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Note: Descriptions below identify major changes in revised materials. Editorial changes have also been made.

<u>DELETE</u>	<u>ADD</u>	<u>DESCRIPTION</u>
BP/AR 0520.3	BP/AR 0520.3	<u>Title I Program Improvement Districts</u> <u>Replace</u> BP/AR. Updated policy and regulation contain new material for districts in Year 3 of Program Improvement. Policy describes district responsibilities in working with a district assistance and intervention team (DAIT) and reflects NEW LAW (AB 519) which requires the district to reserve program funding to cover the entire cost of the DAIT before using that funding for other reform activities. Updated regulation also revises section for Year 1-2 PI districts to reflect provisions of AB 519 which make certain requirements (items #3 and 5) contingent upon state funding.
BP/AR 1340	BP/AR 1340	<u>Access to District Records</u> <u>Replace</u> BP/AR. Policy updated to clarify the charging of fees for copying records and to make optional language requiring a staff member to be present when a member of the public is inspecting a record. Regulation revised to add a note re: NEW LAW (SB 1732) which specifies that Board members are entitled to equal access to records. Section entitled "Public Records" revised to reflect NEW LAW (SB 1696) which requires that the district make public contracts between the district and a private entity to conduct an audit, see item #1, and to reflect NEW COURT DECISION and law concerning the release of employee names, salaries, social security numbers, and other personal information. In section entitled "Confidential Information," new items added re: identifiable health information (item #14) and the public interest exemption (item #16).
BP/AR 3100	BP/AR 3100	<u>Budget</u> <u>Replace</u> BP/AR. Updated, reorganized policy revises section on "Budget Development and Adoption Process" to add legal requirement to notify County Superintendent of Schools if the district decides to use the single budget adoption process and to clarify that the budget adopted by the Board must be in the state-required format. Section on "Budget Advisory Committee" revised to add that the committee is advisory only and to add Option 3 re: Board subcommittee. Section on "Budget Criteria and Standards" updated to reflect REVISED TITLE 5 REGULATIONS which revise several standards and eliminate the need for a second-tier review of the budget. New section on "Long-Term Financial Obligations" added to address the need to fund long-term obligations, including, nonpension postemployment benefits and accrued workers' compensation claims (formerly in AR). Updated regulation adds new sections on "Budget Advisory Committee" and "Budget Review Committee for Disapproved Budgets."
BP/AR 3460	BP/AR 3460	<u>Financial Reports and Accountability</u> <u>Replace</u> BP/AR. Updated policy contains list of Board responsibilities with respect to various financial reports and deletes section on Fiscal Policy Team. Updated regulation revises section on "Interim Reports"

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DELETE

ADD

DESCRIPTION

Financial Reports and Accountability (continued)

to add state criteria and standards, specify that the reports must be submitted using the state's standardized account code structure, and to delete paragraph re: allowing county office of education 10 days to review proposed collective bargaining agreements if district has a qualified or negative certification (previously moved to BP 4143/4243 - Negotiations). Section on "Audit Report" revised to add language encouraging the Board to review the report prior to the date specified in law. Regulation also adds new section on "Negative Balance Report" and revises section on "Non-Voter-Approved Debt Report" to reflect **NEW LAW** (AB 2197) which establishes a timeline for notice of the issuance of certificates of participation. Section on "Other Postemployment Benefits Report" expanded to clarify reporting obligations under GASB 45 and to delete material on prefunding the debt (moved to BP 3100 - Budget).

AR 3543

AR 3543

Transportation Safety and Emergencies

Replace AR. **MANDATED**, updated regulation revises section on "Safe Bus Operations" to clarify law re: use of wireless telephone while driving a school bus or other motor vehicle and to reflect **NEW LAW** (SB 28) which prohibits any person from driving a motor vehicle while using an electronic wireless communications device for text-based communication.

BP/AR 4112.2

BP/AR 4112.2

Certification

Replace BP/AR. Updated policy contains note reflecting **NEW LAW** (SB 1104) which revises the requirements for designated subjects career technical education credentials. Policy also clarifies options available to districts when no credentialed teacher or intern is available and adds language on Board responsibilities for approving a Declaration of Need for Fully Qualified Educators and a notice of intent to employ a person with a provisional internship permit. Updated regulation revises section on "Basic Skills Proficiency Test" to reflect **NEW LAW** (SB 1186) which exempts persons with specified qualifications from the requirement to pass the CBEST and which clarifies that holders of career technical education credentials do not need to take the CBEST or a district proficiency test. Regulation also revises section on "Short-Term Staff Permit" to reflect **REVISED TITLE 5 REGULATIONS** which define "acute staffing need" for purposes of justifying the issuance of the permit; adds new sections on "Visiting Faculty Permits" and "Credential Waiver/Long-Term Substitute' Emergency Permits"; and revises section on "Emergency Substitute Teaching Permits" to clarify requirements.

BP/AR 4112.21

BP/AR 4112.21

Interns

Replace BP/AR. Updated policy reflects Commission on Teacher Credentialing action establishing preservice training requirement for all intern candidates and reflects **NEW LAW** (AB 2057) which clarifies that interns cannot participate in the Beginning Teacher Support and Assessment program. Policy also contains material formerly in AR re:

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<u>DELETE</u>	<u>ADD</u>	<u>DESCRIPTION</u>
		<u>Interns</u> (continued) assignment of interns and recommendation for credential following completion of internship program. Updated regulation revises section on "University Internship Program" to add legal requirement re: salary payments for supervision of interns, adds new section on "Alternative Certification Program," and revises section on "Enhanced Internship Program" to update items #2 and 3 to reflect current law.
AR 4112.23	AR 4112.23	<u>Special Education Staff</u> <u>Replace</u> AR. MANDATED , updated regulation adds note describing the various credentials authorizing special education instruction, revises section on "Resource Specialists" to more accurately reflect law, and adds new section on "Teachers of Students with Autism" reflecting NEW LAW (AB 131 and AB 2302).
AR 4117.14 4317.14	AR 4117.14 4317.14	<u>Postretirement Employment</u> <u>Replace</u> AR. Updated regulation reflects NEW LAW (AB 2390) which extends, until June 30, 2010, the exemption from the postretirement compensation limitation when a certificated person is providing specified instructional services, serving as a trustee or administrator, or filling a vacant administrative position in an emergency situation.
AR 4117.7	AR 4117.7	<u>Employment Status Reports</u> <u>Replace</u> AR. Revised regulation contains new note re: NEW LAW (SB 1110) which requires the CTC to suspend an individual's credential upon receipt of notice that another state has taken action to revoke that credential. Regulation also contains material formerly included in AR 4118 re: details of district notification to the CTC when an employee is charged with a "mandatory leave of absence offense."
BP/AR 4118	BP/AR 4118	<u>Suspension/Disciplinary Action</u> <u>Replace</u> BP/AR. Policy revised to add material, formerly included in AR, which requires the Superintendent to notify the CTC when an employee has been charged with a "mandatory leave of absence offense." Specifics of the notification moved to AR 4117.7 - Employment Status Reports. Updated regulation revised to reflect NEW LAW (SB 1370) which prohibits the suspension or discipline of an employee for protecting a student's free speech or press rights. Regulation contains new notes re: NEW LAWS (SB 1105 and 1303) which expands the definition of conviction of a sex offense to include a plea of no contest and requires reimbursement of an employee's pay upon successful completion of a drug diversion program.
BP/AR 4131	BP/AR 4131	<u>Staff Development</u> <u>Replace</u> BP/AR. Updated policy includes note reflecting NEW LAWS (SB 1378 and SB 1660) which expands the purposes for which Professional Development Block Grant funds may be spent and expands paragraph on individualized programs of professional growth to include assistance to teachers in meeting legal requirements to be fully qualified for their positions. Updated regulation adds new section

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<u>DELETE</u>	<u>ADD</u>	<u>DESCRIPTION</u>
		<u>Staff Development</u> (continued) on Mathematics and Reading Professional Development Program, including note reflecting NEW LAW (AB 2391) which allows teachers to fulfill half of the follow-up instruction requirement with instruction in data analysis and other specified areas.
BP/AR 4138	BP/AR 4138	<u>Mentor Teachers</u> <u>Replace</u> BP/AR. Policy and regulation reorganized to clarify provisions that apply only to the Certificated Staff Mentoring Program for schools with low student achievement. Policy also adds item #2 reflecting NEW LAW (SB 1186) which establishes priorities for the assignment of mentors. Regulation also clarifies the roles of the principal and advisory committee in the selection of mentor teachers.
BP/AR/E 5116.1	BP/AR 5116.1	<u>Intradistrict Open Enrollment</u> <u>Replace</u> BP/AR. <u>Delete</u> (E)(1) and E(2). MANDATED policy revised to reflect NEW LAW (SB 1207) which (1) requires districts, when determining whether a school will enroll students from outside the school's boundaries, to calculate capacity of the school in a nonarbitrary manner using student enrollment and available space and, (2) delete the Legislature's intent that the district provide transportation service, except as required by federal law. Regulation updated to create separate sections for transfers of victims of violent crimes and from persistently dangerous schools, as required by the No Child Left Behind Act, and to reflect CDE guidance as to how the determination of whether a student has been a victim of a violent crime. Unnecessary exhibits of sample letters to be sent to parents/guardians when a school has been declared persistently dangerous deleted.
BP 5131	BP 5131	<u>Conduct</u> <u>Replace</u> BP. Policy revised to reflect NEW LAW (AB 86) which authorizes suspension or expulsion of a student in grades 4-12 for bullying, including bullying by electronic means. Policy also adds new item re: possession of drugs or alcohol to prohibited list of student conduct. Section entitled "Possession/Use of Mobile Communications Devices" updated to add language re: prohibiting students from using such devices while driving on school property and to add language clarifying the circumstances under which an employee may search a student's personally owned mobile communication device. Policy also contains new note re: NEW FEDERAL LAW (P.L. 110-285) which requires districts receiving e-rate discounts to develop policy about appropriate online behavior and cyberbullying awareness and response.
BP/AR 5141.6	BP/AR 5141.6	<u>School Health Services</u> <u>Replace</u> BP/AR. Retitled policy adds language on needs assessment, contract with health professionals, funding, confidentiality, consent for services, fees for services, third-party reimbursements, and program evaluation. Updated regulation adds section on "Program Components" to reflect the requirements of NEW LAW (SB 564), which will provide grants for school health centers if and when funding is

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DELETE

ADD

DESCRIPTION

School Health Services (continued)

appropriated in the State Budget. Regulation also deletes detailed list of covered services in section on "Medi-Cal Billing" and reflects **NEW FEDERAL LAW** (P.L. 110-252) which establishes a moratorium on any new Medicaid-related regulations until April 1, 2009. Districts are encouraged to read CSBA's policy brief on *Expanding Access to School Health Services: Policy Considerations for Governing Boards* when reviewing or updating their local policy or administrative regulation.

AR 5144.1

AR 5144.1

Suspension and Expulsion/Due Process

Replace AR. **MANDATED** regulation revised to reflect **NEW LAW** (AB 86) which adds bullying, including bullying by electronic means, to the list of reasons for which a student in grades 4-12 can be suspended or expelled, see item #18 in section entitled "Grounds for Suspension and Expulsion."

BP/AR 5145.12

BP/AR 5145.12

Search and Seizure

Replace BP/AR. Revised policy includes new notes and text clarifying the legal standard for establishing reasonable suspicion for searching an individual student or his/her belongings, including the scope of the search and the standard for searching a student's personal mobile communications device. Policy also contains new note re: **NEW COURT DECISION** which details standards for determining whether a search is unconstitutional because it is overly intrusive and not limited in scope. Section in policy and regulation entitled "Use of Contraband Detection Dogs" contains new note and text re: separating students from their belongings. "Notifications" section in regulation updated to require notice of the district's canine detection program.

BP/AR 6115

BP/AR 6115

Ceremonies and Observances

Replace BP/AR. Revised policy contains new language re: closing of schools for holidays and updated legal references. **MANDATED** regulation updated to reflect **NEW LAW** (SB 1274) which authorizes districts, as part of the conduct of daily patriotic exercises, to provide instruction that promotes the understanding of concepts in the Pledge of Allegiance. Regulation also revised to reflect federal law which specifies the types of commemorative exercises that must be held on Constitution Day. Material formerly in text of regulation re: list of optional days for which schools may hold commemorative exercises deleted and now listed in note.

BP/AR 6162.51

BP/AR 6162.51

Standardized Testing and Reporting Program

Replace BP/AR. Updated policy and regulation reflect **NEW LAW** (AB 519) which deletes the requirement for a nationally norm-referenced test (CAT6/Survey) in grades 3 and 7 and update information on the designated primary language test (DPLT), which will be the Standards-Based Test in Spanish for all grades starting in spring 2009. Regulation also expands item #1 to include the augmented California Standards Test used in the Early Assessment Program for college readiness. Section on "Testing Period" revised to clarify that

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<u>DELETE</u>	<u>ADD</u>	<u>DESCRIPTION</u>
		<u>Standardized Testing and Reporting Program</u> (continued) make-up days for the writing assessment are specified by the state and to delete the separate testing period for the DPLT.
AR 6162.52	AR 6162.52	<u>High School Exit Examination</u> <u>Replace</u> AR. Regulation revised to delete section "Exemption for Students with Disabilities in the Class of 2007" since law granting exemption expired and the legal challenge settled. Regulation also revised to reflect NEW TITLE 5 REGULATIONS which clarify the testing dates and require the district to obtain prior approval before using a testing variation not listed in Title 5 regulations. Regulation also contains new note re: NEW LAW (AB 2040) which requires the CDE to convene a panel to determine alternate ways for student with disabilities to demonstrate achievement.
BP 6164.4	BP 6164.4	<u>Identification and Evaluation for Special Education</u> <u>Replace</u> BP. MANDATED policy revised to reflect NEW LAW (SB 1498) which clarifies that the district must seek out all residents from birth "to" age 21 who have disabilities.
	BB 9012	<u>Board Member Electronic Communications</u> <u>Add</u> BB. New bylaw added to provide guidelines for Board use of electronic communications and to clarify circumstances under which the use of email by the Board could result in a prohibited serial meeting and violate the Brown Act, as defined in NEW LAW (SB 1732). Bylaw contains sample language listing permissible electronic communications, protocol for responding to emails received by community members and the press, confidential communications, and disclosure of messages under the Public Records Act.
BB 9223	BB 9223	<u>Filling Vacancies</u> <u>Replace</u> BB. Bylaw updated to include new language re: failure to elect when no candidate or an insufficient number of candidates have filed to run for a seat, including an event causing a vacancy (item #13) and new section detailing procedure when filling such a vacancy. Bylaw also contains new note re: NEW LAW (SB 1482) which specifies that an elected official forfeits office when convicted of a crime involving a false claim of receipt of a military decoration. In section entitled "Provisional Appointments," option deleted whereby nominations for a vacancy would be taken at the meeting.
BB 9320	BB 9320	<u>Meetings and Notices</u> <u>Replace</u> BB. MANDATED bylaw revised to reflect NEW LAW (SB 1732) which amends the definition of a prohibited serial meeting by deleting the requirement that the Board reach a "collective concurrence" as to action to be taken. As amended, a prohibited serial meeting is now defined as a series of communications of any kind, directly or through intermediaries, to discuss, deliberate, or take action on any item of district business.