

(16.1) What is disability-based discrimination?

Disability discrimination means denying students with disabilities equal access to educational programs as students who do not have disabilities. This can include:

1. Denying admission to a student because of a disability;
2. Denying an equal opportunity to participate in the school's programs;
3. Denying reasonable accommodations;
4. Subjecting a student with a disability to different standards and requirements;
5. Providing a student with a disability an aid or benefit that is not as effective as that provided to others;
6. Placing a student with a disability in a different or separate program, unless doing so is necessary to ensure her equal participation in the program.

[34 C.F.R. Sec. 104.4.]