

POLICY GUIDESHEET
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BP 1312.3 - Uniform Complaint Procedures

(BP revised - **TO BE ISSUED BY 2/4/13**)

MANDATED policy and **MANDATED** regulation updated to reflect **NEW LAW (AB 1575)** which mandates the use of uniform complaint procedures for resolving complaints of alleged violations of law which prohibits fees, deposits, or charges for student participation in educational activities. Policy and regulation also updated to reflect the use of uniform complaint procedures to address complaints of discrimination, harassment, intimidation, and bullying, as required by the California Department of Education (CDE) through the Federal Program Monitoring process.

BP 3260 - Fees and Charges

(BP revised)

MANDATED policy updated to reflect **NEW LAW (AB 1575)** which clarifies the prohibition against charging of student fees, prescribes the use of uniform complaint procedures for filing a complaint when the charging of an impermissible fee is alleged, and requires information about student fees to be included in the annual notification regarding uniform complaint procedures. Regulation updated to reflect **NEW LAW (SB 1016)** which requires the district to charge a fee to families enrolled in part-day preschool programs and/or wraparound child care services in accordance with the fee schedule established by the Superintendent of Public Instruction.

BP 4030 - Nondiscrimination in Employment

(BP revised)

Policy updated to reflect **NEW LAW (AB 1964)** which prohibits discrimination against an employee or job applicant based on the person's religious beliefs, observances, or dress or grooming practices unless the district can demonstrate that it has explored available reasonable alternative means of accommodating the person but is unable to do so. Policy also updated to reflect **NEW LAW (AB 2386)** which, for purposes of prohibiting discrimination in employment, revises the definition of "religious creed" to include religious dress and grooming practices and defines "sex" to include breastfeeding and related medical conditions.

BP 5113.1 - Chronic Absence and Truancy

(BP revised)

Policy updated to provide information about available tools for tracking attendance, add school health services as a strategy for preventing attendance problems, expand list of agencies and individuals with whom the district might collaborate to identify and address problems, reflect legislative intent to use alternatives to suspension or expulsion with truants, and update representatives on the school attendance review board to reflect current law. **MANDATED** regulation updated to reflect **NEW LAW (AB 2616)** which defines "valid excuse" for purposes of identifying truants and revises the interventions to be implemented at various stages of truancy.

BP 5144 - Discipline

(BP revised)

Policy and regulation updated to reflect **NEW LAW (AB 1729)** which provides alternative methods of discipline that should be considered before suspension is imposed. Policy and regulation add preventative and positive conflict resolution strategies, such as conferences with students and their parents/guardians; use of study, guidance, or other intervention-related teams; enrollment in a program teaching prosocial behavior or anger management; and participation in a restorative justice program.

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BP 5144.1 - Suspension and Expulsion/Due Process

(BP revised)

MANDATED policy and **MANDATED** regulation updated to reflect **NEW LAW (AB 1729)** which prohibits suspension of a student, including in a supervised suspension classroom, for certain specified violations unless other means of correction have failed to bring about proper conduct. Regulation also updated to reflect **NEW LAW (AB 2537)** which broadens the authority of school administrators to determine when expulsion should be recommended for certain offenses, clarifies that a student's possession of an imitation firearm does not require expulsion, and clarifies that a student's over-the-counter or prescribed medication is not considered possession of controlled substances when determining grounds for suspension or expulsion. Regulation reflects **NEW LAW (AB 1909)** which requires the district to invite a foster youth's attorney and an appropriate county child welfare agency representative to any meeting to consider certain disciplinary measures, including expulsion, against a foster youth and **NEW LAW (SB 1088)** which prohibits the district from denying readmission of an expelled student solely because of his/her contact with the juvenile justice system.

BP 5145.6 - Parental Notifications

(BP revised)

Policy updated to reflect **NEW LAW (AB 2262)** which allows the annual parental notifications to be sent electronically upon request by the parent/guardian and requires that any notifications sent electronically be written both in English and in the family's primary language when required by law. Policy also reflects existing law prohibiting schools from undertaking specified activities if parents/guardians are not notified.

BP 6161.1 - Selection and Evaluation of Instructional Materials

(BP revised)

Policy, regulation, and exhibit updated to reflect **NEW LAW (AB 1246)** which allows the district to adopt instructional materials for grades K-8 that have not been approved by the State Board of Education (SBE), provided that the materials are aligned with state academic content standards or Common Core Standards and have been reviewed by a group consisting mostly of teachers assigned to the subject area or grade level for which the materials will be used. Policy and regulation also delete material related to the Instructional Materials Funding Realignment Program, repealed by AB 1246.

BP 6161.11 - Supplementary Instructional Materials

(BP revised)

Policy updated to reflect **NEW LAW (AB 1719)** as well as SB 140 (2011), which require the SBE to approve and publicize lists of supplementary materials aligned with the state's Common Core Standards in English language arts, mathematics, and English language development. Policy also revised to reflect the definition of supplementary instructional materials in law and to address the selection process, criteria, and funding.

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BP 6174 - Education for English Language Learners

(BP revised)

MANDATED policy and **MANDATED** regulation revised to reflect **NEW LAW (AB 2193)** which defines "long-term English learner" and "English learner at risk of becoming a long-term English learner" and requires the CDE to annually report to the district and school on the number of students so classified. Policy also reflects **NEW LAW (AB 124)** which required the SBE to align the state English language development standards with Common Core Standards and **NEW LAW (AB 1719)** which requires the SBE to approve a list of supplementary instructional materials aligned to the updated standards. Policy clarifies that a student must be placed in an English mainstream classroom at the request of his/her parents/guardians and that the waiver process is not needed in such circumstances. Regulation expands material related to identification and assessment of English learners and redesignation of English learners as fluent English proficient. Exhibits containing sample forms to obtain parental waiver requests deleted and replaced with a single combined form reflecting all types of allowable parental waivers.

BP 7214 - General Obligation Bonds

(BP revised)

Policy updated to clarify material related to bond elections and resolutions regarding the sale of bonds and to add new section on bond anticipation notes, which may be issued to finance a facilities project on an interim basis in anticipation of the sale of bonds that has been approved by the voters. Regulation updated to reflect **NEW LAW (AB 1199)** which authorizes members of a citizens' oversight committee to serve for three consecutive terms rather than two.

BB 9322 - Agenda/Meeting Materials

(BB revised)

MANDATED bylaw revised to update material related to the consent agenda/calendar, including deleting outdated information and reflecting **NEW LAW (SB 1003)** which requires the Board to have a separate agenda item (not on consent agenda) when it is considering approving or rescinding its unconditional commitment to refrain from taking certain actions in violation of the Brown Act.

BB 9323.2 - Actions by the Board

(BB revised)

Bylaw updated to reflect **NEW LAW (SB 1003)** which expands the types of past Board actions that may be challenged by the district attorney or other interested person provided that certain requirements are met, including the sending of a "cease and desist" letter to the Board within nine months of the alleged violation. New exhibit provides a sample letter that the Board may use to respond to the cease and desist letter with an unconditional commitment to desist from repeating the past action, which would prevent the district attorney or other interested person from filing an action in court.