

UPDATE GUIDESHEET

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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 2210	BP 2210	<p><u>Administrative Discretion Regarding Board Policy</u> <u>Replace</u> BP. Retitled policy revised to reflect flexibility for Tier 3 categorical programs as added by NEW LAWS (SBX3 4 and ABX4 2). Upon Board's exercise of flexibility, policy grants Superintendent the authority to suspend any statutory or regulatory program requirements for Tier 3 categorical programs reflected in any district policy, administrative regulation, or bylaw. Policy also requires Superintendent to consult with district staff and report to the Board regarding the district's exercise of flexibility.</p> <p>Districts are encouraged to read CSBA's policy advisory <i>Policy Implications of Categorical Program Flexibility</i> prior to adopting this policy.</p>
BP 3100	BP 3100	<p><u>Budget</u> <u>Replace</u> BP. Revised policy clarifies the requirement that the budget formally adopted by the Board must be in the format prescribed by the CDE. Section on "Budget Criteria and Standards" updated to reflect NEW LAW (ABX4 2) which lowers the required general fund reserve for economic uncertainty until fiscal year 2011-12.</p>
BP/AR 3270	BP/AR 3270	<p><u>Sale and Disposal of Books, Equipment and Supplies</u> <u>Replace</u> BP/AR. MANDATED policy revises and expands sample criteria for determining when instructional materials are obsolete or unusable, including adding nonalignment with the district's academic standards or course of study. Updated regulation reorganizes section on "Personal Property." Regulation also revises section on "Instructional Materials" to reflect NEW LAW (AB 487) which deletes requirement that materials could be sold or donated only to organizations that would use them for educational purposes and adds requirement regarding the use of proceeds of the sale.</p>
BP 3280	BP 3280	<p><u>Sale or Lease of District-Owned Real Property</u> <u>Replace</u> BP. Policy updated to reflect NEW LAW (ABX4 2) which authorizes districts, until January 1, 2012, to use the proceeds from the sale of surplus property for any one-time general fund purpose.</p>
AR 3460	AR 3460	<p><u>Financial Reports and Accountability</u> <u>Replace</u> AR. Regulation updated to add Note in "Interim Reports" section reflecting NEW LAW (ABX4 2) which prohibits the County Superintendent of Schools or the State Superintendent of Public Instruction from assigning the district a qualified or negative certification based substantially on a projected loss of federal American Recovery and Reinvestment Act funds in the 2011-12 fiscal year. Section on "Audit Report" revised to reflect NEW LAW (SB 680) which requires the audit for a district participating in the "school district of choice" program to include a review of compliance with specified program requirements.</p>

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<u>DELETE</u>	<u>ADD</u>	<u>DESCRIPTION</u>
BP/AR 3580	BP/AR 3580	<u>District Records</u> Replace BP/AR. Revised policy contains language reflecting NEW LAW (AB 5) which creates the California Electronic Discovery Act to make the procedural rules requiring disclosure of documents to the opposing party in litigation applicable to electronically stored information. Policy directs Superintendent to consult with staff to create a document management system which includes a process for the storage and destruction of electronic materials, including a response to "litigation hold" requests. Regulation updated to clarify the definition of "records" pursuant to Title 5 regulations that must be classified and retained by the district and to add legal requirements re: retention of electronic records or copies of records.
AR 4112.23	AR 4112.23	<u>Special Education Staff</u> Replace AR. MANDATED regulation updated to reflect NEW TITLE 5 REGULATIONS which (1) expand the added authorizations available for special education credential holders, including an autism authorization, and (2) establish the special education limited assignment teaching permit which allows a special education credential holder to serve outside his/her specialty area while completing the coursework for an added authorization in special education or an additional full specialty area in another special education area. Regulation also reflects NEW LAW (AB 239) which authorizes holders of special education district internship credentials to provide classroom instruction to students with disabilities, not limited to students with mild and moderate disabilities. Material on caseloads expanded and moved into new section.
AR 4112.4 4212.4 4312.4	AR 4112.4 4212.4 4312.4	<u>Health Examinations</u> Replace AR. Regulation revised to update section entitled "Medical Certification for Communicable Diseases for Certificated Employees" to reflect NEW LAW (SB 171) which expands list of individuals authorized to issue the required medical certification to potential employees to include physician assistants, registered nurses, and commissioned medical officers.
AR 4117.11 4317.11	AR 4117.11 4317.11	<u>Preretirement Part-Time Employment</u> Replace AR. MANDATED regulation adds optional language authorizing the Superintendent or designee to determine workload reductions on a case-by-case basis. Regulation also revised to reflect NEW LAW (SB 634) which clarifies certain requirements under which employees who reduce their workloads may maintain the retirement and health and welfare benefits they would have received if employed full time, including requirements pertaining to the number of years of prior full-time service and to absences that constitute a break in service.
AR 4117.14 4317.14	AR 4117.14 4317.14	<u>Postretirement Employment</u> Replace AR. Regulation revised to reflect NEW LAW (AB 506) which, beginning July 1, 2010, prohibits any certificated employee retiring below age 60 from receiving compensation for creditable

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DELETE

ADD

DESCRIPTION

Postretirement Employment (continued)

service for at least six months following his/her retirement. Regulation also reflects provisions of AB 506 which (1) specify a deadline for submission of proof of eligibility of an employee for exemption from the postretirement compensation limitation, (2) extend the sunset date for exemptions from the limitation to June 30, 2012, and (3) prohibit the granting of an exemption from the limitation to a retired certificated individual who is hired in an emergency situation to fill an administrative vacancy, when the vacancy is caused by his/her own retirement.

AR 5113.2

AR 5113.2

Work Permits

Replace AR. Regulation updated to revise circumstances under which a work permit is not required, as listed in the CDE's 2009 Work Permit Handbook. Regulation also revised to reflect **NEW LAW** (AB 66) which authorizes a principal, or other designated school administrator designated by the principal, to issue work permits under specified conditions and authorizes the Superintendent to revoke a work permit issued by the principal if he/she becomes aware of any grounds upon which the student may be deemed ineligible for a work permit.

BP/AR 5117

BP/AR 5117

Interdistrict Attendance

Replace BP/AR. Policy and regulation revised to reflect **NEW LAW** (SB 680) which reauthorizes the "school district of choice" program (Option 2), including provisions that (1) require that a random drawing be held in public at a Board meeting when more students apply to transfer than the Board has elected to permit, and (2) add to the information that the Superintendent must report to the Board re: student applications for admittance. Policy also contains new section for use by districts of residence that wish to limit the number of students transferring out to attend school in a school district of choice, including authorization added by SB 680 for districts with a negative budget certification resulting from such student transfers.

For further information, see article in accompanying Policy News.

BP 6111

BP 6111

School Calendar

Replace BP. Policy updated to reflect **NEW LAW** (ABX4 2) which authorizes a district, upon agreement with employee organizations, to reduce the school year through 2012-13 by up to five days of instruction without incurring financial penalties from the state.

BP 6145

BP 6145

Extracurricular and Cocurricular Activities

Replace BP. Revised **MANDATED** policy reflects **NEW LAW** (AB 81) which provides that a foster youth who changes residences is immediately eligible for participation in extracurricular activities and interscholastic sports. Policy also reflects **NEW LAW** (AB 343) which requires districts to be flexible in applying their local rules to children of military families to facilitate their eligibility for extracurricular activities. New section added on "Student Conduct at Extracurricular/Cocurricular Events."

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<u>DELETE</u>	<u>ADD</u>	<u>DESCRIPTION</u>
BP 6145.2	BP 6145.2	<u>Athletic Competition</u> <u>Replace</u> BP. Policy revised to reflect NEW LAW (AB 81) which provides that a foster youth who changes residences because of a court order or decision of a child welfare worker is immediately eligible for participation in extracurricular activities and interscholastic sports. Policy also reflects NEW LAW (AB 343) which requires districts to be flexible in applying their local rules to children of military families to facilitate their eligibility for extracurricular activities. "Health and Safety" section revised to add optional language that athletic equipment be cleaned and inspected for safety before the beginning of each school year.
BP 6146.1	BP 6146.1	<u>High School Graduation Requirements</u> <u>Replace</u> BP. Policy revised to reflect NEW LAWS (AB 167 and AB 343) which require the district to exempt or waive specific course requirements for foster youth or children of military families, respectively. Policy also contains general language re: exemption or waiver of the requirement to pass the high school exit examination for students with disabilities. See AR 6162.52 - High School Exit Examination for specific language regarding exemptions and waivers.
BP 6146.4	BP 6146.4	<u>Differential Graduation and Competency Standards for Students with Disabilities</u> <u>Replace</u> BP. Policy updated to reflect NEW LAW (ABX4 2) which exempts, beginning with 2009-10 school year, students with disabilities from the requirement to pass the exit examination as a condition of receiving a diploma. See AR 6162.52 - High School Exit Examination for specific language regarding exemptions and waivers. Policy also revised to specify that students with disabilities will be provided with a course of study that provides them with a free appropriate public education in accordance with their individualized education program.
BP/AR 6161.1	BP/AR/E 6161.1	<u>Selection and Evaluation of Instructional Materials</u> <u>Replace</u> BP/AR. <u>Add</u> E. Policy updated to reflect NEW LAWS (SBX3 4 and ABX4 2) which require that, during the hearing on sufficiency of instructional materials, the Board must make a finding that students who are enrolled in the same course have "identical" standards-aligned instructional materials from the same adoption cycle. Material in policy re: "Textbook and Instructional Materials Incentive Account" deleted since this program is no longer funded. In regulation, section entitled "Instructional Materials Funding Realignment Program" revised to reflect NEW LAWS (SB 247 and AB 1398) which authorize the use of IMFRP funds to buy electronic instructional materials and the necessary electronic equipment. New Exhibit, sample resolution on sufficiency of instructional materials, was issued by CSBA in September and placed on CSBA's website.

Districts are encouraged to read CSBA's policy advisory *Policy Implications of Categorical Program Flexibility* prior to adopting this policy and regulation.

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<u>DELETE</u>	<u>ADD</u>	<u>DESCRIPTION</u>
AR 6162.52	AR 6162.52	<p><u>High School Exit Examination</u> <u>Replace</u> AR. Regulation updated to reflect NEW LAW (ABX4 2) which exempts, beginning with the 2009-10 school year, students with disabilities from the requirement to pass the exam as a condition of receiving a diploma. Regulation also revised to reflect NEW TITLE 5 REGULATIONS which (1) clarify that students in grade 12 who have not passed the exam may take the exam up to five times per school year, (2) authorize the district to provide students a testing variation where they are tested in a small group setting, and (3) revise the list of allowable test accommodations.</p>
		<p><i>For further information, see article in accompanying Policy News.</i></p>
BP/AR 6173.1	BP/AR 6173.1	<p><u>Education for Foster Youth</u> <u>Replace</u> BP/AR. Policy updated to reflect the multiple challenges facing foster youth, add language on strategies for building students' feelings of connectedness with the school, and add monitoring of suspension/expulsion rates to program evaluation. Regulation updated to (1) expand role of district liaison to include monitoring of students' progress, (2) require regular monitoring of district liaison's caseload, (3) add section on "Applicability of Graduation Requirements" reflecting NEW LAW (AB 167) which exempts foster youth who transfer in grades 11-12 from locally established graduation requirements, (4) add section on "Grades/Credits," and (5) add section on "Eligibility for Extracurricular Activities" reflecting NEW LAW (AB 81) which makes foster youth who change residences immediately eligible for interscholastic sports or other extracurricular activities in the new district.</p>
	BP/AR 6173.2	<p><u>Education of Children of Military Families</u> <u>Add</u> BP/AR. New policy and regulation reflect NEW LAW (AB 343) which ratifies the Interstate Compact on Educational Opportunity for Military Children. AB 343 requires districts to be flexible in implementing their local rules to facilitate the enrollment, placement, attendance, eligibility for extracurricular activities, and on-time graduation of children of active duty military families when those children transfer into and out of the district.</p>

For further information, see article in accompanying Policy News.