

## Chapter 2

### Marshall County Board of Education

#### 2.5 Nondiscrimination on Basis of Handicap (Adopted 2/14/78)

This regulation implements Section 504 of the Rehabilitation Act of 1973. Section 504 provides that "no otherwise qualified handicapped individual shall, solely by reason of his/her handicap, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance".

##### 2.5.1 Definition

"Handicapped person" means any person who (1) has a physical or mental impairment which substantially limits one or more major life activities, (2) has a record of such an impairment, or (3) is regarded as having such an impairment.

##### 2.5.2 Employment Practices

(a) No qualified handicapped person shall, on the basis of handicap, be subjected to discrimination in employment under any program or activity.

(b) Annual notification of all participants, applicants, and employees that the Board of Education does not discriminate in admission or access to, or treatment or employment in, its programs and activities.

##### 2.5.3 Program Accessibility

No qualified handicapped person shall, because facilities are inaccessible to or unusable by handicapped persons, be denied the benefits of, be excluded from participation in, or otherwise be subjected to discrimination under any program or activity.

##### 2.5.4 Existing Facilities

1. The Board of Education Shall Give Priority to the methods that offer programs and activities to handicapped persons in the most integrated appropriate setting. It must be understood that the Board of Education is not required to make structural changes in existing facilities where other methods are effective in achieving compliance.

2. The Board of Education will comply with the requirement of this law through such means as redesign of equipment, reassignment of classes or other services to accessible buildings, assignment of aides, home instruction, alteration of existing facilities.

**2.5.5 New School Construction**

Each new school facility constructed shall be designed and constructed in such a manner that the facility is readily accessible to and usable by handicapped persons.

**2.5.6 Equivalence Among Marshall County Schools**

(Adopted  
2/11/92).

The Marshall County Board of Education shall strive to ensure equivalence among schools in teachers, administrators, service personnel and in the provision of curriculum materials and instructional supplies.

Equivalence will be achieved by adherence to the following State, County and Federal regulations:

1. Non-Discrimination Employment
2. Equal Employment Opportunity
3. State Aid Formula
4. Comparability
5. Student/Instructional Staff Ratio
6. County School Budget Allocation
7. Average Cost Per Student Allocation
8. County Salary Schedule
9. School Building Authority
10. Special Education
11. Vocational Education
12. Compensatory Education
13. All other State and Federal Mandates.