

POLICY

Spencerport Central School District

1999

8240.1
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Instruction

SUBJECT: STUDENTS WITH IMPAIRED PHYSICAL CONDITIONS PARTICIPATING IN PHYSICAL EDUCATION/ATHLETICS

The District shall provide the same opportunity for handicapped children to participate in nonacademic and extracurricular services and activities as non-handicapped children. A child with a disability is subject to the same requirements as non-handicapped children to undergo a physical examination prior to participation in physical education and interscholastic athletic activities.

In accordance with Education Law, Commissioner's Regulations and State Education Department guidelines, a student with a handicapping condition may be excluded from participation in athletics. The student will be excluded from participation in athletics where the school physician has determined that in the student's best interest, athletic participation would be detrimental to the student's health, and/or dangerous and/or detrimental to other students. The school physicians will make his/her determination after consulting the "Medical Conditions and Sports Participation" Guidelines issued by The American Academy of Pediatrics and considering the totality of the circumstances, which could include consulting with the student's private physician, consulting with the student's parent's, assessing the best interest of the child, considering safeguarding the health of the student, assuring the student is not being exposed to an undue risk.

The school physician makes the final determination as to the child's eligibility to participate in the sports activity. The District will not allow participation without the school physician's authorization.

A student who is deemed ineligible to participate in an athletic activity by the school physician may commence a special proceeding in New York State Supreme Court to enjoin the school district from participating in the athletic activity. The proceeding will be in accordance with New York Education Law 3208-a.

Adopted: 6/22/99