

7-4B-02.

(A) THE SUBJECT TO SUBSECTION (B) OF THIS SECTION, THE DEPARTMENT STATE BOARD AND EACH COUNTY SCHOOL SYSTEM BOARD SHALL:

~~(1) ENSURE THE PARTICIPATION OF STUDENTS WITH DISABILITIES INTO PHYSICAL EDUCATION AND ATHLETIC PROGRAMS FOR STUDENTS WITHOUT DISABILITIES TO THE MAXIMUM EXTENT POSSIBLE;~~

(1) ENSURE THAT STUDENTS WITH DISABILITIES HAVE AN EQUAL OPPORTUNITY TO:

(I) PARTICIPATE IN MAINSTREAM PHYSICAL EDUCATION PROGRAMS; AND

(II) TRY OUT FOR AND, IF SELECTED, PARTICIPATE IN MAINSTREAM ATHLETIC PROGRAMS;

(2) ENSURE THE PROVISION OF REASONABLE ACCOMMODATIONS NECESSARY TO PROVIDE STUDENTS WITH DISABILITIES EQUAL OPPORTUNITY TO PARTICIPATE, TO THE FULLEST EXTENT POSSIBLE, IN MAINSTREAM PHYSICAL EDUCATION AND MAINSTREAM ATHLETIC PROGRAMS; AND

(3) ENSURE THAT ADAPTED, ALLIED, OR UNIFIED PHYSICAL EDUCATION AND ATHLETIC PROGRAMS ~~FOR STUDENTS WITH DISABILITIES ARE DEVELOPED TO PROVIDE STUDENTS WITH DISABILITIES WITH A PHYSICAL 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.