STUDENT SERVICES

FAMILY EDUCATIONAL RIGHTS

Randy Elphic, Assistant Superintendent

Revised July 2019

NOTIFICATION TO STUDENTS, PARENTS AND GUARDIANS, ADVISORY COMMITTEES, AND OTHER INTERESTED PARTIES REGARDING CERTAIN RIGHTS

Dear Parent/Guardian:

State Law (Education Code 48980) requires the Governing Board of the Student Services Division to annually notify parents and guardians of minor pupils of certain rights. An acknowledgement of the notice shall be signed and returned to the school but does not indicate consent to participate in any of the activities, only that notice has been given.

None of the activities covered in this booklet shall be undertaken with a pupil unless the parent or guardian has been informed in advance.

Please read all the information outlined in this booklet carefully**. The last page is an acknowledgement slip that must be signed, detached, and returned to your child's teacher or to the school office.** The school must receive the acknowledgement slip from each parent or guardian.

If you have any questions, please contact your school principal.

Sincerely,

Randy Elphic

Assistant Superintendent
Student Services

REQUIRED ANNUAL NOTIFICATION CHECKLIST

HEALTH

EC 49403	Immunization for Communicable Diseases
HSC 120325, 120335, 120338,120365, 120370, 120375	Immunizations
EC 46010.5 & 48216	Exclusion From School for Immunization Requirements
EC 49423, 49480	Medication Regimen
EC49423	Administration of Prescribed Medication
EC 49480	Continuing Medication
EC 49451	Physical Examination: Parent Refusal to Consent
EC 49455; 49456	Vision Testing
EC 49414	Emergency Treatment for Anaphylaxis
EC 49472; 32221.5	District Medical Services and Insurance
EC 49475	Concussion and Head Injuries
EC 46010.1	Confidential Medical Service
EC 49452.8	Oral Health Assessment
40CFR 763.93	Asbestos Management Plan
EC 35183 & 35183.5	Sun-Protective Clothing
HSC 124085, 124100, 124105, 120475, 120335, 120365, 120370	Child Health and Disabilities Prevention Program
EC 222	Lactating Pupils
20 USC 7912	Victim of a Violent Crime
EC 17612, EC 48980.3	Use of Pesticide Products
EC 49510 et seq.	Pupil Nutrition; Free & Reduced Priced Meals
EC 49557.5 & SB 250	Pupil Meals: Child Hunger Prevention and Fair Treatment Act of 2017
EC 215	Suicide Prevention Policies
EC 49428	Mental Health
EC 49476	Opioids
EC33479 et seq.	Sudden Cardiac Arrest

INSTRUCTION

EC 35186	Williams Complaint Policy & Procedure
EC 51240	Health, Family, Life and Sex Education; Conflict with Religious Beliefs
EC 51550 & EC 51553	Sex Education Classes
EC 51930-51939	California Healthy Youth Act – EC 51930-51939
EC 32255.et seq.	Refusal to Harm or Destroy Animals or Animal Parts
EC 48206.3, 48207 & 48208	Temporarily Disabled; Residency (Updated 2019-20)
EC 51513; 20 USC 1232.h	Materials Querying – Personal Beliefs
AB 677, EC 51514, GC 8310.8	Surveys: Data Collection: Sexual Orientation
EC 51513 and 51514	Surveys
EC 35256, 33126 & 35258	School Accountability Report Card
EC 51201.5 & 51820	Acquired Immune Deficiency Syndrome (AIDS) Education and Venereal Disease
EC 51900.6	Sexual Abuse and Sex Trafficking Prevention
EC 51950	Sexual Abuse and Sexual Assault Awareness and Prevention
Accommodations Rehab Act 1973, Sec. 504	For Students with Disabilities
IDEA; EC 56301; 5 CCR 3080	Special Education
EC 49520 & 48980(b)	Availability of Individualized Instruction; Free and Reduced Meals
EC 60840	California High School Exit Exam
EC 51229	College & Career Technical Education
EC 51225.8	Federal Student Aid
EC 51224.5(b)	Algebra I Graduation Requirement
5 CCR 11523	Notice of Proficiency Examination
EC 48980(j)	Grade Reduction Loss of Academic Credit
EC 48980(k)	Advanced Placement Examination Fees
EC 51554	Instruction on Sexually Transmitted Diseases, AIDS; Provided by Outside Agency/Guest Speaker
EC 51555	Instruction on Sexually Transmitted Diseases, AIDS; Kindergarten,

	Grades 1-6, Inclusive
EC 60602; 5 CCR 852	California Assessment of Academic Achievement
EC 49091.14	Course Prospectus
EC 51101(a)(12)	School Visiting Procedures
20 USC§ §6311(h)(6)(A)	Professional Qualifications
20 USC§ §6311(h)(6)(B)	Level of Student Achievement
20 USC§ §7012(a)(8)(A), AB81, EC 313.2	English Learner
EC 35186, 52378	Intensive Instruction Services

ATTENDANCE

EC 48205, 48980(1), AB 1593	Allowed Absences and Grading of Work
EC 221.51, 222.5, 46015, 48205 and 48980	Pregnant and Parenting Pupils
EC 48213	Habits & Disease Exclusion
EC 48260, 48260.5 & , 48262, 48263, 48263.6	Reporting of Truancy
EC 46014	Absence for Religious Instruction
EC 48204	Residency Requirements
EC 48204(f); 48980	Residency Based on Parent or Guardian Employment
SB 455, EC 48204.3	Residency Requirements: Military Dependents
EC 58501 & 48980(i)	New Provision Regarding Attendance Options; Alternative Schools; Establishment
HSC 324.2, 324.3 & EC 46010.5	Child Health & Disabilities Prevention Program
EC 48980(c)	Notification of Minimum Days and Pupil-Free Staff Development Days
EC 48850	Foster Pupils
EC 48204, 48645.5, 48853, 48853.5, WIC 317 and 16010	Educational Liaison for Foster Children

DISCIPLINE

EC 35291 & 35291.5	Student Rules; Rules & Procedure on School Discipline
EC 48900	Suspension and Expulsion Laws - Grounds for
EC 48900, 234.2 & AB1567 & AB2212	Bullying (various forms & circumstances)
EC 234 and 234.1	Safe Place to Learn Act
EC 234.4, 32283.5	School Safety: Bullying
EC 48900.1	Attendance of Suspended Child's Parent or Guardian for Part of School Day
EC 44014	Student Assault Against School Employees
EC 48902	Notification of Law Enforcement for Assault of Controlled Substance Violations
EC 48904 & 48904.3 & 48904.3(b)	Withholding Grades for Property Damage
EC 48906	Release of Pupil to Peace Officer
EC 48911	Suspension
EC 48910	Suspension by Teacher
EC 48911.1(d)	In-School Suspension
EC 48912	Discipline Meeting
EC 48918	Expulsion Hearings
EC 48916	Expulsion Orders; Readmission
EC 49067	Academic Failure
5 CCR 300	Duties of Pupils – CA Code of Regulations, Title 5
PC 417.27	Laser Pointers – Prohibitions on Sales, Possession and Use
EC 32051 & 48900(a)	Hazing Prohibition
5 CCR 300 & EC 44807	Duty Concerning Conduct of Pupils
EC 49332	Injurious Object Taken From Student
EC 48901.5	Electronic Signaling Devices
EC 12550, 12556	Imitation Firearm

PUPIL RECORDS

EC 49073	Directory Information

EC 49077	Release of Information Pursuant to Court Order
WIC 831	Release Juvenile Information
FERPA 5 CCR 431(e), & EC 49063 et seq.	Pupil Records - Notification of Rights
EC 49069	Parent Access to Pupil Records
20 USCS §7908	Military Recruiter Access

RIGHTS

Rehab Act of 1973, Section 504	Accessibility
Rehab Act of 1973, Section 504, 34 CFR 104.32	Handicapped Pupils
Title IV, Title VII, Title IX, Rehab Act of 1973 Section 504 & IDEA 1997, EC §200 et seq. 5 CCR §§ 4900 et seq. 20 USC§ 1681 et seq., 29 USC§ 794, 42 USC §§ 2000d et seq., 42 USC §§ 12101 et seq., EC 220	Non-Discrimination
EC 48853, 49069, 51225.2	Foster Youth Exemption from Local Graduation Requirements
EC 48645.3, 48645.7	Foster Youth Before and After School Programs, Enrollment, Fees, Juvenile Court School Pupils: Graduation Requirements and Continued Education Options
EC 8482.6, 8483, 8483.1 AND 8483.95	Homeless and FY snacks or meals
Code WIC 18976.5	Child Abuse Prevention Training Program Welfare and Institutions
EC 290 et seq.	Megan's Law – Release of Sex Offenders Info.
EC 51870.5 & 48980 (h)	Internet Use
EC 221.5	Career Counseling
EC 231.5, EC 48980, 48980 (g) & 5 CCR 4917	Sexual Harassment
5 CCR 4622	Uniform Complaint Procedures
EC 35294.8	Notice of Compliance
EC 32286	Comprehensive School Safety Plan- Annual Report
EC 39831.5	School Buses: Passenger Safety
EC 56301; 56502; 56043n	Rights of Parents Related to Special Education
EC 11500, 11501, 11502, 11503	Parent Engagement – School Accountability
EC 48850 & 42 USC 11432	Foster / Homeless Youth
EC 49076.7 & 56601	Social Security Numbers
EC 51225.1 & EC 51225.2	Graduation Requirements: Children of Military Families
EC 200, 220 and 234.1 (234.7,article 5.7), EC 66251, 66260.6, 66270 and 66270.3	Educational Equity: Immigration and Citizenship Status

KEY TO CODE SECTIONS

Abbreviation	*Complete Title*
AB	Assembly Bill
5 CCR	Title 5, California Code of Regulations
34 CFR	Title 34, Code of Federal Regulations
40 CFR	Title 40, Code of Federal Regulations
EC	California Education Code
FERPA	Family Education Rights Privacy Act of 1974
GC	Government Code
HSC	Health & Safety Code
IDEA 1997	Individuals with Disabilities Education Act
PC	Penal Code
SB	Senate Bill
WIC	Welfare & Institutions Code
USCS	United States Code Section
HR	House of Representatives

HEALTH

IMMUNIZATION FOR COMMUNICABLE DISEASES (EC 49403): The SBCSS Superintendent may permit any licensed physician/surgeon, or any licensed registered nurse acting under the direction of a supervising physician/surgeon, to administer an immunizing agent to any pupil whose parents have consented in writing to the administration of such immunizing agents. Requires the school district exclude any pupil not properly immunized and to notify the parent or guardian that they have two weeks to supply evidence that the pupil has been properly immunized or that the pupil is exempt from the immunization requirements as specified in HSC 120365 or 120370. Notification to also refer the parent or guardian to usual sources of medical care to obtain the immunization(s). Unless a pupil's parent or legal guardian provides the school with an acceptable signed waiver, a pupil must be immunized against certain communicable diseases. Students are prohibited from attending school until the immunization requirements are met. The school district shall cooperate with local health officials in measures necessary for the prevention and control of communicable diseases in school age children. The district may use any funds, property, or personnel and may permit any person licensed as a physician or registered nurse to administer an immunizing agent to any student whose parents have consented in writing. State law requires the following immunizations before a child may attend school: (a) All new students to SBCSS must provide proof of polio, diphtheria, pertussis, tetanus, measles, mumps and rubella immunizations, (b) All kindergarten students must also provide proof of vaccination against hepatitis B and varicella (chickenpox), (c) All seventh grade students must also provide proof of a second measles, mumps, and rubella vaccination, (d) All seventh through twelfth grade students must also provide proof of pertussis booster, (e) A tuberculosis skin test (Mantoux) is required for all kindergarten students and all new students who have never attended a California school.

IMMUNIZATIONS (HSC 120325, 120335, 120338, 120365, 120370, and 120375):
Eliminates the exemption from existing specified immunization requirements based upon personal beliefs but would allow exemption from future immunization requirements deemed appropriate by the State Department of Public Health for either medical reasons or personal beliefs. Exempts pupils in a home-based private school and students enrolled in an independent study program and who do not receive classroom-based instruction, pursuant to specified law from the prohibition described above. Allows pupils who, prior to January 1, 2016, have a letter or affidavit on file at a private or public elementary or secondary school, child day care center, day nursery, nursery school, family day care home, or development center stating beliefs opposed to immunization, to be enrolled in any private or public elementary or secondary school, child day care center, day nursery, nursery school, family day care home, or development center within the state until the pupil enrolls in the next grade span, as defined. Except as under the circumstances described above, on and after July 1, 2016, prohibits a governing authority from unconditionally admitting to any of those institutions for the first time or admitting or advancing any pupil to the 7th grade level, unless the pupil has been immunized as required by the bill. Specifies that its provisions do not prohibit a pupil who qualifies for an individualized education program, pursuant to specified laws, from accessing any special education and related services required by his or her individualized education program. Narrows the authorization for temporary exclusion from a school or other institution to make it applicable only to a child who has been exposed to a specified disease and whose documentary proof of immunization status does not show proof of immunization against one of the diseases described above. Makes conforming changes to related provisions.

Students must be immunized against certain communicable diseases. Students are prohibited from attending school unless immunization requirements are met for age and grade. The school district shall cooperate with local health officials in measures necessary for the prevention and control of communicable diseases in school age children. The district may use any funds, property, or personnel and may permit any person licensed as a physician or registered nurse to administer an immunizing agent to any student whose parents have consented in writing.

Beginning January 1, 2016, parents of students in any school, will no longer be allowed to submit a personal beliefs exemption to a currently required vaccine. A personal beliefs exemption on file at school prior to January 1, 2016 will continue to be valid until the student enters the next grade span at kindergarten (including transitional kindergarten) or 7th grade.

Students are not required to have immunizations if they attend a home-based private school or an independent study program and do not receive classroom-based instruction. However, parents must continue to provide immunizations records for these students to their schools.
The immunization requirements do not prohibit students from accessing special education and related services required by their individualized education programs.

A student not fully immunized may be temporarily excluded from a school or other institution when that child has been exposed to a specified disease and whose documentary proof of immunization status does not show proof of immunization against one of the communicable diseases described above.

EXCLUSION FROM SCHOOL FOR IMMUNIZATION REQUIREMENTS (EC 46010.5 & 48216):
The district shall exclude any pupil who has not been immunized properly for up to five school days. Requires district to refer parent or guardian to the usual sources of medical services to obtain such immunizations. Requires notification of such requirements as established by the Health Department for compliance.

MEDICATION REGIMEN (EC 49423, 49480) ***Updated 2019-20***
The parent or legal guardian of any pupil taking medication on a regular basis must inform the school nurse or principal of the medication being taken, the current dosage, and the name of the supervising physician. With the consent of the parent or legal guardian, the school nurse may communicate with the physician and may counsel with the school personnel regarding the possible effects of the medication on the pupil.

Any pupil who is required to take, during the regular school day, medication prescribed by a physician or surgeon, may be assisted by the school nurse or other designated school personnel or may carry and self-administer auto-injectable epinephrine or inhaled asthma medication if the school district receives both a written statement of instructions from the physician detailing the method, amount and time schedules by which such medication is to be taken and a written statement from the parent or guardian requesting the school district assist the pupil with prescribed medication as set forth in the physician statement.

ADMINISTRATION OF PRESCRIBED MEDICATION (EC 49423):
Any pupil who is required to take, during the regular school day, medication prescribed by a physician or surgeon, may be assisted by the school nurse or other designated school personnel or may carry and self-administer auto-injectable epinephrine or inhaled asthma medication if the school district receives a written statement of instructions from the physician detailing the method, amount and time schedules by which such medication is to be taken.

CONTINUING MEDICATION (EC 49480):
The parent or legal guardian of any pupil taking medication on a regular basis must inform the school nurse of the medication being taken, the current dosage, and the name of the supervising physician. With the consent of the parent or legal guardian, the school nurse may communicate with the physician and may counsel with the school personnel regarding the possible effects of the medication on the pupil.

PHYSICAL EXAMINATION – PARENT REFUSAL TO CONSENT (EC 49451):
A parent/guardian may file with the principal a statement in writing signed by the parent/guardian, stating that he/she will not consent to a physical examination of his/her child, and the child shall be exempt from any physical examination. If there is a good reason to believe that the child is suffering from a recognized contagious or infectious disease, he/she shall be sent home and shall not be permitted to return until school authorities are satisfied that the contagious or infectious disease no longer exists.

VISION TESTING (EC 49455 & 49456):
Each child's vision shall be appraised every third year until completing the eighth grade. This does not apply to any child whose parents file with the school principal a statement that they adhere to the faith or teaching of any well-organized religious sect, denomination or organization, and in accordance with its creed, tenets, or principles, depend for healing upon prayer in the practice of their religion. District supervisor of health to report to parents any noted health (including visual) defects. Further requires that report ask parent to take such action as will cure or correct defect.

EMERGENCY TREATMENT FOR ANAPHYLAXIS– (EC 49414):
Requires school districts, county offices of education, and charter schools to provide emergency epinephrine auto-injectors to school nurses and trained personnel and authorizes them to use epinephrine auto-injectors to provide emergency medical aid to persons suffering or reasonably believed to be suffering from a life-threatening severe allergic reaction (anaphylaxis).

> Anaphylaxis is a severe and potentially life-threatening allergic reaction that can occur after encountering an allergic trigger, such as food, medicine, an insect bite, latex or exercise. Symptoms include narrowing of the airways, rashes or hives, nausea or vomiting, a weak pulse and dizziness. It is estimated that approximately 25% of the anaphylactic reactions occur during school hours to students who had not previously been diagnosed with a food or other allergy. Without immediate administration of epinephrine followed by calling emergency medical services, death can occur. Being able to recognize and treat it quickly can save lives. Recent changes to EC 49414 now require school districts to provide epinephrine auto-injectors to school nurses and trained personnel and authorizes them to use epinephrine auto-injectors for any student who may be experiencing anaphylaxis, regardless of known history.

DISTRICT MEDICAL SERVICES AND INSURANCE (EC 49472):
A group plan of student accident insurance shall be made available on a voluntary basis to every student registered in the district. The Board authorizes the distribution of literature concerning voluntary student insurance during the first week of every school year. All communications concerning the insurance shall be directed to the insurance company by the student's parent/guardian.

CONCUSSION AND HEAD INJURIES (EC 49475):
Requires, on a yearly basis, a concussion and head injury information sheet to be signed and returned by the athlete and the athlete's parent or guardian before the athlete initiates practice or competition. These provisions would not apply to an athlete engaged in an athletic activity during the regular school day or as part of a physical education course. A concussion is a brain injury that can be caused by a bump, blow, or jolt to the head, or by a blow to another part of the body with the force transmitted to the head. Even though most concussions are mild, all concussions are potentially serious and may result in complications including prolonged brain damage and death if not recognized and managed properly. A school district, charter school, or private school that elects to offer an athletic program must immediately remove from a school-sponsored athletic activity for the remainder of the day an athlete who is suspected of sustaining a concussion or head injury during that activity. The athlete may not return to that activity until he or she is evaluated by, and receives written clearance from, a licensed health care provider. On a yearly basis, a concussion and head injury information sheet must be signed and returned by the athlete and the athlete's parent or guardian before the athlete initiates practice or competition. This requirement does not apply to an athlete engaging in an athletic activity during the regular school day or as part of a physical education course.

CONFIDENTIAL MEDICAL SERVICES (EC 46010.1):
This is to notify the parents or legal guardians of all pupils in grades 7-12, inclusive, that school authorities may excuse any pupil from the school for the purpose of obtaining confidential medical services without the consent of the pupil's parent or guardian.

ORAL HEALTH ASSESSMENT (EC 49452.8):
Requires a pupil, while enrolled in kindergarten in a public school, or while enrolled in first grade in a public school if the pupil was not previously enrolled in public school kindergarten, to no later than May 31st of the school year, present proof of having received an oral health assessment that was performed no earlier than 12 months prior to the date of the initial enrollment of the pupil.

ASBESTOS MANAGEMENT PLAN (40 CFR 763.93):
Student Services is required to inform the general public that a copy of the Asbestos Hazard Emergency Response Act Management Plan is available for inspection at your child's school site office. This plan contains information about inspections, re-inspections, response actions, and post-response actions, activities, including periodic re-inspection activities planned or in progress.

SUN-PROTECTIVE CLOTHING (EC 35183, 35183.5):
Each school site shall allow for outdoor use during the school day, articles of sun protective clothing, including but not limited to hats. Authorizes district to adopt reasonable dress code that requires pupils to wear a school-wide uniform or prohibits the wearing of gang-related clothing. It furthers provides for the use of sunscreen by students, during the schoolday, without a physician's note or prescription and authorizes sites to establish policy regarding the use of sunscreen.

CHILD HEALTH AND DISABILITIES PREVENTION PROGRAM; HEALTH SCREENING (HSC 124085, 124100, 124105, 120475, 120335, 120365, 120370): Notification to parents of kindergarten and first grade pupils of requirement for physical examination for first grade enrollment and availability of free health screening through local health department. Requires up to five days' exclusion from school for failure to comply or sign a waiver.

LACTATING PUPILS – (EC 222):
Requires a school operated by a school district or a county office of education, the California School for the Deaf, the California School for the Blind, and a charter school to provide, only if there is at least one lactating pupil on the school campus, reasonable accommodations to a lactating pupil on a school campus to express breast milk, breast-feed an infant child, or address other needs related to breast-feeding. These reasonable accommodations include, but are not limited to, access to a private and secure room, other than a restroom, to express breast milk or breast-feed an infant child, permission to bring onto a school campus any equipment used to express breast milk, access to a power source for that equipment, and access to a place to safely store expressed breast milk.

Also requires that a lactating pupil on a school campus be given a reasonable amount of time to accommodate the need to express breast milk or breast-feed an infant child. Prohibits a pupil from incurring an academic penalty as a result of her use, during the school day, of these reasonable accommodations. Authorizes a complaint of noncompliance with the requirements of

the bill to be filed with the local educational agency and would require the local educational agency to respond to such a complaint, in accordance with specified procedures. Authorizes a complainant to appeal a decision of the local educational agency to the State Department of Education and would require the department to issue a written decision within 60 days of its receipt of the appeal. Requires a local educational agency to provide a remedy to the affected pupil if the local educational agency finds merit in a complaint or if the Superintendent of Public Instruction finds merit in an appeal. Includes a statement of legislative findings and declarations.

VICTIM OF A VIOLENT CRIME – (20 USC 7912) *Updated 2019-20*:
A pupil who becomes a victim of a violent crime while in or on the school grounds must be offered the opportunity to transfer to a safe public school within the school district, including a public charter school, within ten calendar days. If there is not another school within the area served by the district, the district is encouraged, but not required, to explore other appropriate options such as an agreement with a neighboring school district to accept pupils through an interdistrict transfer. Primary examples of violent criminal offenses in the Penal Code include attempted murder, battery with serious bodily injury, assault with a deadly weapon, rape, sexual battery, robbery, extortion, and hate crimes. For more information, please contact Mary Ellen Johnson at 909-387-8515.

USE OF PESTICIDE PRODUCTS (EC 17612): Parents interested in specific information related to the use of pesticides on school grounds may contact the facilities department of the district in which the school is located.

The Healthy Schools Act of 2000 requires all California schools' districts to notify parents/guardians of pesticides they expect to apply during the school year. If needed, the following pesticides will be applied during this school year:

NAME OF PESTICIDE	ACTIVE INGREDIENT(S)	INTENDED USE(S)
Demand CS	Lambda-Cyhelothrin	Insect Control
Dragnet FT Termiticide	Permethrin	Insect Control Termite Control
Termidor CS	Fipornil	Insect Control Termite Control

Parents or guardians may request prior notification of individual pesticide applications at the school site. People listed on this registry will be notified at least 72 hours before pesticides are applied. The registry is started new each school year at which time parents or guardians must make a new request for notification. If you would like to be notified each time a pesticide is applied at your student's school, please contact the Maintenance Department at your child's school or for SBCSS campuses at (909) 387-8511.

PUPIL NUTRITION; FREE AND REDUCED PRICED MEALS (EC 49520): A program is available to provide nutritionally adequate free or reduced-price meals for eligible students.

PUPIL MEALS: CHILD HUNGER PREVENTION AND FAIR TREATMENT ACT OF 2017:
SB 250 (Hertzberg) Per the United States Department of Agriculture memorandum SP 46-2016, the school district must notify parents, students and staff of the "Meal Charge Policy" on how students who pay the full or reduce-price cost of a reimbursable meal are impacted by having insufficient funds on hand or in their accounts to purchase a meal.

SUICIDE PREVENTION POLICIES – (EC 215):
Requires local educational agencies (LEAs) that serve students in grades 7 to 12 to adopt policies on the prevention of student suicides and also require the California Department of Education (CDE) to develop and maintain a model suicide prevention policy.

MENTAL HEALTH – (EC 49428) *New 2019-20*

Requires a school, district, or charter school to provide information regarding initiating mental health services access in school or the community, or both, twice per school year by notifications, website, electronic or hardcopy, social media, orientation packets, enrollment packets, or any of these means

In order to initiate access to available pupil mental health services, you may contact the following mental health provider:

SBCSS Clinical Counseling Center
909-748-0259 ext. 206

Our school district will notify parents at least twice per year. This is one time through our Annual Notifications, we will also notify you again a second time each school year, by the following means: A flyer will be sent home at the beginning of the second semester of each school year.

CONTROLLED SUBSTANCES: OPIOIDS (EC 49476) *New 2019-20*

School authorities must provide facts regarding the risks and side effects of opioid use each school year to athletes. Parents and student athletes must sign acknowledgement of receipt of the document annually.

SUDDEN CARDIAC ARREST (EC 33479 et seq.) *Updated 2019-20*

Sudden cardiac arrest (SCA) is when the heart stops beating, suddenly and unexpectedly. When this happens, blood stops flowing to the brain and other vital organs. SCA is not a heart attack; it is a malfunction in the heart's electrical system, causing the victim to collapse. The malfunction is caused by a congenital or genetic defect in the heart's structure. SCA is more likely to occur during exercise or sports activity, so athletes are at greater risk. These symptoms can be unclear and confusing in athletes. Often, people confuse these warning signs with physical exhaustion. If not properly treated within minutes, SCA is fatal in 92 percent of cases. In a school district, charter school, or private school that elects to conduct athletic activities, the athletic director, coach, athletic trainer, or authorized person must remove from participation a pupil who passes out or faints, or who is known to have passed out or fainted, while participating in or immediately following an athletic activity. A pupil who exhibits any of the other symptoms of SCA during an athletic activity may be removed from participation if the athletic trainer or authorized person reasonably believes that the symptoms are cardiac related. A pupil who is removed from play may not return to that activity until he or she is evaluated by, and receives written clearance from, a physician or surgeon. On a yearly basis, an acknowledgement of receipt and review of information regarding SCA must be signed and returned by the pupil and the pupil's parent or guardian before a pupil participates in specific types of athletic activities which generally does not apply to those conducted during the regular school day or as part of a physical education course.

INSTRUCTION

WILLIAMS COMPLAINT POLICY & PROCEDURE (EC 35186)

Every school must provide sufficient textbooks and instructional materials. Every student, including English learners, must have textbooks or instructional materials, or both, to use at home or after school. School facilities must be clean, safe, and maintained in good repair. There should be no teacher vacancies or misassignments. If a school is found to have deficiencies in these areas, and the school does not take corrective action, then a complaint form may be obtained by (CLICKING HERE)

Parents, students, teachers or any member of the public may submit a complaint regarding these issues. However, it is highly encouraged that individuals express their concerns to the school principal before completing the complaint forms to allow the school to respond to these concerns.

HEALTH, FAMILY, LIFE AND SEX EDUCATION; CONFLICT WITH RELIGIOUS BELIEFS (EC 51240):

Whenever any part of the instruction in health, family life, or sex education conflicts with religious training and beliefs or personal moral convictions of the parent or guardian, the student shall be excused from that part of the instruction upon written parental request.

SEX EDUCATION CLASSES (EC 51550 & 51553):

Parents are notified in writing prior to any instruction or class in which human reproductive organs and their function or processes are described, illustrated, or discussed. Materials to be used may be reviewed prior to instruction.

CALIFORNIA HEALTHY YOUTH ACT (EC 51930-51939) *New 2019-20*:

EC 48980(a): At the beginning of the first semester or quarter of the regular school term, the school district shall notify the parent or guardian of a minor pupil regarding the right or responsibility of the parent or guardian under EC 51938. Under EC 51934, charter schools are required to offer sexual education as of 2019-20 school year. The curriculum has been expanded to include information on human trafficking and how social media, mobile devices, and websites are used to groom and promote sexual activities as a warning to students in grades 7 to 12. See parental input required to excuse of sex education.

Requires the school district at the beginning of each school year, or at the time of the student's enrollment, if different, to notify the parent or guardian of each pupil about instruction in comprehensive sexual health education and HIV prevention education and research on pupil health behaviors and risks planned for the coming year. If arrangements for this instruction are made after the beginning of the school year, notice shall be made by mail or another commonly used method of notification, no fewer than 14 days before the instruction is delivered. Provides that a parent or guardian has the right to excuse their child from participation in all or part of comprehensive sexual health education, HIV prevention education, and assessments related to that education through a passive consent ("opt out") process.

REFUSAL TO HARM OR DESTROY ANIMALS OR ANIMAL PARTS (EC 322555 et seq.):

Notification shall be given to students by each teacher of a course that uses live or dead animals or animal parts. A pupil objecting to participating in an educational project involving dissecting or otherwise harming or destroying animals, or any parts thereof, shall notify his or her teacher, and such objection shall be substantiated by a note from his or her parent or guardian. The teacher will work with the pupil to develop an adequate alternative education project. The pupil shall not be discriminated against based upon his or her decision to exercise his or her rights involving the use of animals or animal parts.

TEMPORARILY DISABLED STUDENT (EC 48206.3, 48207, and 48208) *Updated 2019-20*:

The parent or guardian of a pupil with a temporary disability shall notify the school district where the pupil is receiving care if an individualized instruction program is desired.

A pupil with a temporary disability may remain enrolled in the district of residence or charter school and may attend regular classes when not confined to the hospital setting, the total days of instruction may not exceed the maximum of five days with both school settings and attendance may not be duplicated. If necessary, the district of residence may provide instruction in the home for the days not receiving instruction in the hospital setting, depending upon the temporary doctor orders. The supervisor of attendance shall ensure that absences from the regular school program are excused until the pupil is able to return to the regular school program.

An honorary high school diploma which is clearly distinguishable from the regular diploma of graduation may be awarded to a pupil who is terminally ill, from the resident governing school board, a county office of education or a charter school.

MATERIALS QUERYING - PERSONAL BELIEFS (EC 51513):
No test, questionnaire, survey or examination containing any questions about the personal beliefs, personal family life, or morality and religion of the pupil or his/her parents or guardians, shall be administered to any pupil in kindergarten or grades 1 through 12, inclusive, unless the parent or guardian of the pupil is notified in writing that such test, questionnaire, survey or examination is to be administered and the parent or guardian of the pupil gives written permission for the pupil to take such test, questionnaire, survey, or examination.

SURVEYS: DATA COLLECTION: SEXUAL ORIENTATION:
AB 677 (Reyes) Requires that various departments that provide educational and employment services to members of the LGBT community collect voluntary, self-identified information pertaining to sexual orientation and gender identity (SOGI) in the regular course of collecting other types of data. Prohibits LEAs that are already asking these questions from removing them. EC 51514 and GC 8310.8

SURVEYS (EC 51513 and 51514) *Updated 2019-20:*
Prohibits the use of tests, questionnaires, surveys or examinations containing any questions about the pupil's personal beliefs or practices in sex, family life, morality, and religion, unless the parent or guardian is notified in writing that the test, questionnaire, survey, or examination is to be administered and the parent or guardian consents in writing.

20 USC 1232h: Provides that no pupil may be required to submit to a survey, analysis, or evaluation that reveals sensitive, personal information (*i.e.*, political affiliations or beliefs, mental or psychological problems, sex behavior or attitudes, illegal, anti-social, self-incriminating, or demeaning behavior, critical appraisals of other individuals with whom respondents have close family relationships, legally recognized privileged or analogous relationships, religious practices, affiliations or beliefs, or income) without the prior written consent of the parent.

Requires notification to parents of pupils, at least annually at the beginning of the school year, of the specific or approximate dates when the administration of any survey that reveals sensitive, personal information is scheduled or is expected to be scheduled. Notification to offer parents an opportunity to opt pupils out of participation in the activity.

Requires the school district to develop policy, in consultation with parents, regarding the right of a parent to inspect, upon request, surveys created by a third party or any instrument used in the collection of personal information, the applicable procedures for granting a request for inspection, and arrangements to protect pupil privacy provided by the district in the event of the administration or distribution of a survey that reveals sensitive, personal information. Requires notification to parents of pupils enrolled in schools served by the district of the adoption or continued use of such policies. Notification to be provided annually, at the beginning of the school year, or within a reasonable period of time after any substantive changes in the policy.

Prohibits the removal of any questions pertaining to sexual orientation and gender identity already included in any voluntary surveys administered by the local education agency.

> Anonymous, voluntary and confidential research and evaluation tools to measure student's health behaviors and risks, including tests, questionnaires, and surveys containing age-appropriate questions about the student's attitudes and practices relating to sex, family life, morality, and religion may be administered to students if the parent is notified in writing that 1) this test, questionnaire, or survey is to be administered, 2) the student's parent is given the opportunity to review the test, questionnaire, or survey, and 3) the parent consents in writing. Questions pertaining to the sexual orientation and gender identity of a student shall not be removed from a survey that already includes them.

SCHOOL ACCOUNTABILITY REPORT CARD (EC 35256, 33126 & 35258):
District to make concerted effort to notify parents of purpose of school accountability report cards, ensure that all parents have access of the report card, and ensure that district with internet access make copies of report available through internet. Parents may be provided a copy upon request.

ACQUIRED IMMUNE DEFICIENCY SYNDROME (AIDS) AND VENEREAL DISEASE EDUCATION (EC 51201.5 & 51820):
School districts, including the County Superintendent of Schools, shall provide AIDS prevention instruction from adequately trained instructors in appropriate courses for all pupils in grades 7-12 inclusive. Parents or legal guardians shall be provided a written notice explaining the purpose of the AIDS prevention instruction. No pupil shall attend the instruction without parental consent.

Permits district to offer instruction in venereal disease education with assistance from State Department of Education. District to, at least 15 days prior to start of instruction, notify parents in writing by regular mail or other method of delivery regarding right to inspect materials and/or exclude child from such instruction.

SEXUAL ABUSE AND SEX TRAFFICKING PREVENTION– (EC 51900.6):
Authorizes school districts, county offices of education and charter schools to provide age-appropriate instruction for students in kindergarten through grade 12, in sexual abuse and sexual assault awareness and prevention. Parents or guardians may submit a written request to excuse their child from participation in any class involving sexual abuse and sexual assault awareness and prevention.

SEXUAL ABUSE AND SEXUAL ASSAULT AWARENESS AND PREVETION– (EC 51950):
Authorizes school districts to provide sexual abuse and sex trafficking prevention education which includes instruction on the frequency and nature of sexual abuse and sex trafficking, strategies to reduce their risk, techniques to set healthy boundaries, and how to safely report an incident. Parents or guardians may submit a written request to excuse their child from participation in any class involving sexual abuse and sex trafficking prevention education, and assessments related to that education.

FOR STUDENTS WITH DISABILITIES (ACCOMMODATIONS REHABILITATION ACT OF 1973, SECTION 504):
Students take part in education programs without discrimination because of disabling conditions. Students receive reasonable accommodations when found eligible under Section 504 of the Rehabilitation Act. Contact the principal if a student has a suspected disability.

SPECIAL EDUCATION (IDEA 1997; EC 56301; 5 CCR 3080):
Federal and state laws require that each school district seek out individuals with special needs and provide a free, appropriate education to identified eligible students. Parents should know that written consent must be given before assessments can be done. Individual Education Plans (IEP) must be developed with the parent as part of the team. Parents must give written consent prior to placement in a special education program.

Parents may request a hearing if they are in disagreement with Student Services regarding the identification, assessment, services, or placement of their student.

Individuals may file a written complaint with the State Superintendent of Public Instruction concerning special education policies believed to be in violation of state or federal law.

Parents who believe that their child may be eligible for special education services should contact the principal. Parents have a right to initiate a referral for assessment to identify individuals with exceptional needs.

AVAILABILITY OF INDIVIDUALIZED INSTRUCTION; FREE AND REDUCED MEALS (EC 48980(b) & 49520):
Notification to advise parents of the availability of individualized instruction as prescribed by 48206.3 and of the program of free and reduced meals prescribed by 49510 et seq. A letter and application form for free and reduced meals shall be distributed to all parents during the first few weeks of school. The letter shall contain information on eligibility standards, application procedures and appeal procedures. This information and an application form shall be provided whenever a new student is enrolled. Applications for free or reduced-price meal programs shall also be available to students during the regular school day.

CALIFORINA HIGH SCHOOL EXIT EXAM – (EC 60840):
Suspends the administration of the high school exit examination and would remove the high school exit examination as a condition of receiving a diploma of graduation or a condition of graduation from high school for each pupil completing grade 12, for the 2015–16, 2016–17, and 2017–18 school years. Until July 31, 2018, requires the governing board or body of a local educational agency, as defined, and the State Department of Education on behalf of state special schools, to grant a diploma of graduation from high school to any pupil who completed grade 12 in the 2003–04 school year or a subsequent school year and has met all applicable graduation requirements other than the passage of the high school exit examination. Adds a new requirement, that the Superintendent convene an advisory panel consisting of specified individuals to provide recommendations to the Superintendent on the continuation of the high school exit examination and on alternative pathways to satisfy specified high school graduation requirements, to those recommendations to be submitted by the Superintendent.

> ***The California High School Exit Exam (CAHSEE) has been suspended for any pupils completing grade 12 through the 2017-18 school years. All schools, including state special schools, are to grant a diploma of graduation from high school to any pupil who completed grade 12 in the 2003–04 school year or a subsequent school year and has met all applicable graduation requirements other than the passage of the high school exit examination.***

FEDERAL STUDENT AID - (EC 51225.8) ***Updated 2019-20***

Commencing with the 2020–21 school year, the governing board of a school district and the governing body of a charter school shall ensure that each of its pupils receives information on how to properly complete and submit the Free Application for Federal Student Aid (FAFSA) or the California Dream Act Application, as appropriate, at least once before the pupil enters grade 12. This information should be available in a timely manner as financial aid is awarded in order of submission according to deadlines, on a first-come, first served basis. All family and student personal information will be protected according to state and federal privacy laws and regulations.

COLLEGE & CAREER TECHNICAL EDUCATION – (EC 51229):

Requires annual notification to include a one-page written notice to parents or guardians of students in grades 9 through 12 that includes all of the following:

1. A brief explanation of the college admission requirements.
2. A list of the current UC and CSU web sites that help students and their families learn about college admission requirements and that list high school courses that have been certified by UC as satisfying the requirements for admission to UC and CSU.
3. A brief description of what career technical education is, as defined by the CDE.
4. The internet address for the portion of the web site of the CDE where students can learn more about career technical education.
5. Information about how students may meet with school counselors to help them choose courses that will meet college admission requirements and/or enroll in career technical education courses.

ALGEBRA I GRADUATION REQUIREMENT (EC 51224.5(b):

A student must complete at least one class meeting the content standards for Algebra I in order to receive a high school diploma.

NOTICE OF PROFICIENCY EXAMINATION (5 CCR 11523):

School to distribute announcement explaining the California High School Proficiency Exam (CHSPE). Notice must be given to students in 11th and 12th grades, early enough to enable interested pupils to meet all examination registration requirements for fall test of that year.

GRADE REDUCTION LOSS OF ACADEMIC CREDIT (EC 48980(l):

Notification to advise parent that no pupil shall have his/her grade reduced or lose academic credit for any absence excused pursuant to 48205 for missed assignments/tests that can reasonably be provided/completed. EC48205. (a) Notwithstanding Section 48200, a pupil shall be excused from school when the absence is:

> (1) Due to his or her illness. (2) Due to quarantine under the direction of a county or city health officer. (4) For the purpose of attending the funeral services of a member of his or her immediate family, so long as the absence is not more than one day if the service is conducted in California and not more than three days if the service is conducted outside California. (5) For the purpose of jury duty in the manner provided for by law. (6) Due to the illness or medical appointment during school hours of a child of whom the pupil is the custodial parent. (7) For justifiable personal reasons, including, but not limited to, an appearance in court, attendance at a funeral service, observance of a holiday or ceremony of his or her religion, attendance at religious retreats, or attendance at an employment conference, when the pupil's absence has been requested in writing by the parent or guardian and approved by the principal or a designated representative pursuant to uniform standards established by the governing board. (8) For the purpose of serving as a member of a precinct board for an election pursuant to Section 12302 of the Elections Code. (9) For the purpose of spending time with a member of the pupil's immediate family, who is an active duty member of the uniformed services, as defined in EC § 49701, and has been called to duty for, is on leave from, or has immediately returned from, deployment to a combat zone or combat support position. Absences granted pursuant to this paragraph shall be granted for a period of time to be determined at the discretion of the superintendent of the school district. (10) For the purpose of attending the pupil's naturalization ceremony to become a United States citizen.

(b) A pupil absent from school under this section shall be allowed to complete all assignments and tests missed during the absence that can be reasonably provided and, upon satisfactory completion within a reasonable period of time, shall be given full credit therefore. The teacher of any class from which a pupil is absent shall determine the tests and assignments shall be reasonably equivalent to, but not necessarily identical to, the tests and assignments that the pupil missed during the absence. (c) For purposes of this section, attendance at religious retreats shall not exceed four hours per semester. (d) Absences pursuant to this section are deemed to be absences in computing average daily attendance and shall not generate state apportionment payments. (e) "Immediate family," as used in this section, has the same meaning as that set forth in Section 45194, except that references therein to "employee" shall be deemed to be references to "pupil."

ADVANCED PLACEMENT EXAMINATION FEES (EC 48980(m):
Notification to advise parents of the availability of state funds to cover costs of advanced placement examination fees pursuant to EC 52244.

INSTRUCTION ON SEXUALLY TRANSMITTED DISEASES, AIDS; PROVIDED BY OUTSIDE AGENCY/GUEST SPEAKER (EC 51554): Reinforces notification requirement of 51201.5. Provides that no pupil shall receive instruction on sexually transmitted diseases, AIDS, human sexuality, or family life in an assembly setting by a teacher employed by the district or instruction in any setting by an outside agency or guest speaker unless the pupil's parents have been properly notified as specified.

INSTRUCTION ON SEXUALLY TRANSMITTED DISEASES, AIDS; KINDERGARTEN, GRADES 1-6, INCLUSIVE (EC 51555):
District to notify parents, in writing, prior to any instruction on human sexuality, AIDS, etc., including right to request copy of 51201.5 and 51553, related to AIDS prevention instruction.

CALIFORNIA ASSESSMENT OF ACADEMIC ACHIEVEMENT (EC 60602; 5 CCR 852):
State legislative intent that district provide information on academic status and progress of pupils to pupils, their parents, or guardians, and teachers on timely basis. Permits district to inform parents of availability of exemptions under EC 60615, but prohibits district from soliciting exemption.

COURSE PROSPECTUS (EC 49091.14):
Parents may request to review course prospectus which compile information about the curriculum and instructional aims.

SCHOOL VISITING PROCEDURES (EC 51101 (a)(12):

Parents and guardians of students enrolled in public schools have the right and should have the opportunity, as mutually supportive and respectful partners in the education of their children, to be informed in advance about school rules, including procedures for visiting the school.

PC 627.6: Requires schools to post at every entrance a notice setting forth the visitor registration requirements, hours during which registration is required, the registration location, the route to take to that location, and the penalties for violation of registration requirements.

PROFESSIONAL QUALIFICATIONS (20 USCS §6311(H)(6)(a):
Parents shall be notified that they have the right to request and receive timely information regarding the professional qualifications of their children's classroom teachers, including: 1. Whether the teacher has met state qualifying and licensing criteria to teach for the grade levels and subject areas taught by the teacher, 2. Whether the teacher is teaching under an emergency permit or other provisional status through which the license criteria have been waived, 3. The teacher's BA/BS degree major and whether he or she hold any other graduate certificate or degree, and 4. Whether the child is provided service by a paraprofessional, if so, the paraprofessional's qualifications.

LEVEL OF STUDENT ACHIEVEMENT (20 USCS §6311(h)(6)(b):
School districts shall provide each parent with information on the level of achievement of the parent's child in each of the state academic assessment required under the law.

ENGLISH LEARNER (20 USCS §7012(a)(8)(a)):
School districts must notify parents of limited English proficient students, no later than 30 days after the beginning of the school year of the following information: 1. The reasons for the identification of their child as limited English proficient and in need of placement in LEP, 2. Their child's level of English proficiency, how such level was assessed, and the status of the child's academic achievement, 3. The methods of instruction used in the program in which their child is participating and the methods of instruction used in other available programs, including how such programs differ in content, instructional goals, and the use of English and a native language in instruction, 4. How the program in which their child is participating will meet the educational strengths and needs of their child, 5. How the program will specifically help their child learn English, and meet age-appropriate academic achievement standards for grade promotion and graduation, 6. The specific exit requirements for the program, including the expected rate of transition from such program if Title I funds are used for children in secondary schools, 7. In the case of a child with a disability, how such program meets the objectives of the individualized education program of the child, and 8. The parents have the right to opt out of the language instruction programs or to choose another program or method of instruction, if available, and be assisted by the school district in selection among various programs and methods of instruction.

ENGLISH LEARNER IDENTIFICATION:
AB 81 (Gonzalez Fletcher) Parents are to be notified by schools that in addition to the child's English proficiency status, for which they are notified using the English Language Proficiency for Assessments for California (ELPAC), that they are to be notified that their child is a long-term English learner or is an English learner at-risk of becoming a long-term English learner. Schools are required to send an alternative notice to comply with this requirement. District Information Section. EC 313.2

INTENSIVE INSTRUCTION AND SERVICES (EC 35186, 52378):
Schools accepting funds from the Middle and High School Supplemental Counseling Program shall review goals of the pupil regarding academic and career-related opportunities and provide intensive instructional services for students not passing the High School Exit Exam, and to use its uniform complaint process to help identify and resolve any deficiencies related to intensive instruction and services.

ATTENDANCE

ALLOWED ABSENCES (EC 48205 & 48980(l) *Updated 2019-20*:
Students should not be absent from school without the parent/guardian knowledge or consent. Absences must be excused in writing and approved by the school officials. Pupils, with the written consent of their parents or guardians, may be excused from school in order to participate in religious exercises or to receive moral or religious instruction. No pupil shall have his or her grade reduced or lose academic credit for any excused absence or absences, if missed assignments and tests that can reasonably be provided are satisfactorily completed within a reasonable period of time.

a. Notwithstanding Section 48200, a pupil shall be excused from school when the absence is:

(1) Due to his or her illness
(2) Due to quarantine under the direction of a county or city health officer
(3) For the purpose of having medical, dental, optometric, or chiropractic services rendered

(4) For the purpose of attending funeral services of a member of his or her immediate family, so long as the absence is not more than one day if the service is conducted in California and not more than three days if the service is conducted outside California
(5) For the purpose of jury duty in the manner provided for by law
(6) Due to the illness or medical appointment during school hours of a child of whom the pupil is the custodial parent;
(7) For justifiable personal reasons, including, but not limited to, an appearance in court, attendance at a funeral service, observance of a holiday or ceremony of his or her religion, attendance at religious retreats, or attendance at an employment conference, or attendance at an educational conference on the legislative or judicial process offered by a non-profit organization, when the pupil's absence has been requested in writing by the parent or guardian and approved by the principal or a designated representative pursuant to uniform standards established by the governing board.
(8) For the purpose of serving as a member of a precinct board for an election pursuant to Section 12302 of the Elections Code.
(9) For the purpose of spending time with a member of the pupil's immediate family, who is an active duty member of the uniformed services, as defined in EC 49701, and has been called to duty for, is on leave from, or has immediately returned from, deployment to a combat zone or combat support position. Absences granted pursuant to this paragraph shall be granted for a period of time to be determined at the discretion of the superintendent of the school district.
(10) For the purpose of attending the pupil's naturalization ceremony to become a United States Citizen.

b. A pupil absent from school under this section shall be allowed to complete all assignments and tests missed during the absence that can be reasonably provided and, upon satisfactory completion within a reasonable period of time, shall be given full credit therefore. The teacher of any class from which a pupil is absent shall determine the tests and assignments shall be reasonably equivalent to, but not necessarily identical to, the tests and assignments the pupil missed during the absence. No grades will be reduced or academic credit lost for work completed in this way because of an excused absence.

c. For purposes of this section, attendance at religious retreats shall not exceed four hours per semester.

d. Absences pursuant to this section are deemed to be absences in computing average daily attendance and shall not generate state apportionment payments.

e. "Immediate family," as used in this section, means the parent or guardian, brother or sister, grandparent, or any other relative living in the household of the pupil.

PREGNANT AND PARENTING PUPILS (EC 221.51, 222.5, 46015, 48205, 48980) ***New 2019-20***

The governing board of SBCSS will treat both the pregnant teen mother and the teen father with the same accommodations, regardless of sex. The teen parents may not be excluded from any class or extracurricular activities, solely on the basis of pregnancy, childbirth, false pregnancy, termination of pregnancy, or post-partum recovery. Physical and emotional ability to continue may only be determined by physician or nurse practitioner. Pregnant or parenting pupils may not be required to participate in pregnant minor programs or alternative programs, with the exception of personal choice.

Parental rights will be an option available in annual notifications or at semester term periods, welcome packets, orientation, online or in print, or in independent study packets as provided to all regular students from school districts or charter schools.

Parental leave for eight weeks for preparation of birth of infant, post-partum for mental and physical health needs of the teen parents and to bond with infants, or any additional medically approved time to protect the infant or parents is allowed. Any additional time due if deemed medically necessary, as prescribed by physician or nurse practitioner. The pregnant and parenting teens are not required to take all or part of the leave to which they are entitled. Leave will be approved by the district or charter school supervisor of attendance, as excused absence, with a unique code similar to independent study. However, no work is required during the leave. Upon return, the parenting teens are entitled to return to the school courses that were in enrolled before taking leave. Make up plans and re-enrollment will be worked out with the school counselor or administrator to achieve an opportunity to fully participate in all activities, as before leave. If needed, parenting teen may enroll for a fifth year of instruction if on course for graduation requirements. If parenting teens were enrolled in an alternative school setting, a return to that environment is to be available as needed to achieve graduation. A pupil shall not incur any academic penalties due to using these available accommodations.

An illness for sick child does not require a doctor note for the custodial parenting teens; the mother or father will be excused by the attendance supervisor.

HABITS & DISEASE EXCLUSION (EC 48213):

Prior to excluding a student from attendance, the Board shall send a notice to the parent/guardian of the student. The Board shall not be required to send prior notice of exclusion to the parent/guardian if the child is excluded because he/she resides in an area subject to quarantine, or is exempt from a medical examination but suffers from a contagious or infectious disease, or if it is determined that the student would constitute a clear and present danger to the life, safety, or health of students or school personnel. However, the Board shall send a notice as soon as reasonably possible after the exclusion.

REPORTING OF TRUANCY (EC 48260, 48260.5 & 48262, 48263, 48263.6):

Students absent without a valid excuse for more than three days in one school year shall be classified as truant. Students who are tardy in excess of thirty minutes on each or more than three school days in one school year shall be classified as truant. A conference shall be held with the student.

The above is the legal definition of a truant. It is understood that a single unexcused absence may be referred to as a truancy.

The parent/guardian of a student classified as a truant shall be notified of their child's truancy.

If any minor is a habitual truant, or is irregular in attendance at school, the pupil may be referred to a School Attendance Review Board (SARB). The supervisor of attendance or a designee shall notify the minor and parents or guardian of the referral, as specified.

A student who is absent from school without a valid excuse for 10% or more of the school days in one school year, from the date of enrollment to the current date, is considered a chronic truant. Unexcused absences are all absences that do not fall within EC 48205.

ABSENCE FOR RELIGIOUS INSTRUCTION (EC 46014):
Pupils with the written consent of their parent or guardian may be excused from school in order to participate in religious exercises or receive moral and religious instruction away from school property. Such absences shall be considered excused provided the student attends the minimum school day and is absent for no more than four school days per school month.

RESIDENCY REQUIREMENTS– (EC 48204):
Provides that a pupil complies with a school district's residency requirements in instances where the pupil's parent or legal guardian resides outside of the boundaries of that school district but is employed and lives with the pupil at the place of his or her employment within the boundaries of the school district for a minimum of 3 days during the school week. By requiring a school district to allow those pupils to attend a public school within the school district, thereby increasing the duties of a school district, imposes a state-mandated local program.

Note: The following is a summary of the existing statutory attendance options only.

Residency – EC 48200 and 48204
A minor between the ages of 6 and 18 years is subject to compulsory education and, unless exempted, must enroll in school in the school district in which the residence of either the parent or legal guardian is located.

A pupil may alternatively comply with the residency requirements for school attendance in a school district, if he or she is any of the following: placed in a foster home or licensed children's institution within the boundaries of the school district pursuant to a commitment of placement under the Welfare and Institutions Code; a pupil who is a foster child who remains in his or her school of origin; an emancipated pupil who resides within the boundaries of the school district; a pupil who lives in the home of a caregiving adult that is located within the boundaries of the school district; or a pupil residing in a state hospital located within the boundaries of the school district.

A school district may also deem a pupil as having complied with the residency requirements for school attendance in the school district if one or both the parents or legal guardians of the pupil are physically employed within the boundaries of the school district for a minimum of 10 hours during the school week.

Residency is established when a pupil's parent or legal guardian resides outside of the boundaries of that school district but is employed and lives with the pupil at the place of his or her employment within the boundaries of the school district for a minimum of 3 days during the school week.

RESIDENCY BASED ON PARENT OR GUARDIAN EMPLOYMENT (EC 48204(f) & 48980(g):
A pupil, one or both of whose parents or whose legal guardian, is employed within the boundaries of the school district, shall be deemed to have complied with the residency requirements for attendance in that school district.

ATTENDANCE OPTIONS: RESIDENCY REQUIREMENTS: MILITARY DEPENDENTS:
SB 455 (Bradford) This bill amends the residency requirements for dependents of active-duty military personnel, by specifying that they meet the residency requirement for attending a school if the parent is transferred or pending transfer to any military installation in California. The parent must provide proof of residence within 10 days after the published arrival date on official documentation (EC) 48204.3.

NEW PROVISION REGARDING ATTENDANCE OPTIONS (EC 58501 & EC 48980(j):
Programs run by the County Superintendent of Schools under Student Services are alternative optional programs. Upon return to district, more options will be provided during the transition/return to district.

CHILD HEALTH & DISABILITIES PREVENTION PROGRAM (HSC 324.2 & 324.3 EC 46010.5):

No student shall be admitted to school unless required immunizations and health examinations have been completed before the first day. Families who meet income requirements may receive free health service from the local health department.

Starting January 1, 2016:

Parents or guardians of students in any school or child-care facility, whether public or private, will no longer be allowed to submit a personal beliefs exemption to a currently-required vaccine.

Students will no longer be required to have immunizations for entry if they attend:

- A home-based private school or
- An independent study program with no classroom-based instruction.

However, parents or guardians must continue to provide immunization records for these students to their schools, and schools must continue to maintain and report records of immunizations that have been received for these students. Students who have an individualized education program (IEP) should continue to receive all necessary services identified in their IEP regardless of their vaccination status. Medical and personal beliefs exemptions will be allowed for any immunization requirement against additional diseases initiated by CDPH for attendance at school or child care.

NOTIFICATION OF MINIMUM DAYS AND PUPIL-FREE STAFF DEVELOPMENT DAYS (EC 48980(c):
Notification to advise parents of the schedule of minimum days and pupil-free staff development days. If scheduled thereafter, district shall notify parents of affected pupils as early as possible but no later than one month prior.

FOSTER PUPILS (EC 48850:48853.5 € (8) (A)(B)):
Pupils in foster care are to receive stable school placements which are in the best interests of the child, placement in the least restrictive educational programs, access to academic resources, services, and extracurricular and enrichment activities available to all pupils, full and partial credits for coursework taken, and meaningful opportunity to meet state pupil academic achievement standards. Foster care students are entitled to immediate enrollment in school and they may contact the district's foster youth liaison for information or assistance.

EDUCATIONAL LIAISON FOR FOSTER CHILDREN– (EC 48204, 48645.5, 48853, and 48853.5, WIC 317 and 16010):
Requires the State Department of Education, in consultation with the California Foster Youth Education Task Force, to develop a standardized notice of the educational rights of foster children, as specified, and to make the notice available to educational liaisons for foster children for dissemination by posting the notice on its Internet Web site.

DISCIPLINE

STUDENT RULES; RULES & PROCEDURE ON SCHOOL DISCIPLINE (EC 35291, 35291.5, 51101(a):
At the beginning of each school year, the principal of each school shall ensure that all students and parents/guardians are notified in writing of all school rules related to discipline, suspension, and expulsion. Transfer students and their parents/guardians shall be notified at the time of enrollment. Notification shall include information about the on-going availability of individual school rules and all district policies and regulations pertaining to student discipline. Districts may at the time and manner prescribed by §§ 48980 and 48981, notify parents of the availability of rules the district pertaining to discipline. As amended, provides that school districts may prescribe procedures to provide written notice to both continuing and transfer pupils and to their parents regarding school discipline rules.

SUSPENSION AND EXPULSION LAWS – GROUNDS FOR SUSPENSION AND EXPULSION (EC 48900):
A pupil shall not be suspended from school or recommended for expulsion, unless the superintendent or the principal of the school in which the pupil is enrolled determines that the pupil has committed an act as defined pursuant to any of subdivisions (a) to (r), inclusive:

(a) (1) Caused, attempted to cause, or threatened to cause physical injury to another person; (2) Willfully used force or violence upon the person of another, except in self-defense.
(b) Possessed, sold, or otherwise furnished a firearm, knife, explosive, or other dangerous object, unless, in the case of possession of an object of this type, the pupil had obtained written permission to possess the item from a certificated school employee, which is concurred in by the principal or the designee of the principal.
(c) Unlawfully possessed, used, sold, or otherwise furnished, or been under the influence of, a controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code, an alcoholic beverage, or an intoxicant of any kind.
(d) Unlawfully offered, arranged, or negotiated to sell a controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code, an alcoholic beverage, or an intoxicant of any kind, and either sold, delivered, or otherwise furnished to a person another liquid, substance, or material and represented the liquid, substance, or material as a controlled substance, alcoholic beverage, or intoxicant.
(e) Committed or attempted to commit robbery or extortion.
(f) Caused or attempted to cause damage to school property or private property.

(g) Stolen or attempted to steal school property or private property.

(h) Possessed or used tobacco, or products containing tobacco or nicotine products, including, but not limited to, cigarettes, cigars, miniature cigars, clove cigarettes, smokeless tobacco, snuff, chew packets, and betel. However, this section does not prohibit use or possession by a pupil of his or her own prescription products.

(i) Committed an obscene act or engaged in habitual profanity or vulgarity.

(j) Unlawfully possessed or unlawfully offered, arranged, or negotiated to sell drug paraphernalia, as defined in Section 11014.5 of the Health and Safety Code.

(k) Disrupted school activities or otherwise willfully defied the valid authority of supervisors, teachers, administrators, school officials, or other school personnel engaged in the performance of their duties.

Except as provided in Section 48910, a pupil enrolled in kindergarten or any of grades 1 to 3 inclusive, shall not be suspended for any of the acts enumerated in this subdivision, and this subdivision shall not constitute grounds for a pupil enrolled in kindergarten or any of grades 1 to 12, inclusive, to be recommended for expulsion. This paragraph shall become inoperative on July 1, 2018, unless a later enacted statute that becomes operative before July 1, 2018, deletes or extends that date.

(l) Knowingly received stolen school property or private property.

(m) Possessed an imitation firearm. As used in this section, "imitation firearm" means a replica of a firearm that is so substantially similar in physical properties to an existing firearm as to lead a reasonable person to conclude that the replica is a firearm.

(n) Committed or attempted to commit a sexual assault as defined in Section 261, 266c, 286, 288, 288a, or 289 of the Penal Code or committed a sexual battery as defined in Section 243.4 of the Penal Code.

(o) Harassed, threatened, or intimidated a pupil who is a complaining witness or a witness in a school disciplinary proceeding for the purpose of either preventing that pupil from being a witness or retaliating against that pupil for being a witness, or both.

(p) Unlawfully offered, arranged to sell, negotiated to sell, or sold the prescription drug Soma.

(q) Engaged in, or attempted to engage in, hazing. For purposes of this subdivision, "hazing" means a method of initiation or pre-initiation into a pupil organization or body, whether or not the organization or body is officially recognized by an educational institution, which is likely to cause serious bodily injury or personal degradation or disgrace resulting in physical or mental harm to a former, current, or prospective pupil. For purposes of this subdivision, "hazing" does not include athletic events or school-sanctioned events.

(r) Engaged in an act of bullying. For purposes of this subdivision, the following terms have the following meanings:

(1) "Bullying" means any severe or pervasive physical or verbal act or conduct, including communications made in writing or by means of an electronic act, and including one or more acts committed by a pupil or group of pupils as defined in Section 48900.2, 48900.3, or 48900.4, directed toward one or more pupils that has or can be reasonably predicted to have the effect of one or more of the following:

(A) Placing a reasonable pupil or pupils in fear of harm to that pupil's or those pupils' person or property.

(B) Causing a reasonable pupil to experience a substantially detrimental effect on his or her physical or mental health.

(C) Causing a reasonable pupil to experience substantial interference with his or her academic performance.

(D) Causing a reasonable pupil to experience substantial interference with his or her ability to participate in or benefit from the services, activities, or privileges provided by a school.

(2) (A) "Electronic act" means the ***creation or*** transmission ***originated on or off the school site***, by means of an electronic device, including, but not limited to, a telephone, wireless telephone or other wireless communication device, computer, or pager, of a communication, including, but not limited to, any of the following:

(i) A message, text, sound, video or image.

(ii) A post on a social network Internet Web site, including, but not limited to:

(I) Posting to or creating a burn page. "Burn page" means an Internet Web site created for the purpose of having one or more of the effects listed in paragraph (1).

(II) Creating a credible impersonation of another actual pupil for the purpose of having one or more of the effects listed in paragraph (1). "Credible impersonation" means to knowingly and without consent impersonate a pupil for the purpose of bullying the pupil and such that another pupil would reasonably believe, or has reasonably believed, that the pupil was or is the pupil who was impersonated.

(III) Creating a false profile for the purpose of having one or more of the effects listed in paragraph (1). "False profile" means a profile of a fictitious pupil or a profile using the likeness or attributes of an actual pupil other than the pupil who created the false profile.

(iii) An act of cyber sexual bullying.

(I) For purposes of this clause, "cyber sexual bullying" means the dissemination of, or the solicitation or incitement to disseminate, a photograph or other visual recording by a pupil to another pupil or to school personnel by means of an electronic act that has or can be reasonably predicted to have one or more of the effects described in subparagraphs (A) to (D), inclusive, of paragraph (1). A photograph or other visual recording, as described above, shall include the depiction of a nude, semi-nude, or sexually explicit photograph or other visual recording of a minor where the

minor is identifiable from the photograph, visual recording, or other electronic act.

(II) For purposes of this clause, "cyber sexual bullying" does not include a depiction, portrayal, or image that has any serious literary, artistic, educational, political, or scientific value or that involves athletic events or school-sanctioned activities.

(B) Notwithstanding paragraph (1) and subparagraph (A), an electronic act shall not constitute pervasive conduct solely on the basis that it has been transmitted on the Internet or is currently posted on the Internet.

(3) "Reasonable pupil" means a pupil, including, but not limited to, an exceptional needs pupil, who exercises average care, skill, and judgment in conduct for a person of his or her age, or for a person of his or her age with his or her exceptional needs.

(s) A pupil shall not be suspended or expelled for any of the acts enumerated in this section, unless that act is related to school activity or school attendance occurring within a school under the jurisdiction of the superintendent of the school district or principal or occurring within any other school district. A pupil may be suspended or expelled for acts that are enumerated in this section and related to school activity or attendance that occur at any time, including, but not limited to, any of the following:

(1) While on school grounds.
(2) While going to or coming from school.
(3) During the lunch period whether on or off the campus.
(4) During, or while going to or coming from, a school sponsored activity.

(t) A pupil who aids or abets, as defined in Section 31 of the Penal Code, the infliction or attempted infliction of physical injury to another person may be subject to suspension, but not expulsion, pursuant to this section, except that a pupil who has been adjudged by a juvenile court to have committed, as an aider and abettor, a crime of physical violence in which the victim suffered great bodily injury or serious bodily injury shall be subject to discipline pursuant to subdivision (a).

(u) As used in this section, "school property" includes, but is not limited to, electronic files and databases.

(v) For a pupil subject to discipline under this section, a superintendent of the school district or principal may use his or her discretion to provide alternatives to suspension or expulsion that are age appropriate and designed to address and correct the pupil's misbehavior as specified in Section 48900.5.

(w) It is the intent of the Legislature that alternatives to suspension or expulsion be imposed against a pupil who is truant, tardy, or otherwise absent from school activities.

SAFE PLACE TO LEARN ACT (EC 234 and 234.1) *Updated 2019-20*

SBCSS is committed to maintaining a learning environment that is free from discrimination, harassment, violence, intimidation, and bullying based on actual or perceived characteristics set forth in Section 422.55 of the Penal Code and EC 220, and disability, gender, gender identity, gender expression, nationality, race or ethnicity, religion, sexual orientation, or association with a person or group with one or more of these actual or perceived characteristics. All school personnel who witness an act of discrimination, harassment, intimidation, or bullying must take immediate steps to intervene when safe to do so. Any student who engages in acts of discrimination, harassment, violence, intimidation, or bullying related to school activity or school attendance occurring within a school of the school district may be subject to disciplinary action up to and including expulsion. To report an incidence and/or to receive a copy of the district's antidiscrimination, antiharassment, anti-intimidation, and antibullying policies, please contact:

Mary Ellen Johnson
1950 S. Sunwest Lane, Suite 300
San Bernardino, CA 92408
909-387-8515

SCHOOL SAFETY: BULLYING – (EC 234.4 and 32283.5) *New 2019-20*

SBCSS is committed to the prohibition of discrimination, harassment, intimidation, and bullying. Annual training will be provided to all staff who work with students, to prevent bullying and cyberbullying. Training will be provided online via our Target Solutions professional development platform. The CDE has provided a resource page for educators, parents and community members with tools to recognize bullying behavior and recommended approaches to deal with the behavior. You can access this resources by clicking the following link: ***https://www.cde.ca.gov/ls/ss/se/bullyres.asp*** If you or your child should experience any bullying on campus, at school events, or on the way to or from school, please contact our district counseling liaison available to assist you in identifying and stopping this behavior at 909-748-0259 xt. 206.

ATTENDANCE OF SUSPENDED CHILD'S PARENT OR GUARDIAN FOR PART OF THE SCHOOL DAY (EC 48900.1):

Whenever a student is suspended from a class because he/she committed an obscene act, engaged in habitual profanity or vulgarity, disrupted school activities or otherwise willfully defied valid staff authority, the teacher of the class from which the student was suspended may require the student's parent/guardian to attend a portion of a school day in that class. After completing the classroom visit and before leaving school premises, the parent/guardian also shall meet with the principal or designee.

STUDENT ASSAULT AGAINST SCHOOL EMPLOYEES (EC 44014):
Whenever any employee of the school district is attacked, assaulted, or menaced, by any pupil, such incident will be promptly reported to the appropriate law enforcement authorities.

NOTIFICATION OF LAW ENFORCEMENT FOR ASSAULT OR CONTROLLED SUBSTANCE VIOLATIONS (EC 48902):
The school principal or the principal's designee shall, prior to the suspension or expulsion of any pupil, notify the appropriate law enforcement authorities of any acts of assault by a student or any violations regarding controlled substances.

WITHHOLDING GRADES FOR PROPERTY DAMAGE (EC 48904, 48904.3 & 48904.3(b):
The district is authorized by law to withhold the grades or transcripts of any pupil who has willfully cut, defaced, or otherwise injured school real or personal property, or who has willfully not returned school property upon demand.

Requires any school district that decides to withhold a pupil's grades, diplomas, or transcripts shall, upon receiving notice that the pupil has transferred to any school district in the state, notify the parent/guardian of the pupil, in writing, that the decision to withhold will be enforced until the obligation for damages has been met.

Upon receiving notice that another school district has withheld grades and transcripts of a pupil for damage to that district's property or not returning property, this district is required by law to likewise withhold the grades or transcripts of the pupil until such time as it receives notice from that district that its decision to withhold has been rescinded.

RELEASE OF PUPIL TO PEACE OFFICER (EC 48906):
When a principal or other school official releases a student to a peace officer in order to remove the minor from school premises, the school official shall take immediate steps to notify the student's parent/guardian or responsible relative regarding the student's release to the officer and the place to which the student is reportedly being taken, except when the student is a victim of child abuse, in which case the district must provide the parent/guardian's address and telephone number to the officer.

SUSPENSION (EC 48911):
A superintendent, principal, or principal's designee may suspend a student from a school if the student's presence causes a danger to persons or property or threatens to disrupt the instructional process.

SUSPENSION BY TEACHER (EC 48910):
A teacher may suspend a student from the teacher's class if the student's presence causes a danger to persons or property or threatens to disrupt the instructional process.

IN-SCHOOL SUSPENSION (EC 48911.1(d):
The school, at time pupil is assigned to supervised suspension, to notify, in person or by telephone, pupil's parent. If pupil assigned to suspension for longer than one class period, school must notify parent in writing.

DISCIPLINE MEETING (EC 48912):
Where the governing board is considering a suspension, disciplinary action, or any other action (except expulsion) against any student, it may hold closed sessions if a public hearing would lead to disclosure of information which would violate a student's right to privacy. The Board shall provide written notice of the closed session. The student may request a public meeting.

EXPULSION HEARINGS (EC 48918):
A student is entitled to a hearing to determine whether the student should be expelled for any act(s) which cause a danger to person or property or threatens to disrupt the instructional process. Written notice of the expulsion hearing shall be provided to a student and the student's parent/guardian.

EXPULSION ORDERS; READMISSION (EC 48916):
District to make available to pupil and parent description of readmission process from expulsion at time expulsion order entered. If district denies readmission following a review, it shall notify pupil's parents, in writing, of reasons for denial and shall include educational program to which pupil is to be assigned.

ACADEMIC FAILURE (EC 49067):
The governing board shall prescribe regulations requiring the evaluation of each pupil's achievement for each marking period and requiring conferences with written progress reports and deficiency notices if the student is in danger of failing a course.

DUTIES OF PUPILS - CALIFORNIA CODE OF REGULATIONS, TITLE 5 (5CCR) 300:
Requires pupils to conform to school regulations; obey all directions; be diligent in study and respectful to teachers and others in authority; and refrain from the use of profane and vulgar language.

LASER POINTERS: PROHIBITIONS ON SALES, POSSESSION AND USE (PC 417.27):
Prohibits possession of a laser pointer by any student on any elementary or secondary school premise, unless possession is for valid instructional or other school-related purpose. Further prohibits directing the beam of a laser pointer into the eyes of another or into a moving vehicle or into the eyes of a guide dog.

HAZING PROHIBITION (EC 32051):
Prohibits pupils or other persons in attendance at any public or private educational institution from conspiring to engage in hazing.

DUTY CONCERNING CONDUCT OF PUPILS (5 CCR 300 & EC 44807):
Every teacher in the public schools shall hold pupils to strict account for their conduct on the way to and from school, on the playgrounds, or during recess.

INJURIOUS OBJECT TAKEN FROM STUDENT (EC 49322):
The parent or guardian of a pupil from whom an injurious object has been taken may be notified by school of the taking.

ELECTRONIC SIGNALING DEVICES (EC 48901.5):
Districts have the right to regulate the possession or use of any electronic signaling device, including cell phones and pagers.

IMITATION FIREARM: (PC 12550,12556):
A BB device can be considered an imitation firearm. The Penal Code makes it a criminal offense to openly display or expose any imitation firearm in a public place, including a public school.

PUPIL RECORDS

DIRECTORY INFORMATION (EC 49073):
Requires notice to parents or guardians, on an annual basis, of the categories of directory information that the school plans to release and of the persons or agencies who may receive such information. Authorizes parents to preclude release by notifying the school district.

> "Directory Information" includes one or more of the following items: student's name, address, telephone number, e-mail address, date of birth, major field of study, participation in officially recognized activities and sports, weight and height of members of athletic teams, dates of attendance, degrees and awards received, and the most recent public or private school attended by the student.
>
> No information may be released to private profit-making entity other than employers, prospective employers and representatives of the news media, including, but not limited to, newspapers, magazines, and radio and television stations. Directory information may be disclosed without prior consent from the parent or legal guardian unless the parent or legal guardian submits a written notice to the school to deny access to his/her pupil's directory information. ***Directory information regarding a pupil identified as a homeless child or youth shall not be released unless a parent, or pupil given parental rights, has provided written consent that directory information may be released.***

RELEASE OF INFORMATION PURSUANT TO COURT ORDER (EC 49077):
Information concerning a student shall be furnished in compliance with a court order. The school district shall make a reasonable effort to notify the parent and the pupil in advance of such compliance if lawfully possible within the requirements of the judicial order.

RELEASE JUVENILE INFORMATION – (WIC 831):
Provides that nothing in these provisions authorizes the disclosure of juvenile information to federal officials absent a court order upon filing a petition, as specified. Provides that nothing in these provisions authorizes the dissemination of juvenile information to, or by, federal officials absent a court order upon filing a petition, as specified. Provides that nothing in these provisions authorizes the attachment of juvenile information to other documents given to, or provided by, federal officials absent prior approval of the presiding judge of the juvenile court. Specifies that "juvenile information" includes the juvenile case file and information related to the juvenile, as specified.

> ***Only if a court order is provided, will any student information be disseminated, attached or provided to federal officials. The court order must indicate prior approval of the presiding judge of the juvenile court.***

PUPIL RECORDS NOTIFICATION OF RIGHTS (FERPA 5 CCR 431(e) & EC 49063):
It is policy of Student Services that the parents, and the student if aged 18 or over, have the right to inspect and review all official records, files, and data directly related to the student. The principal is responsible for all written records at the school.

The school official will have the parent complete a written request to review the records. The designated official shall assist those reviewing the file by interpreting pupil information.

Parents may challenge or ask to amend a record they believe is inaccurate or misleading. This is done by written request to the principal.

If the district decides not to amend the record, parents have a right to make an appeal to the Superintendent.

PARENT ACCESS TO PUPIL RECORDS (EC 49069):
Parents of currently enrolled or former pupils under age 18, have a right to access any and all pupil records of their children which are maintained by school districts.

MILITARY RECRUITER ACCESS (20 USCS §7908):
School districts receiving NCLB funds shall provide, on a request made by military recruiters or an institution of higher education, access to high school students names, address and telephone listings. School districts shall provide parents with notice of the option to request that the student's name, address and telephone number not be released without prior written parental consent.

RIGHTS

ACCESSIBILITY (REHABILITATION ACT OF 1973 SECTION 504):
We recognize our obligation to provide overall program accessibility throughout our operations for persons with disabilities. Contact the Section 504 Coordinator Mary Ellen Johnson at 909-387-8511 with questions regarding our services and facilities that are accessible to and usable by persons with disabilities.

HANDICAPPED PUPILS (§ 504 OF THE REHABILITATION ACT OF 1973, 34 CFR § 104.32, 34 CFR § 104.36):
SBCSS maintains a policy for identification and service to students under Section 504 of the Rehabilitation Act of 1973. Copies of the policy and procedures are available upon request.

NONDISCRIMINATION (TITLE IV, TITLE VII, TITLE IX, REHABILITATION ACT OF 1973, SECTION 504, IDEA 1997; Title VI CRA'64 & CA Education Code 220): Discrimination in education programs and activities is prohibited by state and federal law. Education Code 200 *et seq.* requires school districts to afford all pupils regardless of gender, gender identity, gender expression, sex, race, color, religion, national origin, ethnic group identification, mental or physical disability, sexual orientation, or the perception of one or more of such characteristics, equal rights and opportunities in education. State law, as provided in EC 221.5, specifically prohibits discrimination on the basis of gender in enrollment, counseling, and the availability of physical education, athletic activities, and sports. Title VI of the Civil Rights Act of 1964 prohibits discrimination on the basis of race, color and national origin. Title IX of the Education Amendments of 1972 and Title IV of the Civil Rights Act of 1964, also prohibits discrimination on the basis of gender. The Americans with Disabilities Act and Section 504 of the Vocational Rehabilitation Act of 1973 prohibit discrimination on the basis of disability. The Office for Civil Rights of the U.S. Department of Education has authority to enforce federal laws in all programs and activities that receive federal funds.

San Bernardino County Superintendent of Schools is committed to ***providing a safe school environment where all individuals in education are afforded equal access and opportunities. The District's academic and other educational support programs, services and activities shall be free from discrimination, harassment, intimidation, and bullying of any individual based on the person's actual race, color, ancestry, national origin, ethnic group identification, age, religion, marital or parental status, physical or mental disability, sex, sexual orientation, gender, gender identity, or gender expression; the perception of one or more of such characteristics; or association with a person or group with one or more of these actual or perceived characteristics. Specifically, state law prohibits discrimination on the basis of gender in enrollment, counseling, and the availability of physical education, athletic activities, and sports. Transgender students shall be permitted to participate in gender-segregated school programs and activities (e.g., athletic teams, sports competitions, and field trips) and to use facilities consistent with their gender identity.*** The District assures that lack of English language skills will not be a barrier to admission or participation in District programs. Complaints of unlawful

discrimination, harassment, intimidation, or bullying are investigated through the Uniform Complaint Process. Such complaints must be filed no later than six months after knowledge of the alleged discrimination was first obtained. For a complaint form or additional information, contact: SBCSS/Student Services Branch – **Title IX Coordinator: Mary Ellen Johnson**, 1950 Sunwest Lane, Suite 300 San Bernardino CA 92408, 909-387-8511.

FOSTER YOUTH EXEMPTION FROM LOCAL GRADUATION REQUIREMENTS - EC 48853, 49069, and 51225.2:

Foster and homeless youth are allowed educational rights, such as: immediate enrollment, remain in school of origin, enrollment in local comprehensive school, partial credits, graduation with state minimum requirements with possible fifth year/exemption from local graduation requirements, and access to academic resources, services and extracurricular activities. A local educational agency must provide a remedy to the affected pupil following the Uniform Complaint Procedures, including information regarding exemption from local graduation requirements, if educational rights are not allowed at the public high school.

JUVENILE COURT SCHOOL PUPILS: GRADUATION REQUIREMENTS AND CONTINUED EDUCATION OPTIONS:
AB 1124 (Cervantes) Pupils and their educational rights holders may decline or defer the diploma from the county juvenile court school, take courses at their local school, and earn a diploma from their local school. EC 48645.3 and 48645.7

CHILD ABUSE PREVENTION TRAINING PROGRAM WELFARE AND INSTITUTIONS CODE (WIC) 18976.5:
Parents have the right to refuse to allow their children to participate in a child abuse primary prevention program.

MEGAN'S LAW – RELEASE OF SEX OFFENDERS INFORMATION (EC 290 et seq.):
Requires the Department of Justice to operate a service where the public may provide a list of six persons on approved form and inquire whether any of the persons is required to register as a sex offender and is subject to public notification. The Department of Justice shall also make information about certain sex offenders available to the public via the internet.

INTERNET USE (EC 51870.5 & 48980(h):
Students may, with direct supervision of County teachers and staff, use the Internet and online sites to complete school assignments.

CAREER COUNSELING (EC 221.5):
Any school personnel acting in a career counseling or course selection capacity to any pupil shall affirmatively explore career or courses leading to careers, that are nontraditional for the pupil's sex. Parents or legal guardians shall be notified in advance of career counseling and course selection commencing with seventh grade so they may participate in the counseling sessions and decisions.

SEXUAL HARASSMENT (EC 231.5, EC 48980 & 5 CCR 4917):
The County Superintendent of Schools prohibits sexual harassment of any student by anyone in or from the County Superintendent of Schools Office programs.

Teachers shall discuss this policy with their students in age/ability-appropriate ways and should assure them that they need not endure any form of sexual harassment. The County Superintendent of Schools expects students or staff to immediately report any incident of sexual harassment to the principal or designee, or to another County Superintendent of Schools administrator.

Any student who feels that he/she is being harassed should immediately contact the principal or designee, or another County Superintendent of Schools administrator obtain a copy of Procedure 1312.3 – Uniform Complaint Procedures. Complaints of harassment may be filed in accordance with these procedures.

The County Superintendent of Schools prohibits retaliatory behavior against any complainant or any participant in the complaint process. Each complaint of sexual harassment shall be promptly investigated in a way that respects the privacy of all parties concerned.

UNIFORM COMPLAINT PROCEDURES (CCR TITLE V, SECTION 4622):
The County Superintendent of Schools Office has primary responsibility for ensuring that it complies with applicable state and federal laws and regulations governing educational programs. County Schools encourages the resolution of complaints as

quickly as possible. Any complaint submitted in accordance with the procedures adopted by the County Superintendent of Schools, alleging violation by County Schools of federal or state law or regulations, including allegations of discrimination, shall receive appropriate review and consideration.

1. A written complaint may be filed with the compliance officer. The Director or designee will assist in filing the complaint if a handicap poses a barrier to writing a complaint. (Title V, Section 4600.) SBCSS has designated the Assistant Superintendent, Student Services as the Compliance Officer to receive and investigate complaints and ensure compliance with the law.

2. In cases of discrimination, the complaint must be initiated no later than six months from the date the alleged discrimination occurred, or when the complainant first obtained knowledge of the facts of the alleged discrimination.

3. An individual, that person's representative, an interested third party, public agency or organization may file a complaint.

4. Within five calendar days of receiving the complaint, the compliance officer may discuss the option of mediation with the complainant. If mediation is not agreed to, or if it does not resolve the problem, the investigation proceeds.

5. An investigative meeting will be held within seven calendar days of receiving the complaint or attempting to mediate the complaint. The complainant and the County representatives discuss the complaint.

6. Within 45 working days of receiving the complaint, the compliance officer will prepare and send a written report of the investigation and decision.

7. The complainant has the right to appeal the decision. An appeal may be filed in writing within seven calendar days of the decision with the County Superintendent of Schools. The County Superintendent may convene a meeting within a 45-day time limit, or may decide not to hear the complaint, in which case the decision of the compliance officer shall be the County Superintendent's final decision. If the complainant is dissatisfied with the County Superintendent's decision, he/she may appeal in writing to the California Department of Education within 15 calendar days of receiving the County Superintendent of Schools Office decision.

8. Complaints of mistreatment of special education students are investigated by the California Department of Education (CDE). The CDE will conduct an investigation if the allegation indicates that the child or a group of children has been mistreated or otherwise subjected to immediate danger to their health, safety, or welfare (CCR, Title V, Section 4650 (a) (viii) (C). The CDE may be contacted at (916) 445-4632.

9. Nothing in this complaint procedure will preclude the complainant from pursuing other available civil remedies.

The Superintendent or designee shall make available copies of the district's uniform complaint procedures free of charge. (Title 5, Section 4622)

NOTICE OF COMPLIANCE (EC 35294.8 (c):

Each school district or county office of education shall annually notify the State Department of Education by October 15 of any school that have not complied with Section 35294.1 (Requirement to develop a comprehensive schoolsite safety plan.)

COMPREHENSIVE SCHOOL SAFETY PLAN – ANNUAL REPORT (EC 32286):

Requires school site each July to report on status of its school safety plan, including description of its key elements, in the annual school accountability report card prepared pursuant to §33126 and 35256.

SCHOOL BUSES: PASSENGER SAFETY (EC 39831.5):

Requires that, upon registration, parents of pupils not previously transported in a schoolbus, receive written information on schoolbus safety as specific. Applies to pre-kindergarten, kindergarten and grades 1 to 6.

For further information on any part of the complaint procedure, including filing a complaint, contact the Student Services Administrator, Mary Ellen Johnson 1950 S. Sunwest Lane, Suite 3000, San Bernardino, CA 92408, (909) 387-8515

RIGHTS OF PARENTS RELATED TO SPECIAL EDUCATION (EC 56301; 56502; 56043n):

Requires special education local plan area (SELPA) to establish written policy and procedures for continuous child find system including children with disabilities who are homeless or wards of the state. Policy and procedures to include written notification

to all parents of their rights regarding identification, referral, assessment, instructional planning, implementation, review and procedures for initiating referral for assessment. Requires districts to provide documents to parents to assist in filing for due process. Requires districts to provide parents of children with exceptional needs, copies of the records, within five business days after a request is made.

PARENT ENGAGEMENT – SCHOOL ACCOUNTABILITY *New 2019-20*:

To participate in the district offerings of parent education and to provide parental input to the local training programs for parents, please contact the following district representative for more information on how you may contribute:

Mary Ellen Johnson
1950 S. Sunwest Lane, Suite 300
San Bernardino, CA 92408
909-387-8515

FOSTER / HOMELESS YOUTH (EC 48850, 42USC11432):
Homeless pupils are entitled to immediate enrollment and may contact the district's homeless liaison for information or assistance. It is the intent of the Legislature to ensure that all pupils in foster care and those who are homeless as defined by the federal McKinney-Vento Homeless Assistance Act have a meaningful opportunity to meet the challenging state pupil academic achievement standards to which all pupils are held. Each pupil is placed in the least restrictive educational program, and has access to the academic resources. In all instances, educational and school placement decisions must be based on the best interest of the child.

AB 1567 (Campos) Provides, beginning on July 1, 2017, homeless students and students who are in foster care priority for enrolling in before and after school programs and prohibits a program that charges family fees from charging a fee to a family of a homeless or foster care student. EC 8482.6, 8483, 8483.1, and 8483.95

Students who are identified as homeless or foster children have a right to receive priority enrollment. To request priority enrollment, please contact **Christopher Hauck** at Student Services Branch (909) 387-8505. No current participant in a before or after school program shall be disenrolled to allow enrollment of a student with priority enrollment.

SOCIAL SECURITY NUMBERS – EC 49076.7 and 56601
Prohibits a local educational agency from collecting or soliciting social security numbers or the last four digits of social security numbers from students or their parents.

COURSEWORK AND GRADUATION REQUIREMENTS: CHILDREN OF MILITARY FAMILIES (512251.1 AND 51225.2, UNDER SECTION 49701):
AB 365 (Muratsuchi) Within 30 days of enrollment, the school district shall notify children of military families if they are qualified to be exempted from local graduation coursework requirements that go above and beyond state graduation requirements. The school district makes a finding that the pupil is reasonably able to complete the school district's graduation requirements in time to graduate from high school by the end of the pupil's fourth year of high school or is reasonably able to complete the school districts graduation requirements with in the pupils fifth year of high school. The coursework completed while attending another school is to be issued full or partial credit. "Pupil who is a child of a military family" means a pupil who meets the definition of "children of military families" under Section 49701. EC 51225.1 and 51225.2

EDUCATIONAL EQUITY: IMMIGRATION AND CITIZENSHIP STATUS: *Updated 2019-20:*
AB 699 (O'Donnell) Parents are to be notified by schools that regardless of immigration status, the students are to be afforded equal rights to education. EC 200, 220, and 234.1 adding Article 5.7 to EC 234.7

The Equity in Higher Education Act, states that all persons, regardless of their disability, gender, gender identity, gender expression, nationality, race or ethnicity, religion, sexual orientation, or any other specified characteristic, equal rights and opportunities and adds this opportunity to apply for financial aid for higher education to also be equitable, and an application may not be denied of a student based on their immigration status. This does not guarantee any final eligibility, but simply an ability to apply for financial aid just like any other student, without discrimination.

ACKNOWLEDGEMENT OF NOTIFICATION PARENTS' RIGHTS (EC 48982)

I HEREBY ACKNOWLEDGE RECEIPT OF NOTIFICATION OF PARENTS' OR GUARDIANS' RIGHTS, AND I UNDERSTAND THAT MY SIGNATURE DOES NOT INDICATE CONSENT FOR MY CHILD OR CHILDREN TO PARTICIPATE IN ANY OF THE PARTICULAR PROGRAMS.

NAME_____

SIGNATURE_____

ADDRESS_____

PARENT OR GUARDIAN OF:

_____

Name of Student Teacher/Room #

_____

Name of Student Teacher/Room #

_____

Name of Student Teacher/Room #

Date_____