

~~EDUCATION OR ATHLETIC PROGRAM THAT IS AS EFFECTIVE AS PROGRAMS PROVIDED TO STUDENTS WITHOUT DISABILITIES ARE AVAILABLE.~~

(B) AN EXCEPTION TO THE ~~REQUIREMENT~~ REQUIREMENTS UNDER SUBSECTION ~~(A)(1)~~ (A) OF THIS SECTION MAY BE MADE WHEN THE INCLUSION OF A STUDENT:

(1) PRESENTS AN OBJECTIVE SAFETY RISK TO THE STUDENT OR TO OTHERS, BASED ON AN INDIVIDUALIZED ASSESSMENT OF THE STUDENT; OR

(2) FUNDAMENTALLY ALTERS THE NATURE OF THE SCHOOL'S MAINSTREAM PHYSICAL EDUCATION OR MAINSTREAM ATHLETIC ~~ATHLETIC OR PHYSICAL EDUCATION~~ PROGRAM.

~~(C) (1) A COUNTY SCHOOL SYSTEM SHALL CONSIDER DEVELOPING SINGLE SEX COMPETITIVE TEAMS FOR STUDENTS WITH DISABILITIES IN PUBLIC SECONDARY SCHOOLS.~~

~~(2) A PROGRAM DEVELOPED UNDER THIS SUBSECTION SHALL CONSIDER THE INTERESTS OF THE STUDENTS FOR WHOM THE PROGRAMS ARE BEING DEVELOPED AND THE INTERESTS OF THE SCHOOL SYSTEM IN DEVELOPING A SPECTRUM OF ATHLETIC EXPERIENCES TO STUDENTS.~~

~~(3) COUNTY SCHOOL SYSTEMS SHALL:~~

~~(i) ENCOURAGE FEMALE STUDENTS WITH DISABILITIES TO PARTICIPATE IN ADAPTED PROGRAMS; AND~~

~~(ii) ENSURE THAT FEMALE STUDENTS WITH DISABILITIES ARE ADEQUATELY REPRESENTED IN ADAPTED PROGRAMS.~~

~~(4) A COUNTY SCHOOL SYSTEM MAY INCLUDE STUDENTS OF BOTH SEXES IN A PROGRAM DEVELOPED UNDER THIS SUBSECTION IF THE SCHOOL SYSTEM CAN DEMONSTRATE THAT THE PROGRAM HAS BEEN DEVELOPED TO PROVIDE EQUAL OPPORTUNITIES TO BOTH SEXES AND THE SCHOOL SYSTEM HAS CONSIDERED THE SYSTEM'S CAPACITY TO PROVIDE SINGLE SEX COMPETITIVE TEAMS.~~

~~(D)~~ (C) THE PROVISION OF ADAPTED, ALLIED, OR UNIFIED PROGRAMS FOR STUDENTS WITH DISABILITIES DOES NOT MITIGATE THE DUTY OF A COUNTY SCHOOL SYSTEM BOARD TO PROVIDE AN INDIVIDUAL STUDENT WITH A DISABILITY AN EQUAL OPPORTUNITY TO BE FULLY INCLUDED IN