creed, color, national origin, sex, cultural or economic background, or disability,~~ should be given an equal opportunity for a sound basic education. Furthermore, no student, on the basis of **any characteristic protected by federal or state law**, ~~sex, marital status, pregnancy, or parenthood,~~ will be excluded from participating in **the programs and services of the school system**, ~~denied the benefits of,~~ or **otherwise be** subjected to discrimination under any educational program or activity conducted by the school system. The school system will treat its students without discrimination **in accordance with applicable law** with regard to course offerings, athletics, counseling, employment assistance, ~~and~~ extracurricular activities, **and educational resources.**

Any student, ~~or~~ parent, ~~or~~ guardian who feels that this policy has been misinterpreted, misapplied, or violated may file a complaint in accordance with policy ~~1720/4015/7225, Discrimination, Harassment, and Bullying Complaint Procedure~~ **1710/4020/7230, Discrimination and Harassment Prohibited by Federal Law; policy 1720/4030/7235, Title IX Nondiscrimination on the Basis of Sex; policy 1730/4022/7231, Nondiscrimination on the Basis of Disabilities; or policy 1740/4010, Student and Parent Grievance Procedure, as appropriate.**

~~The superintendent shall develop appropriate procedures to ensure that public education is provided to each qualified student with disabilities in accordance with 34 C.F.R. pt. 104, subpart D.~~

Legal References: Americans ~~W~~with Disabilities Act, 42 U.S.C. 12101 *et seq.*, 28 C.F.R. pt. 35; **Equal Educational Opportunities Act of 1974, 20 U.S.C. 1701 *et seq.*; Individuals with Disabilities Education Act, 20 U.S.C. 1400 *et seq.*; Rehabilitation Act of 1973, 29 U.S.C. 705(20), 794, 34 C.F.R. pt. 104; Title IV of the Civil Rights Act of 1964, 42 U.S.C. 2000c *et seq.*; Title VI of the Civil Rights Act of 1964, 42 U.S.C. 2000d *et seq.*, 34 C.F.R. pt. 100; Title IX of the Education Amendments Act of 1972, 20 U.S.C. 1681 *et seq.*, 34 C.F.R. pt. 106; G.S. 115C-1, -367; ~~art. 9, -375.5, -407.15 through -407.18, -407.30; Leandro v. State, 346 N.C. 336 (1997); Parent Rights & Responsibilities in Special Education (N.C. Dept. of Public Instruction, Exceptional Children Division), available at <https://ec.ncpublicschools.gov/parent-resources/parents-rights-handbook>~~**

Cross References: ~~Discrimination, Harassment, and Bullying Complaint Procedure (policy 1720/4015/7225),~~ **Discrimination and Harassment Prohibited by Federal Law (policy 1710/4020/7230), Title IX Nondiscrimination on the Basis of Sex (policy 1720/4030/7235), Nondiscrimination on the Basis of Disabilities (policy 1730/4022/7231), Student and Parent Grievance Procedure (policy 1740/4010), Education for Pregnant and Parenting Students (policy 4023)**

Adopted: July 17, 2017

**Revised: [DATE]**