



NEBRASKA DEPARTMENT OF EDUCATION

**TO:** Roger Breed, Ed.D.  
Commissioner of Education

**FROM:** Margaret Worth, General Counsel

**SUBJECT:** Reaffirm State Board Policy G1

**Proposed Board Action:**

Reaffirm State Board Policy G1, Nondiscrimination and Equal Educational Opportunity in Schools.

**Background Information:**

**Estimated Cost:**

N/A

**Supporting Documentation Included:**

State Board Policy G1.

**For Additional Information on this item:**

Call Margaret Worth (402) 471-0310 or email [Margaret.Worth@nebraska.gov](mailto:Margaret.Worth@nebraska.gov)

### Nondiscrimination and Equal Educational Opportunity in Schools

The State Board believes that all children enrolled in public schools are entitled to equal educational opportunity without regard to race, color, sex, or national origin. The same policy has been adopted by the Congress of the United States at 20 U.S.C. 1701. In addition, the Nebraska Legislature has declared, at Section 79-2,116 R.R.S., that it shall be an unfair or discriminatory practice for any educational institution (as defined in Section 79-2,115 R.R.S.) to discriminate on the basis of sex in any program or activity.

The State Board further believes that all resident children with disabilities are entitled to special education programs and transportation. The Nebraska Legislature, at Section 79-1127 R.R.S., requires the board of education of every school district to provide or contract for such programs.

#### Board Action History

- 12/10/76 – Prior JA  
(Equal educational opportunity for students statement mentoring: race, color, creed, place of residence, or physical or mental handicaps.)
- 12/7/84 – Prior 0521GP  
(Renumbered)
- 12/8/95 – G1  
(Revised to reference federal law section.)
- 09/05/08 – G1  
(Revised)

#### Cross-References

- 20 U.S.C. 1701
- 79-2,116
- 79-1127