

CHAPTER 5.00 - STUDENTS

Discrimination Against Students Prohibited

5.02

1. Introduction. The School Board shall admit students to District schools and programs without regard to race, color, religion, sex, age, national or ethnic origin, political beliefs, marital status, handicapping condition if otherwise qualified, or social and family background.
2. Discrimination Prohibited. Discrimination on the basis of race, color, national origin, sex, disability, religion, or marital status against a student in the District is prohibited. No person in this state shall, on the basis of race, color, national origin, sex, disability, religion, or marital status, be excluded from participation in, be denied the benefits of, or be subjected to, discrimination under any District education program or activity.
3. Non-discriminatory Admission Criteria. The criteria for admission to a District program or course shall not have the effect of restricting access by persons of a particular race, color, national origin, sex, disability, religion, or marital status.
4. Class Availability. All District education classes shall be available to all students without regard to race, color, national origin, sex, disability, religion, or marital status; however, this is not intended to eliminate the provision of programs designed to meet the needs of students with limited proficiency in English, gifted students, or students with disabilities or programs tailored to students with specialized talents or skills.
5. Separate Sex Programs And Activities. Students may be separated by sex for a single-sex program, for any portion of a class that deals with human reproduction, or during participation in bodily contact sports. For the purpose of this section, bodily contact sports include wrestling, football, basketball, and other sports in which the purpose or major activity involves bodily contact.
6. Guidance And Counseling Services. District guidance and counseling services shall be available to students equally. Guidance and counseling services, materials, and promotional events shall stress access to academic and career opportunities for students without regard to race, color, national origin, sex, disability, religion, or marital status.
7. Athletics. No person shall, on the basis of sex, be excluded from participating in, be denied the benefits of, or be treated differently from another person or otherwise be discriminated against in any interscholastic, club, or intramural athletics offered by a District school; and no District school shall provide athletics separately on such basis.

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8. Separate Sex Teams. Notwithstanding the requirements of paragraph 7, a District school may operate or sponsor separate teams for members of each sex if the selection for such teams is based upon competitive skill or the activity involved is a bodily contact sport. However, when a school operates or sponsors a team in a particular sport for members of one sex but does not operate or sponsor such a team for members of the other sex, and athletic opportunities for that sex have previously been limited, members of the excluded sex must be allowed to try out for the team offered.
 - a. Physical Education. Paragraph 7 does not prohibit the grouping of students in physical education classes and activities by ability as assessed by objective standards of individual performance developed and applied without regard to sex.
9. Equal Athletic Opportunity. In offering or sponsoring interscholastic, club, or intramural athletics, District schools shall provide equal athletic opportunity for members of both sexes.
10. Toilet, Locker Room And Shower Facilities. Schools will provide separate toilet, locker room, and shower facilities on the basis of sex, but such facilities shall be comparable to such facilities provided for students of the other sex.
11. Procedures and Guidelines. The Superintendent is authorized to enact procedures and guidelines to interpret and implement this rule.

STATUTORY AUTHORITY: 1001.41 F.S

LAW(S) IMPLEMENTED: 1001.05, F.S.

**STATE BOARD OF EDUCATION
RULES:** 6A-19.001, 19.002, 19.004, F.A.C.

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