

Burton School District 264 N Westwood Porterville, CA 93257

(559) 781-8020

# BURTON ELEMENTARY SCHOOL DISTRICT College and World Ready

#### **Student Code of Conduct**

#### Students

Come to school regularly and on time.

Take responsibility for their learning.

Work cooperatively with other students.

Come to school ready to learn and to work hard.

Bring necessary materials, completed assignments and homework.

Respect my school, my classmates, my teachers, and others.

Know and follow school and class rules.

#### **Parents**

Make child's education a priority.

Prompt and regular attendance of my child.

Supervise homework.

Meet my child's physical needs (i.e. clean, fed, proper sleep, etc.)

Support school and district policies.

Communicate with school by keeping emergency information current.

Be visible and active in school activities.

Attend parent/teacher conferences.

#### **Teachers**

Report student progress.

Conference with parents.

Provide a quality education.

Provide a safe and positive learning environment.

Provide opportunities for parents to learn how to help their child.

Assign appropriate homework.

Involve the community.

Support special school activities and programs.

Communicate regularly with parents.

Be attentive to students' individual and diverse needs.

Participate in professional growth activities.

#### Administrators

Inform students and parents about school and district discipline standards.

Consistently monitor classroom, school, and district rules.

Offer counseling with students and parents regarding any disciplinary matters.

Provide professional growth experiences that will assist staff in increasing competencies for student control and discipline.

Provide leadership that will establish, encourage, and promote good teaching and effective learning.

#### SOCIAL PROMOTION AND RETENTION

California has been addressing the issue of student accountability for the past ten years. Too many students are not successful in middle school and high school because their reading, math, and language arts skills are not sufficient to allow them to complete class work satisfactorily. These students are non-proficient students or students who have not mastered grade level skills.

Many non-proficient students were socially promoted from one grade level to the next, as teachers and parents hoped that with time, the student would learn the necessary grade level skills. Unfortunately, this did not happen. Students would often fall further and further behind. Even when students showed growth, many remained below grade level.

New laws now require school districts to address the serious issue of the non-proficient student. AB 1626, Pupil Promotion and Retention, requires all school districts to establish a promotion and retention policy, based on students' achievement of grade level standards. Additionally, AB 1639 requires school districts to offer supplemental instruction to students in grades 2 through 8 with low reading, writing or math achievement.

#### HOW WILL MY CHILD BE AFFECTED?

At the beginning of the school year, all students will be assessed in reading, writing, and math. If your child is at risk of being retained, based on district criteria, you will be notified at parent conference time in November. At that time, an intervention plan will be agreed upon by parents, teachers, resource personnel and administrators in order to enhance your child's opportunities for success.

This intervention plan will include in class as well as extended day and extended year opportunities. It will be extremely important that this intervention plan be followed. In the spring, you and your child's teacher will review the plan and the assessments that have been given throughout the year and determine whether your child can be successful in the succeeding grade or needs to repeat the current grade.

As we work to implement the new laws this year, it will be important that parents stay closely connected to their child's education and that we all work together to ensure every child's success.

#### What Can Parents Do?

Ask your child's teacher to explain math, reading, and language arts grade level expectations and skills your child has not achieved.

Ask the teacher to share how the supplemental instructional program will help your child with his/her specific needs.

Make arrangements for your child to attend programs designed to help students at risk of being retained.

Set regular times of the day and week for you to work with your child on the skills he/she needs to learn.

Explain to your child how you will help at home and how the school will help to support your child in attaining grade success.

Praise your child for his/her effort and his/her good work.

Carefully monitor your child's progress. If your child continues to struggle, contact his/her teacher.

#### **Parental Consent to Release Student Information**

Parents have the right to consent to disclosure of personally identifiable information contained in their child's records, except to the extent disclosure without consent is permitted by law (e.g. subpoena or court order).

# **Protection of Pupil Privacy- Military Access to Directory Information**

Notice must be given at least on an annual basis of the categories of directory information that the district plans to release, and of which individuals, officials, or organizations may receive it. Directory information may be released according to district policy as to any pupil or former pupil, unless the parent has notified the district that the information shall not be released.

Upon request by a military recruiter or an institution of higher education, a school district receiving Title I funds must give the requester the names, addresses and telephone numbers of its secondary school students. The district must notify parents that they may request that their child's name, address and telephone number not be released to military recruiters unless the parent consents to such release in writing.

# Homeless Students / Release of Directory Information (20 USC 1232g.)

Written consent of the parent or that of the student, if accorded parental rights, must be obtained before directory information pertaining to a homeless student may be released.

# School Accountability Report Card 35256(c)

The governing board of each school district annually shall issue a School Accountability Report Card for each school in the school district, publicize those reports, and notify parents or guardians of pupils that a hard copy will be provided upon request. Commencing with the 2008-09 school year, each school district shall make hard copies of its annually updated report card available, upon request, on or before February 1 of each year.

# **HIGH SCHOOLS ONLY**

# **Open Campus during Lunch**

The High School Campus is a closed campus during the lunch break. Ed Code 44808.5

# College Entrance Criteria, Including Career Technical Education (CTE) Courses

- (1) If a school district elects to allow a career technical education course to satisfy the requirement imposed by subparagraph (E) of paragraph (1) of subdivision (a) of Section 51225.3, the school district shall include, in the notification required pursuant to this section, both of the followings:
- (1) Information about the high school graduation requirements of the school district and how each requirement satisfies or does not satisfy the subject matter requirements for admission to the California State University and the University of California.
- (2) A complete list of career technical education courses offered by the school district that satisfy the subject matter requirements for admission to the California State University and the University of California, and which of the specific college admission requirements these courses satisfy.

## **College Admission Requirements**

- (a) Each school year, as part of the annual notification required pursuant to Section 48980, a school district offering any of grades 9 to 12, inclusive, shall provide the parent or guardian of each minor pupil enrolled in any of those grades in the district with written notification that, to the extent possible, shall not exceed one page in length and that includes all of the following:
- (1) A brief explanation of the college admission requirements.
- (2) A list of the current University of California and California State University Web sites that help pupils and their families learn about college admission requirements and that list high school courses that have been certified by the University of California as satisfying the requirements for admission to the University of California and the California State University.
- (3) A brief description of what career technical education is, as defined by the department.
- (4) The Internet address for the portion of the Web site of the department where pupils can learn more about career technical education.
- (5) Information about how pupils may meet with school counselors to help them choose courses at their school that will meet college admission requirements or enroll in career technical education courses, or both.
- (b) For purposes of this section, "college admission requirements" means the list of courses that satisfy the subject requirements for admission to the California State University and the University of California.

School districts shall maintain accurate lists of courses that are currently offered by the high schools and are certified by the University of California as meeting admission requirement criteria. Updated lists shall be readily made available by the school districts to each high school pupil and a copy of that list shall be annually provided to each high school pupil.

# State Funds for Advanced Placement Exams 52244 (c) (d) (AR6141.5)

A school district may apply to the department for grant funding pursuant to this section, based on the number of economically disadvantaged pupils in the district enrolled in advanced placement courses who will take the next offered advanced placement examinations. A school district that applies to the department for this purpose shall designate school district staff to which pupils may submit applications for grants and shall institute a plan to notify pupils of the availability of financial assistance pursuant to this section. Grants shall be expended only to pay the fees required of eligible economically disadvantaged high school pupils to take an advanced placement or International Baccalaureate examination, or both.

An eligible economically disadvantaged high school pupil who is enrolled in an advanced placement or International Baccalaureate course, or both, may apply to the designated school district staff for a grant pursuant to this section. A pupil who receives a grant shall pay five dollars (\$5) of the examination fee.

# **Cal Grant Program**

School districts shall give written notification to each student enrolled in grade 11, and for a pupil under 18 years of age, his or her parent or guardian, that the pupil will be deemed a Cal Grant applicant unless the pupil opts out within the specified time provided in the notice.

School districts must provide this written notification by January 1 and the opt-out deadline may not be less than 30 days from the notice. The notice shall indicate when the school will first send grade point averages to the commission. The school district shall provide an opportunity for the pupil to opt out of being automatically deemed a Cal Grant applicant. Until a pupil turns 18 years of age, only a parent or guardian may opt the pupil out. Once a pupil turns 18 years of age, only the pupil may opt himself or herself out and, if prior to the conclusion of the notice period, the pupil may opt in over the prior decision of a parent or guardian to opt out.

# **All Grades**

# **Causes for Disciplinary Action**

Burton School District utilizes all avenues provided by law for the discipline of students. These include, but are not limited to, advising and counseling students, conferencing with parents/guardians, detention, alternative educational environments, written behavioral contracts, referral to a community or law enforcement agency and if necessary, suspension and/or expulsion.

The Governing Board recognizes that maintaining an educational environment, which promotes learning and protects the health, safety, and welfare of all students, may require the suspension or expulsion of a student from regular classroom instruction for a period of time deemed necessary to correct the behavior of that student.

A pupil may not be suspended or expelled for any of the acts enumerated unless that act is related to school activity or school attendance occurring within a school under the jurisdiction of the Superintendent or principal or occurring within any other school district. A pupil may be suspended or expelled for acts which 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.

Additionally, administrators may take appropriate action when information becomes available about student misconduct that originates away from school grounds or school activities that has a direct and detrimental effect on or seriously threatens the discipline, educational environment, safety or general welfare of students, faculty, staff and/or administrators of the District. When assessing the impact of conduct or behavior originating away from school grounds on a District school, staff, students, and/or the educational environment, District administrators will take into consideration the seriousness of the alleged student conduct and the protection of students, faculty, staff and administrators from the effects of violence, drugs, disruption of the educational environment, or other relevant factors. District administrators should evaluate each situation relating to conduct originating away from school grounds on a case-by-case basis. Student conduct originating away from school grounds, which may be subject to discipline as provided herein includes but is not limited to electronic acts that result in a substantial disruption to the educational

environment, or for which a substantial disruption to the educational environment is reasonably foreseeable under the circumstances.

# I. SUSPENSION or EXPULSION (Ed. Code Section 48900)

48900. A pupil may 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 any firearm, knife, explosive, or other dangerous object, unless, in the case of possession of any 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, any 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 any 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 any 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 any 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/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 any 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.
- (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 transmission, 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, or image.
    - (ii) A post on a social network Internet Web site including, but not limited to:

- (1) 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).
- (2) 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.
- (3) 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.
- (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.

# Bullying reports and disciplinary concerns can be made following the Uniform Complaint Procedures noted in this document.

- (s) A pupil shall not be suspended or expelled for any of the acts enumerated in this section unless the act is related to a 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 a school activity or school 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) A superintendent or principal may use his or her discretion to provide alternatives to suspension or expulsion, including, but not limited to, counseling and an anger management program, for a pupil subject to discipline under this section.
- (w) It is the intent of the Legislature that alternatives to suspension or expulsion be imposed against any pupil who is truant, tardy, or otherwise absent from school activities.

Sexual Harassment: EC48900.2. Sexual harassment as defined in Section 212.5: Considered by a reasonable person of the same gender as the victim to be sufficiently severe or pervasive to have a negative impact upon the individual's academic performance or to create an intimidating, hostile, or offensive educational environment. This section shall not apply to pupils enrolled in kindergarten and grades 1 to 3, inclusive. (AR 5145.7)

*Hate Violence*: 48900.3. A pupil in any of grades 4 to 12, who has caused, attempted to cause, threatened to cause, or participated in an act of, hate violence, as defined in subdivision (e) of Section 233.

# Harassment, Threats, or Intimidation against a Pupil

48900.4. A pupil in grades 4 to 12, has intentionally engaged in harassment, threats, or intimidation, directed against a pupil or group of pupils, that is sufficiently severe or pervasive to have the actual and reasonably expected effect of materially disrupting class-work, creating substantial disorder, and invading the rights of that pupil or group of pupils by creating an intimidating or hostile educational environment.

#### **Terrorist Threats**

The pupil has made terrorist threats against school officials or school property, or both. 48900.7

# **Required Parental Attendance**

Whenever a student is removed 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 removed may provide that the student's parent/guardian 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. (Education code 48900.1)

# **Liability of Parents or Guardians**

The parents or guardians of any minor whose willful misconduct results in injury or death to any pupil or any person employed by a school district or private school or who willfully cuts, defaces or injures in any way any property, real or personal, belonging to a school district or private school, or personal property of any school

employee, shall be liable for all damages so caused by the minor. The liability of the parent or guardian shall not exceed \$10,000. The parent or guardian shall also be liable for the amount of any reward not exceeding \$10,000. The minors' parent or guardian is also liable for any/all property loaned by a public or private school and not returned on demand of the district or private school.

Failure of a minor pupil to return property, or to properly pay for damages after being given due process, may result in grades, diploma, and/or transcripts being withheld. Voluntary work shall be provided in lieu of paying for lost or damaged property should the parents or guardians be unable to pay.

# II. EXPULSION (Ed. Code Section 48915)

- (a) Except as provided in subdivisions (c) and (e), the principal or the superintendent of schools shall recommend the expulsion of a pupil for any of the following acts committed at school or at a school activity off school grounds, unless the principal or superintendent finds that expulsion is inappropriate, due to the particular circumstance:
  - (1) Causing serious physical injury to another person, except in self-defense.
  - (2) Possession of any knife, explosive, or other dangerous object of no reasonable use to the pupil.
  - (3) Unlawful possession of any controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code, except for the first offense for the possession of not more than one avoirdupois ounce of marijuana, other than concentrated cannabis.
  - (4) Robbery or extortion.
  - (5) Assault or battery, as defined in Sections 240 and 242 of the Penal Code, upon any school employee.
- (b) Upon recommendation by the principal, superintendent of schools, or by a hearing officer or administrative panel appointed pursuant to subdivision (d) of Section 48918, the governing board may order a pupil expelled upon finding that the pupil committed an act listed in subdivision (a) or in subdivision (a), (b), (c), (d), or (e) of Section 48900. A decision to expel shall be based on a finding of one or both of the following:
  - (1) Other means of correction are not feasible or have repeatedly failed to bring about proper conduct.
  - (2) Due to the nature of the act, the presence of the pupil causes a continuing danger to the physical safety of the pupil or others.
- (c) The principal or superintendent of schools shall immediately suspend, pursuant to Section 48911, and shall recommend expulsion of a pupil that he or she determines has committed any of the following acts at school or at a school activity off school grounds:
  - (1) Possessing, selling, or otherwise furnishing a firearm.
  - (2) Brandishing a knife at another person.

- (3) Unlawfully selling a controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code.
- (4) Committing or attempting to commit a sexual assault as defined in subdivision (n) of Section 48900 or committing a sexual battery as defined in subdivision (n) of Section 48900.
- (d) The governing board shall order a pupil expelled upon finding that the pupil committed an act listed in subdivision (c), and shall refer that pupil to a program of study that meets all of the following conditions:
  - (1) Is appropriately prepared to accommodate pupils who exhibit discipline problems.
  - (2) Is not provided at a comprehensive middle, junior, or senior high school, or at any elementary school.
  - (3) Is not housed at the school-site attended by the pupil at the time of suspension.
- (e) Upon recommendation by the principal, superintendent of schools, or by a hearing officer or administrative panel appointed pursuant to subdivision (d) of Section 48918, the governing board may order a pupil expelled upon finding that the pupil, at school or at a school activity off of school grounds violated subdivision (f), (g), (h), (i), (j), (k), (l), or (m) of Section 48900, or Section 48900.2, 48900.3, or 48900.4, and either of the following:
  - (1) That other means of correction are not feasible or have repeatedly failed to bring about proper conduct. That due to the nature of the violation, the presence of the pupil causes a continuing danger to the physical safety of the pupil or others.

# OTHER EXAMPLES OF CONDUCT WHICH MAY RESULT IN SUSPENSION FOR DISRUPTION OF SCHOOL ACTIVITIES OR WILLFUL DEFIANCE OF VALID AUTHORITY OF SCHOOL PERSONNEL

- A. Bomb Threats: False reports that a bomb or other explosive has been placed in school buildings or on school grounds will be referred to law enforcement agencies. Students involved are also subject to disciplinary action. (Ed. Code Section 48900 {k}; Cal. Code of Regs, Title 5, Section 305)
- B. Fires, Explosives, or Threats Thereof: Students involved in setting fires or explosives that threaten or cause damage to human life or property on campus or at school-sponsored events are subject to disciplinary action. Parents/guardians are responsible for payment of damages. (Health and Safety Code, Section 12305, 13007; Penal Code Sections 448a, 449a; Cal. Code of Regs, Title 5, Section 305) (Ed. Code Section 48900 {k})
- C. Forgery: Students who forge notes, signatures, or school documents are subject to suspension. (Ed. Code Section 48900 {k})

# IV. OTHER ACTS SUBJECT TO LESSER FORMS OF DISCIPLINE

- A. Grooming and Dress Policies: All students are to maintain personal standards of dress and grooming appropriate to class and school activities. Footwear must be worn at all times for health and safety reasons. A student who comes to school inappropriately dressed will be sent home to prepare properly for school before reentering. Please refer to School Dress Code in the Handbook portion of this document for details. (Cal. Code of Regs, Title 5, Section 302) (Ed. Code Section 48900 (k))
- B. Transportation Rules: Students transported in a school bus are under the authority of the bus driver, and are expected to follow district bus regulations. Any infraction of these regulations is cause for disciplinary action. (Cal. Code of Regs, Title 5, Section 14103)
- C. Loitering: All persons having valid school business on the premises are required to check in at the school office. Persons on school premises unlawfully will be referred to law enforcement agencies. (*Penal Code Sections 653g, 626.8*)
- D. Tardiness/Truancy: The law requires school attendance. Ed. Code Sections 48260 (a) states in part that, "Any pupil who is absent from school without a valid excuse three full days or tardy or absent more than any 30 minute period during the school day without a valid excuse on three or more occasions in one school year, or any combination thereof, is a truant and shall be reported to the attendance supervisor or superintendent of the school district." Education Code 48263 states in part that, "When a student is a habitual truant, or is irregular in attendance at school, the pupil may be referred to a school attendance review board (SARB)."

(A Complete School Bus Handbook is available at your school office)

#### V. BUS RIDING STANDARDS

Drivers have full responsibility and authority over students on their bus. The law requires that he/she keep order on the bus for the students' own safety and protection. Any student may be refused transportation for failure to cooperate in complying with the transportation code.

#### GENERAL RULES OF CONDUCT ON A BUS:

- A. Students may talk as long as it does NOT become loud or boisterous.
- B. Students must remain seated while on the bus.
- C. Students are NOT allowed to throw things in the bus or out bus windows.
- D. Students should sit properly in their seats facing the front.
- E. Students are NOT to reach out or lean out of windows. The decision of the driver is FINAL if there is a question about the window placements.
- F. Students are NOT allowed to continually adjust windows.
- G. Students are not to swing, crowd or shove in seats while the bus turns.
- H. Each student is responsible for his/her property. Students are NOT to engage in horseplay with other students' property.
- I. Students NOT regularly scheduled to ride the bus will NOT be allowed to ride to or

from school unless prior arrangements are made between parents and a school administrator.

- J. NO food, gum, or drinks are allowed on the bus.
- K. NO pets of any kind are allowed on the bus.
- L. Industrial arts projects or musical instruments which are too large to carry on a student's lap will NOT be allowed on the bus.
- M. Students who ride the bus regularly to and from school MUST load and unload at the SAME bus stop on the SAME bus unless special permission has been granted.
- N. Seatbelts must be worn at all times while the bus in in motion.

#### **DISCIPLINARY PROCEDURES:**

- A. Students violating the above could lose their bus privilege.
- B. Bus violators will be warned by the driver. If the warning is NOT heeded, the driver will put student on report to the principal.
- C. A student may be temporarily suspended from riding the bus, and parents will be notified.
- D. A student who continues to violate bus conduct may be suspended from riding the bus for an indefinite period of time.

# INSTRUCTION IN SCHOOL BUS EMERGENCY PROCEDURE AND PASSENGER SAFETY - 39831.5 EC

The following section is quoted from the EC:

(a) All pupils in pre-kindergarten, kindergarten, and grades 1 to 12, inclusive, in public or private schools that are transported in a school bus or school pupil activity bus shall receive instruction in school bus emergency procedures and passenger safety.

The county superintendent of schools, superintendent of school district, or owner/operator of a private school, as applicable, shall ensure that the instruction is provided as follows:

- (1) Upon registration, the parents or guardians of all pupils not previously transported in a school bus or school pupil activity bus and who are in pre-kindergarten, kindergarten, and grades 1 to 6, inclusive, shall be provided with written information on school bus safety. The information shall include, but not be limited to, all of the following:
  - A. A list of school bus stops near each pupil's home.
  - B. General rules of conduct at school bus loading zones.
  - C. Red light crossing instructions.
  - D. School bus danger zone.
  - E. Walking to and from school bus stops.

# **Disciplinary Measures**

# **Suspension by Teacher**

A teacher may suspend any pupil from his or her class for any of the acts enumerated in Ed. Code Section 48900 for the day the suspension is made and the day following. (*Ed. Code Section 48910*)

# Conferencing

Students will be counseled regarding appropriate school behavior.

#### **Detention**

Students may be detained for disciplinary or other reasons up to one hour after the close of the maximum school day. (Cal. Code of Regs., Title 5, Section 353)

# Suspension by Principal/Designee

Students may be removed from the school setting on a temporary basis. (Ed. Code Sections 48911-48914)

Suspension procedures require the following:

- 1. An informal conference will take place with the student, unless an emergency exists which constitutes a clear and present danger to the lives, safety, or health of pupils or school personnel. The student will be given the opportunity to present his or her version and evidence in his or her defense. He/she will be advised of the reason for disciplinary action. (Ed. Code Section 48911).
- 2. Those parents/guardians will be given written notice of suspension within 24 hours. At the time of suspension a school employee shall make a reasonable effort to contact the parent/guardian in person or by phone (*Ed. Code Section 48911*).
- 3. Parents or guardians will respond without delay to the school's request for a conference, as per state law.
- 4. A student may not be suspended for more than five (5) consecutive days;
- 5. A student may not be suspended for more than 20 days in one school year, unless (a) a pupil enrolls in or is transferred to another regular school or an opportunity school or class, in which case the total number of school days for which the pupil may be suspended shall not exceed 30 days in any school year, or (b) the student's case is pending the expulsion process (*Ed. Code Section 48911[g]*);
- 6. The teacher of any class from which a pupil is suspended may require the suspended pupil to complete any assignments and tests missed during the suspension (*Ed. Code Section 48913*);
- 7. Suspended students must remain under parental supervision and not be on any school campus or attend school activities for the duration of the suspension.

# **Expulsion**

The removal from enrollment in a school of the district may be ordered by the board when other means of correction have repeatedly failed or the continued presence of the student causes danger to the physical safety of others (see Expulsion). State law provides for full due process rights and the right to appeal any expulsion order (*Ed. Code Sections 48915-48925*). A pupil with exceptional needs who is enrolled in a special education program can be expelled only if the conduct was not caused by or is not a direct manifestation of the Pupil's identified handicap (*Ed. Code Section 48915.5*).

The Board of Trustees may deny enrollment to an individual who has been expelled from another school district for acts specified under "II. Expulsion," for the remainder of the expulsion period after a hearing has been held and a determination made that the individual poses a potential danger to either the school district's pupils or employees. (Ed. Code Section 48915.1).

#### **Referral to Law Enforcement Agencies**

All alleged crimes required to be reported to law enforcement agencies will be reported immediately by the school principal or designee.

#### **Special Placement**

Students may be assigned to a special program such as Independent Study, Community Day School or Opportunity Classes or Programs, etc.

#### **Exemption**

Students may be exempt from compulsory public school attendance at the request of their parents for various circumstances as defined by state law (Ed. Code Section 48220 et. Seq.)

# **Sources of Legal Authority**

Cal. Code of Regs, Title 5 -- California Code of Regulations, Title 5 Cal. Code of Regs, Title 17 -- California Code of Regulations, Title 17 Ed Code -- Education Code Health & Safety Code -- Health and Safety Code Pen Code - Penal Code

# Parent/Guardian Rights Notification

You are hereby notified of your rights and responsibilities as a parent/guardian of a child enrolled in a California Public School.

# **Dress and Grooming**

In cooperation with teachers, students and parents/guardians, each school in the Burton School District will establish school rules governing student dress and grooming. These rules shall be consistent with the district's policies and regulations. The following guidelines shall apply to all regular school activities:

- 1. Shoes must be worn at all times. Sandals must have heel straps. Thongs or backless shoes or sandals are not acceptable.
- 2. Clothing, jewelry and personal items (backpacks, fanny packs, gym bags, water bottles, etc) shall be free of writing, pictures or any other insignias which are crude, vulgar, profane or sexually suggestive, which bear drug, alcohol or tobacco company advertising, promotions and likenesses, or which advocate racial, ethnic or religious prejudice.
- 3. Hats, caps and other head coverings shall not be worn indoors. Articles of sun protective clothing may be worn outdoors consistent with district and school site policies.
- 4. Clothes shall be sufficient to conceal undergarments at all times. See-through or fish-net fabrics, halter tops, off-the-shoulders or low-cut tops, bare midriffs and skirts or shorts shorter than mid-thigh are prohibited.
- 5. Gym shorts may not be worn in classes other than physical education.
- 6. Hair shall be clean and neatly groomed. Hair may not be sprayed with any coloring that would drip when wet.
- 7. Accessories/earrings are permitted only in the ear.

# **Pupil Records** (AR5125)

Pupil records consist of personal identifying information, subjects taken; grades received, standardized test results, attendance records, and health records, and are maintained at the school the pupil attends. The district superintendent/school principal or designee is responsible for maintaining each type of pupil record and the information contained therein. Additional records, such as psychological and special education reports, may be maintained separately.

The policy of the district for reviewing and expunging those records is that the parents and guardians may review records during regular school hours with the help of certificated staff when requested. (AR5125.3)

Pupil records are accessible only to parents or legal guardians, a pupil 16 years or older who has completed the 10th grade, and school district personnel who have a legitimate educational interest in the child. School district personnel having access to pupil records would include governing board members, district certificated employees and administrators. A legitimate educational interest, according to board policies, is one held by officials and employees whose duties and responsibilities to the district require that they have access to students' records. The custodian of records shall determine whether the person seeking access meets the required criteria.

Parents/guardians have the right to review and challenge the contents of their child's records. The procedure for challenging the content of pupil records is that the parent/guardian may file with the superintendent a written request to remove information from his/her child's records.

Copies of the pupil record may be obtained by the parent/guardian. The school district shall reproduce copies of pupil records requested by parents/guardians, and the cost, if any, will be charged to the parent for such reproductions. The location of the log required to be kept pursuant to Ed. Code 49064 is in each school site office under the supervision of the site administrator.

Parents have the right to file a complaint with the United States Department of Health, Education, and Welfare concerning alleged failure by the district to comply with the provisions of #438 of the General Education Provisions Act (20 U.S.C. #1232G)

#### **Communicable Disease Immunization**

The governing board of each school district shall require that every child entering a school must be fully immunized against Diphtheria, Haemophilus influenzae type b, Measles, Mumps, Pertussis (whooping cough), Poliomyelitis, Rubella, Tetanus, Hepatitis B, Varicella (chicken pox), and any other disease deemed appropriate by the California Department of Public Health. A written immunization record of each required vaccine, including date and provider must be presented at school entry.

Commencing July 1, 2011, the governing board of each school district shall require full immunization against Hepatitis B for any pupil entering the 7th grade level. Also commencing July 1, 2011, the governing board shall require any pupil entering 7th through 12th grade, inclusive, to be fully immunized against pertussis, including all pertussis boosters (Tdap) appropriate for the pupil's age.

(a) Your child must be immunized against certain diseases before being admitted to school, unless exempted for medical or religious reasons. Students who had a signed waiver

based on religious or personal beliefs on file by January 1, 2016, will be exempt from the immunization requirement until they complete the "grade span" they were in as of January 1, 2016. Grade spans are: (1) birth through preschool, (2) Kindergarten through 6th grade, and (3) 7th through 12th grade. Students entering school for the first time or advancing to 7th grade after July 1, 2016 will no longer be exempt from immunizations based on their religious or personal beliefs. (Ed. Code §48216 and Health and Safety Code §120335.)

- (b) The governing board of the district shall notify the parent or guardian of the pupil that they have two weeks to supply evidence either that the pupil has been properly immunized, or that the pupil is exempted from the immunization requirement pursuant to Education Code section 48216 and Section 120335 or 120370 of the Health and Safety Code.
- (c) The governing board of the district, in the notice, shall refer the parent or guardian of the pupil to the pupil's usual source of medical care to obtain the immunization, or if no usual source exists, either refer the parent or guardian to the county health department, or notify the parent or guardian that the immunizations will be administered at a school of the district.

#### **Tuberculosis Testing** (BP 5141.26 Students)

The Burton School District will follow the Tulare County HHSA policy: Tuberculosis Examination and Requirement for New Students Entering Tulare County Schools. The District also requires students entering or re-entering at any grade level, from another country, have a TB test administered in the state of California before starting school. The Superintendent or designee may require a tuberculosis skin test when qualified medical personnel reasonably suspect that a student has active tuberculosis. If there is an outbreak of tuberculosis at any school, the Superintendent or designee may require all students at the school to undergo tuberculosis skin tests.

Students known to have had a positive tuberculosis skin test shall be excluded from school until they provide evidence of a follow-up x-ray results and appropriate medical care or are no longer suspect of having active tuberculosis.

Cooperation in Control of Communicable Disease & Immunization of Pupils Ed Code 49403 The governing board of any school district may permit a licensed physician and surgeon, or a health care practitioner (including a physician assistant, nurse practitioner, registered nurse, licensed vocation nurse or nursing student who is acting under the supervision of a registered nurse as provided by law) who is a acting under the direction of a supervising physician and surgeon, to administer an immunizing agent to a pupil whose parent or guardian has consented in writing prior to administration of the immunizing agent.

# Instruction in Topics Including Health, Family Life Education, Sex Education, HIV/AIDS and Sexually Transmitted Diseases

(a) All pupils in grades 7-12, inclusive, shall receive comprehensive sexual health education and HIV/AIDS prevention education from trained instructors at least once in junior high/middle school and once in high school.

- (b) At the beginning of each school year, or at the time of enrollment, the parent or guardian of each pupil shall be notified about instruction in comprehensive sexual health education and HIV/AIDS prevention education and research on pupil health behaviors and risks planned for the coming year. The notice shall include all of the following:
  - 1. Advise the parent or guardian that written and audiovisual educational materials used in comprehensive sexual health education and HIV/AIDS prevention education are available for inspection.
  - 2. Advise the parent or guardian whether the comprehensive sexual health education or HIV/AIDS prevention education will be taught by school district personnel or by outside consultants.
  - 3. Information explaining the parent's or guardian's right to request a copy of Chapter 5.6 of the Education Code (commencing with Section 51930 et seq.).
  - 4. Advise the parent or guardian that the parent or guardian may request in writing that his or her child not receive comprehensive sexual health education or HIV/AIDS prevention education.
- (c) Anonymous, voluntary and confidential research and evaluation tools to measure pupils' health behaviors and risks, including tests, questionnaires, and surveys containing age-appropriate questions about the pupils' attitudes concerning or practices relating to sex may be administered to pupils in grades 7-12. Parents or guardians shall be notified in writing and given the opportunity to review such tests, questionnaires and surveys.
- (d) A parent or guardian has the right to excuse his or her child from all or part of the above. A pupil shall not be subject to disciplinary action, academic penalty, or other sanction if the parent/guardian does not permit the pupil to receive the instruction. While the instruction is being delivered, an alternative educational activity shall be made available to those pupils whose parent/guardian have requested that they not receive the instruction.

# **Child Abuse Prevention Training Program:**

Parents have the right to refuse to allow their children to participate in a child abuse primary prevention program.

# **Confidential Medical Services Information (ED Code 46010.1)**

California law requires the notification of all parents, and of seventh through twelfth grade students, that students may request school authorities to excuse them for the purpose of obtaining confidential medical services that could include family planning services without parent/guardian consent. The Superintendent is directed to provide the required notification to parents and students annually at the beginning of each school year, and as new students register during the school year after the initial notification.

Students and parents/guardians will also be notified that when a student makes a request to be excused for any dental or medical services, it is the policy of this Board to contact parents/guardians to verify the appointment and to insure there will be transportation for, and supervision of, the student.

# **Administration of Prescribed Medication for Pupil**

- (a) Notwithstanding Section 49422, any pupil who is required to take, during the regular school day, medication prescribed for him or her by a physician and surgeon or ordered for him or her by a physician assistant practicing in compliance with Chapter 7.7 (commencing with Section 3500) of Division 2 of the Business and Professions Code, may be assisted by the school nurse or other designated school personnel or may carry and self-administer prescription medication and auto-injectable epinephrine if the school district receives the appropriate written statements identified in subdivision (b).
- (b) (1) In order for a pupil to be assisted by a school nurse or other designated school personnel pursuant to subdivision (a), the school district shall obtain both a written statement from the physician and surgeon or physician assistant detailing the name of the medication, method, amount, and time schedules by which the medication is to be taken and a written statement from the parent, foster parent, or guardian of the pupil indicating the desire that the school district assist the pupil in the matters set forth in the statement of the physician and surgeon or physician assistant.
  - (2) In order for a pupil to carry and self-administer prescription medication and/or auto-injectable epinephrine pursuant to subdivision (a), the school district shall obtain both a written statement from the physician and surgeon or physician assistant detailing the name of the medication, method, amount, and time schedules by which the medication is to be taken, and confirming that the pupil is able to self-administer. A written statement from the parent, foster parent, or guardian of the pupil consenting to the self-administration and providing a release for the school nurse or other designated school personnel to consult with the health care provider of the pupil regarding any questions that may arise with regard to the medication. It will also release the school district and school personnel from civil liability if the self-administering pupil suffers an adverse reaction as a result of self-administering medication pursuant to this paragraph.
  - (3) The written statements specified in this subdivision shall be provided at least annually and more frequently if the medication, dosage, frequency of administration, or reason for administration changes.
- (c) A pupil may be subject to disciplinary action pursuant to Section 48900 if that pupil uses auto-injectable epinephrine in a manner other than as prescribed. Ed Code 49423

#### **Inhaled Asthma Medication 49423.1**

Parents/foster parents/guardians may provide a written statement to the school district requesting assistance with the administration of inhaled asthma medication from the school nurse or other designated school personnel, or allowing their children to carry and self-administer inhaled asthma medication. In order for a student to be assisted with the administration of inhaled asthma medication, the following is required: (1) a written statement from the physician or surgeon detailing the medication name, method, amount, and time schedules by which the medication is to be taken and (2) a written statement from the parent, foster parent or guardian requesting that the school district assist the student in the administration of medication set forth in the physician or surgeon's written statement.

In order for a student to be able to carry and self-administer prescription inhaled asthma medication, the following is required: (1) a physician or surgeon's written statement confirming that the child is able to self-administer the medication and detailing the name of the medication, the method, amount and time schedules for administration; and (2) the parent, foster-parent or guardian's written consent to the self-administration, a release for the school nurse or other designated school personnel allowing them to consult with the student's physician and an agreement to release the district and school personnel from civil liability in the event of an adverse reaction to the medication.

These written statements must be provided to the school at least annually or more frequently if the medication, dosage, frequency of, or reason for, the administration changes. Students may be subject to disciplinary action pursuant to Ed. Code section 48900 for using inhaled asthma medication in a non-prescribed manner.

# Treatment for life threatening Anaphylaxis (Allergic Reaction) (Epi-Pen) (ED Code 49423.5)

Anaphylaxis is a rapid, severe allergic response triggered by insect stings, food, medications, latex materials, exercise or in rare cases by unknown causes. This is a life-threatening allergic condition requiring immediate treatment. Administering epinephrine to students during a medical emergency may help to insure the student's health and safety at school. Burton School District has adopted a protocol for giving life-saving epinephrine to the students in need of such treatment. Under the direction and supervision of the district nurse, trained school staff may administer the Epi-Pen in the event that a child experiences a severe, life-threatening anaphylactic (allergic) reaction during school hours or during school related activities.

# Pupils of a Continuing Prescribed Medication Regimen (AR5141.21)

If, during the regular school day a pupil is required to take medication prescribed by a physician, the pupil may be assisted by the school nurse or designee if the school receives both (a) a written statement from the pupil's physician detailing the method, amount, and time schedules by which the medication is to be taken, and (b) a written statement from the parent/guardian of the pupil indicating the desire that the school district assist the pupil in the matters set forth in the physician's statement. With the consent of the parent or legal guardian of the pupil, the school nurse may communicate with the physician and may counsel with school personnel regarding the possible effects of the drug. The medication must be sent to the school in the original prescription container. Over the counter medication may NOT be sent to school, nor given unless prescribed by the doctor. Over the counter medicines include Tylenol, cough syrup, etc., purchased at the drug store without a prescription.

# **Physical Examinations**

State law requires school districts to notify parents of the availability, to children between birth and until 90 days after beginning first grade, of health screening provided pursuant to the child Health and Disability Prevention Program, administered by the County Health Department. State law requires school districts to obtain from each child, within 90 days of

beginning first grade, either a certificate documenting that within the prior 18 months the child has received the appropriate health screening and evaluation services specified by law, or a waiver signed by the child's parent or guardian indicating that they do not want or are unable to obtain such services for the child. The reasons should be included in the waiver. The school district is required to screen every 7th grade girl and 8th grade boy for scoliosis (curvature of the spine). The parent/guardian has the right to submit to the school a written request that the pupil not participate in this screening program.

Parent/guardians have the right to sign an affidavit of a personal belief exempting their children from a physical examination, including vision, hearing, and scoliosis screenings. State law also requires that students in the first year of public school submit proof of an oral assessment or dental exam. The assessment must be performed by a dental health professional and is due by May 31. Parents or guardians may complete an exemption from the oral health assessment requirement by submitting a waiver to the school district.

#### Parent's Refusal to Consent (AR5141.3)

A parent or guardian having control or charge of any child enrolled in the public schools may file annually with the principal of the school in which he is enrolled a statement in writing, signed by the parent or guardian, stating that he will not consent to a physical examination of his child. Thereupon, the child shall be exempt from any physical examination, but whenever there is a good reason to believe that the child is suffering from a recognized contagious or infectious disease, he shall be sent home and shall not be permitted to return until the school authorities are satisfied that any contagious or infectious disease does not exist.

# **Type 2 Diabetes Information**

The school districts shall provide an information sheet regarding type 2 diabetes to the parent or guardian of incoming 7<sup>th</sup> grade pupils. The information sheet may be provided to the parent or guardian of incoming 7<sup>th</sup> graders with the annual parent rights notification, or it may be provided separately.

The information sheet is available to school districts through the California Department of Education website at <a href="http://www.cde.ca.gov/ls/he/hn/type2diabetes.asp">http://www.cde.ca.gov/ls/he/hn/type2diabetes.asp</a>. Written copies of the information sheet are available to school districts upon written request to the California Department of Education.

# **Medical & Hospital Services for Pupils (49472)**

The governing board of any school/district may provide or make available medical and/or hospital services for pupils through nonprofit membership corporations, or authorized insurance companies for accidents occurring on school grounds, or while being transported to or from any school activity or event. The service shall be provided only with the consent of the parent or guardian, or the pupil if he/she is not a minor. Please contact the school or district office regarding such medical service.

# **Concussion and Head Injuries**

School districts that provide an athletic program must distribute a concussion and head injury information sheet on a yearly basis. The information shall be signed and returned by

the athlete and the athlete's parent or guardian before the athlete initiates practice or competition. This does not apply to an athlete engaged in an athletic activity during the regular school day or as part of a physical education course required pursuant to subdivision (d) of Section 51220.

#### **Availability of Accident Insurance (AR5143)**

The school district will make available an optional accident insurance coverage that may be purchased by students. Purchase of this coverage is not mandatory. However, participation in after-school sports requires that students be covered by some form of insurance.

#### Medical & Hospital Services Not Provided or Available (49471)

The governing board of any junior high or high school (grades 6-12) shall furnish written notification that the school/district does not provide or make available medical and hospital services for pupils of the school/district who are injured while participating in athletic activities.

## **Availability of Free Lunches (AR3553)**

A free or reduced price breakfast/lunch program is available to qualified students and families. Applications for this program will be distributed at the beginning of each school year or when a child enrolls in the district. Students on reduced price or full pay lunches are encouraged to prepay for any number of days in advance.

# **Permission for Pupils to Leave School Grounds (AR5112.5)**

Burton School maintains a closed campus policy. A signed "Closed Campus" acknowledgment is kept on file in the school office. Students must remain on campus all day. If a student needs to leave school early, written notice signed by a parent/guardian must be presented to the teacher and the office. Students must also "sign out" when leaving and "sign in" when returning. No student is allowed off campus unless they have officially "signed out." Students may be picked up by a parent or guardian.

# Every Student Succeeds Act (Formerly No Child Left Behind Act) 20 USC 1232h

Any district receiving funds from the United States Department of Education must adopt a policy regarding the (1) administration of surveys and physical exams/screenings; (2) right of parents to inspect instructional materials; and (3) collection of personal information for marketing purposes. Additional notice shall be provided within a reasonable period of time after any substantive change to such policy.

# Personal Beliefs / Political Affiliations / Behavior / Close Family Relationships

No test, questionnaire, survey, or examination which has questions about your or your child's: beliefs and practices in sex, family life, morality, religion, political affiliations or beliefs, illegal, antisocial, self-incriminating, or demeaning behavior, mental or psychological problems, legally recognized privileged relationships (such as lawyer, physician, or minister), critical appraisals of individuals with whom you have close family relationships, or income (except as required by law to determine eligibility for participation in a program or for receiving financial assistance under such program) shall be administered without prior notification and written permission of the parent or guardian. Parents may

inspect all instructional materials, including teacher's manuals, films, tapes or other supplementary material to be used in connection with any survey, analysis or evaluation.

#### USC 6311(h)(6)

According to federal law, at the beginning of each school year, the district shall notify the parents of each student that parents have the right to request information regarding the professional qualifications of their child's teacher, including:

- Whether the teacher has met state qualification and licensing criteria for grade levels and subject areas in which the teacher provides instruction.
- Whether the teacher is teaching under emergency or other provisional status through which state qualification or licensing criteria have been waived.
- The baccalaureate degree major of the teacher and any other graduate certification or degree held by the teacher, and the field of discipline of the certification or degree
- Whether the child is provided services by paraprofessionals and, if so, their qualifications.

Parents must also be provided information on the level of achievement of the parent's child in each of the state's academic assessments, and must be notified if their child is taught by a teacher who is not "highly qualified" for four or more consecutive weeks.

#### **Teacher/Paraprofessional Qualifications**

Parents are entitled, at their request, to be informed regarding the professional qualifications of their child's teacher or classroom paraprofessional. To make such inquiry, parents should contact the school's principal.

# **Nondiscrimination (BP5145.3)**

The Governing Board desires to provide a safe school environment that allows all students equal access and opportunities in the district's academic and other educational support programs, services, and activities. The Board prohibits, at any district school or school activity, unlawful discrimination, harassment, intimidation, and bullying of any student based on the student'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.

Any individuals who believe their rights are being violated or that they are being discriminated against may complain in writing to the district superintendent. Parents of students under 504 plans shall have the opportunity to examine relevant records and participate in an impartial hearing and review procedures.

## **Special Education (BP6164.4)**

To provide a specially designed instructional program to meet the unique needs of individuals with exceptional needs, whose educational requirement cannot be met with a modification of the regular instructional program, the district will provide a special instructional program at no cost to the parent. Qualified students with disabilities, ages 3-21, will be offered a free and appropriate public education (FAPE) in a least restrictive environment.

The Superintendent or designee has established a means whereby parents/guardians, teachers and others may request screening for any child they believe to have a disability that significantly interferes with his/her learning. The Superintendent or designee has implemented screening processes to determine when an individual's academic, behavior or other difficulties may be related to disabilities and shall establish systematic procedures for special education program identification, screening, referral, assessment, planning, implementation, review and triennial assessment.

For assessment purposes, staff shall use appropriate tests to identify specific information about the student's abilities in skill areas. In addition, staff shall use multiple measures, including direct observation, to study the effect of interventions or modifications to the regular instructional program. Staff also may consider the student's personal history, development and adaptive behavior.

The Superintendent or designee notifies parents/guardians in writing of their rights related to identification, referral, and assessment, instructional planning, implementation and review, including the district's procedures for initiating a referral for assessment to identify individuals who need special education services.

Any individual, public agency or organization may file a written complaint with the district superintendent or with the state superintendent of public instruction if they believe the school district has violated federal or state laws regarding special education.

The following procedures shall be used to address all complaints which allege that the district has violated federal or state laws or regulations governing educational programs. The complaint shall be presented to the Superintendent or designee, who shall then give it to the appropriate compliance officer. The compliance officer shall hold an investigative meeting within five days of receiving the complaint.

Within 30 days of receiving the complaint, the compliance officer shall prepare and send to the complainant a written report of the district's investigation and decision. If the complainant is dissatisfied with the compliance officer's decision, he/she may, within five days, file his/her complaint in writing with the Board. If the Board hears the complaint, the compliance officer shall send the Board's decision to the complainant within 60 days of the district's initially receiving the complaint. A detailed statement of all specific issues brought up during the investigation and the extent to which these issues were resolved. If dissatisfied with the district's decision, the complainant may appeal in writing to the California Department of Education within 15 days of receiving the district's decision.

# **Child Find Policies (Special Education)**

All children with disabilities residing in the state who are in need of special education and related services, shall be identified, located and assessed and a practical method developed and implemented to determine which children are receiving needed special education and services as required by Federal law.

(d)(1) Each special education local plan area shall establish written policies and procedures pursuant to Section 56205 for use by its constituent local agencies for a continuous child find system that addresses the relationships among identification, screening, referral, assessment, planning, implementation, review and triennial assessment. The policies and procedures shall include, but need not be limited to, written notification of all parents of their rights under this chapter, and the procedure for initiating a

referral for assessment to identify individuals with exceptional needs. (2) In accordance with Section 1415(d)(1)(A) of Title 20 of the United States Code and Section 300.504(a) of Title 34 of the Code of Federal Regulations, parents shall be given a copy of their rights and procedural safeguards only one time a school year, except that a copy also shall be given to the parents: (A) Upon initial referral or parental request for assessment. (B) Upon receipt of the first state complaint under Section 56500.2 in a school year. (C) Upon receipt of the first due process hearing request under Section 56502 in a school year. (D) When a decision is made to make a removal that constitutes a change of placement of an individual with exceptional needs because of a violation of a code of pupil conduct in accordance with Section 300.53(h) of Title 34 of the Code of Federal Regulations. (E) Upon request by a parent.

#### **Individuals with Disabilities Education Act (IDEA)**

"Every individual with exceptional needs, who is eligible to receive educational instruction, related services, or both under this part shall receive such educational instruction, services, or both, at no cost to his or her parents or, as appropriate, to him or her." Federal law also requires a free and appropriate education in the least restrictive environment be offered to qualified handicapped pupils.

#### **Individual Instruction for Pupils with Temporary Disabilities (AR6183)**

A pupil with a temporary disability, who is in a hospital or residential health facility (excluding a state hospital), the pupil's home, or under other circumstances prescribed by regulations adopted for that purpose by the State Board of Education, shall be deemed to be a resident of the school district where the hospital is located. The parent/guardian has the primary responsibility to notify the school district in which the pupil with the temporary disability is deemed to reside because of hospitalization. The resident school district will offer individualized instruction if the pupil qualifies, unless the pupil's prior school district provides such individualized instruction.

# **Alternative School (AR6181)**

California State law authorizes all school districts to provide for alternative schools, Section 58500 of the Education Code defines alternative school as a school or separate class group within a school which is operated in a manner designed to:

- (a) Maximize the opportunity for students to develop the positive values of self-reliance, initiative, kindness, spontaneity, resourcefulness, courage, creativity, responsibility, and joy;
- (b) Recognize that the best learning takes place when students learn because of their desire to learn;
- (c) Maintain a learning situation maximizing students' self-motivation and encouraging the students in their own time to follow their own interests. These interests may be conceived by them totally and independently or may result, in whole or in part, from a presentation by their teachers of choices of learning projects;
- (d) Maximize the opportunity for teachers, parents, and students to cooperatively develop the learning process and its subject matter. This opportunity shall be a continuous,

permanent process;

(e) Maximize the opportunity for the students, teachers, and parents to continuously react to the changing world including, but not limited to, the community in which the school is located.

In the event any parent, pupil, or teacher is interested in further information concerning alternative schools, the county superintendent of schools, the administrative office of this district, and the principal's office in each attendance area have copies of the law available for your information. This law authorizes interested persons to request the governing board of the district to establish alternative school programs in each district.

Further, a copy shall be posted in at least two places normally visible to pupils, teachers, and visiting parents in each attendance unit for the entire month of March in each year.

# **Availability of Curriculum Prospectus**

The curriculum, including titles, descriptions, and instructional aims of every course offered by a public school, shall be compiled at least once annually in a prospectus. Each school site shall make its prospectus available for review upon request. When requested, the prospectus shall be reproduced and made available. School officials may charge for the prospectus an amount not to exceed the cost of duplication.

## California Assessment of Student Performance & Progress (CAASPP)

The CAASPP, which has replaced the Standardized Testing and Reporting ("STAR Program"), is the state's academic testing program. District students will take the test in grades 3<sup>rd</sup> thru 8<sup>th</sup> and 11<sup>th</sup>. CAASPP is a system intended to provide information that can be used to monitor student progress and ensure that all students leave high school ready for college and career. Following the spring semester testing, students will receive individual score reports. Student score reports will be sent home to parents and will include an overall score, a description of the student's achievement level for English–language arts and mathematics, and other information. It is important to note that these scores cannot be compared to scores that your child previously received on the STAR Program tests because this test is based on the Common Core State Standards, involves different types of test questions, and will not be reported using the STAR Program reporting categories. Pursuant to California Education Code section 60615, parents may annually submit to the school a written request to excuse their child from any or all of CAASPP. If you would like more information regarding CAASPP, please visit the "Students & Parents" tab of the CDE CAASPP website at <a href="http://www.cde.ca.gov/ta/tg/ca/">http://www.cde.ca.gov/ta/tg/ca/</a>, or contact school administration.

# **Course of Study – Sexual Bias**

Elementary and secondary (high) schools shall offer classes and courses, including nonacademic and elective classes and courses, without regard to the sex of the pupil enrolled in these classes and courses. A school district may not prohibit a pupil from enrolling and may not require a pupil of one sex to enroll in any class or course on the basis of the sex of the pupil. (d) A school counselor, teacher, instructor, administrator, or aide may not, on the basis of the sex of a pupil, offer vocational or school program guidance to a pupil of one sex that is different from that offered to a pupil of the opposite sex or, in counseling a pupil, differentiate career, vocational, or higher education opportunities on the basis of the sex of

the pupil counseled. The parents or legal guardian of a pupil shall be notified in a general manner at least once in the manner prescribed by Section 48980, in advance of career counseling and course selection commencing with course selection for grade 7 so that they may participate in the counseling sessions and decisions. (e) Participation in a particular physical education activity or sport, if required of pupils of one sex, shall be available to pupils of each sex. (f) A pupil shall be permitted to participate in sex-segregated school programs and activities, including athletic teams and competitions, and use facilities consistent with his or her gender identity, irrespective of the gender listed on the pupil's records.

# **Rules and Procedures on School Discipline**

Each school site will have written discipline rules and procedures applicable to its school site. Written notice of these discipline rules and procedures is included in this handbook and will be sent at the beginning of the school year to continuing students and be given to transfer pupils and their parents/guardians at the time of their enrollment.

#### **ABSENCES:**

#### **Excused Absence: Justifiable Personal Reasons 48205**

- (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, optometrical, or chiropractic services rendered.
- (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, attendance at an employment conference, or attendance at an educational conference on the legislative or judicial process offered by a nonprofit organization when the pupil's absence is 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 Section 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 therefor. The teacher of any class from which a pupil is absent shall determine which 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 the 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 set forth in Section 45194, except that references therein to "employee" shall be deemed to be references to "pupil."
- (e) A pupil may not have their grade reduced or lose academic credit for any absences excused pursuant to this section when missed assignments and tests that can reasonably be provided are satisfactorily completed within a reasonable period of time. The notice shall include the full text of Section 48205. (Ed. Code 48980(j))

# **Absences for Religious Purposes**

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 and religious instruction at their respective places of worship or at other suitable place or places away from school property designated by the religious group, church, or denomination, which shall be in addition and supplementary to the instruction in manners and morals required elsewhere in this code. Such absence shall not be deemed absence in computing average daily attendance, if all the following conditions are complied with:

- (a) The governing board of the district of attendance, in its discretion, shall first adopt a resolution permitting pupils to be absent from school for such exercises or instruction.
- (b) The governing board shall adopt regulations governing the attendance of pupils at such exercises or instruction and the reporting thereof.
- (c) Each pupil so excused shall attend school at least the minimum school day for his grade for elementary school, and as provided by the relevant provisions of the rules and regulations of the State Board of Education for secondary schools.
- (d) No pupil shall be excused from school for such purpose on more than four days per school month.

It is hereby declared to be the intent of the Legislature that this section shall be permissive only.

# **Unexcused Absences (Education Code Section 48260-48273)**

Any student subject to compulsory education who is absent for a full day, or tardy or absent for 30 minutes or more without a valid excused absence is a truant. Any absence or 30

minute+ tardy or absence that is not excused per Education Code 482505 is an unexcused absence.

# **Explanation of Absence (5 CCR Section 306)**

A Principal or teacher may require satisfactory explanation from the parent or guardian of a pupil, either in person or via a written note, whenever the pupil is absent for part or all of a school day. If the student is 18 or over, the student may also verify their own absence (EC 46012). The explanation shall not be required until the following school day.

# Physician Verified Illness (Board Policy 5113/AR 5113 4:b)

When a student has had <u>10 absences in the school year for illness</u> verified by parent/guardian note, phone call, or staff visit to home, any further absences for illness shall be verified by a physician.

# **Excuse from Health Instruction Based on Religious and Moral Grounds**

Parents/guardians may request in writing that their student be excused from any part of a school's instruction in health which conflicts with their religious training and beliefs.

# Right to Refrain From Harmful or Destructive Use of Animals (AR5145.8)

Each teacher of a course that uses live or dead animals or animal parts, except for agricultural classes, shall inform students of their right to refrain from harmful or destructive use of animals. Students may then notify the teacher of their objection. If a student's objection is substantiated by a note from the parent/guardian and if the teacher believes an adequate alternative educational project is possible the teacher may work with the student to develop and agree upon an alternative project that would provide the knowledge, information or experience required by the course of study. The alternative project shall involve time and effort comparable to that required by the original project.

A teacher's decision in determining if a student may pursue an alternative project or be excused from the project must not be arbitrary or capricious. Students who choose alternative projects shall pass all examinations to receive course credit. The students may request alternative tests for any tests requiring the harmful or destructive use of animals.

# **Directory Information (AR5022)**

The school district maintains directory information of all pupils. Directory information includes a student's name and address, telephone number, date and place of birth, participation in officially recognized activities and sports, dates of attendance, awards received, and school of most recent attendance. Under no circumstances shall directory information be disclosed to a private profit-making entity other than employer, prospective employers, and representatives of the news media. Based on its determination of the best interest of the student, the district may limit or deny the release of specific directory information to any public or private non-profit organization.

State law prohibits release of directory information if the district receives a written request by parents/guardians that such information not be released.

#### **Volunteer Assistance**

The governing Board encourages parent/guardians and other members of the community to share their time, knowledge and abilities with our students. The superintendent or designee may require tuberculosis testing and fingerprinting of volunteers and may request criminal records checks as authorized by law to protect the safety of both students and volunteers. Therefore, volunteers shall act in accordance with district policies and regulations. Please inquire with your school site regarding volunteer procedures and policies.

#### Megan's Law

The Sheriff's Department provides the district with information regarding serious sex offenders residing within a three mile radius of our schools. You must contact the local Sheriff's Department to access this information

#### **Sexual Harassment**

The Governing Board prohibits unlawful sexual harassment of or by any student by anyone in or from the district.

Teachers shall discuss this policy with their students in age-appropriate ways and should assure them that they need not endure any form of sexual harassment.

Any student who engages in the sexual harassment of anyone in or from the district may be subject to disciplinary action up to and including expulsion. Any employee who permits or engages in sexual harassment may be subject to disciplinary action up to and including dismissal.

The Board expects students or staff to immediately report incidents of sexual harassment to the principal or designee or to another district administrator. Any student who feels that he/she is being harassed should immediately contact the principal or designee or another district administrator in order to obtain a copy of AR 1312.3 - *Uniform* 

# **Complaint Procedure**

Complaints of harassment can be filed in accordance with these procedures.

The district 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.

#### **Retention and Promotion**

The Burton School District Promotion and Retention plan outlines the path by which decisions will be made to provide services for students whose academic performance demonstrates that he/she is not meeting district content standards in the current grade level. This plan focuses on early identification of at-risk students. A *Strategic Learning Intervention Plan* will be designed by teachers, administrators and parents for each at-risk student.

This *SLIP* will describe the services, strategies and responsibilities of all parties involved in the students' success.

Students will be reassessed near the end of the school year at which time a determination, based on district criteria, to retain or promote will be made.

# Students in Danger of Failing a Course 49067(a)

Parents/guardians will be notified when a teacher has determined that their child is in danger of failing a course.

#### **Nondiscrimination (BP 0410)**

District programs shall be free from discrimination based on disability (including, but not limited to blindness or severely impaired vision, physical or mental disability or medical condition), age, gender or sex, gender identity, gender expression, nationality or national origin (including surname or language-minority status or ethnic group identification), color, race or ethnicity, ancestry, genetic information, religion or religious creed, marital or parental status, sexual orientation or any other characteristic that is contained in the definition of hate crime set forth in Penal Code section 422.55, or the perception of one or more of such characteristics or lack of English skills.

Title IX requires each school district that receives federal funds to have a Title IX coordinator, to notify all students and employees of the name, office address, and telephone number of the designated coordinator, and to adopt and publish a grievance procedure to resolve student and employee complaints under Title IX.

#### **Uniform Complaint Procedures (AR 1312.3)**

The governing Board recognizes that the district is responsible for ensuring that it complies with state and federal laws and regulations governing education programs. The district shall follow uniform complaint procedures when addressing complaints alleging unlawful discrimination based on ethnic group identification, religion, age, gender, color, or physical or mental disability in any program or activity that receives or benefits from state financial assistance. The district shall also follow uniform complaint procedures when addressing complaints alleging failure to comply with state or federal law in adult basic education, consolidated categorical aid programs, migrant education, vocational education, child care and development programs, child nutrition programs and special education programs. The Board encourages the early, informal resolution of complaints at the site level whenever possible.

Upon receipt of a written complaint from an individual, public agency or organization, uniform complaint procedures shall be initiated. The Superintendent or designee shall distribute full information about these procedures.

The Board recognizes that a neutral mediator can often suggest an early compromise that is agreeable to all parties in a dispute. In accordance with uniform complaint procedures, whenever all parties to a complaint agree to try resolving their problem through mediation, the Superintendent or designee shall initiate a mediation process before beginning a formal compliance investigation. The Superintendent or designee shall ensure that mediation results are consistent with state and federal laws and regulations.

The Board acknowledges and respects students and employee rights to privacy. Discrimination complaints shall be investigated in a manner that protects the confidentiality of the parties and the facts. This includes keeping the identity of the complainant confidential except to the extent necessary to carry out the investigation or proceedings, as determined by the Superintendent or designee on a case-by-case basis.

The Board prohibits retaliation in any form for the filing of a complaint, the report of

instances of discrimination or participation in complaint procedures. Such participation shall not in any way affect the status, grades or work assignments of the complainant. AR1312.3

The school district maintains a uniform complaint procedure for investigating complaints regarding: (1) discrimination on the basis of age, sex, sexual orientation, gender, ethnic group identification, race, ancestry, national origin, immigration status, religion, color, or mental or physical disability; (2) violations of the laws and regulations governing consolidated categorical aid programs, Adult Education, Migrant Education, Career/Technical Education, Regional Occupational Centers and Programs, Child Development, Special Education, Nutrition services, school safety planning, deficiencies related to preschool health and safety issues for California state preschool programs and Local Control Accountability Plans, ; (3) the imposition of pupil fees for participation in educational activities; (4) noncompliance with laws pertaining to homeless students and students in foster care; (5) failure to comply with graduation and coursework requirements for former juvenile court school students; (6) failure to comply with graduation and coursework requirements for students living in active duty military households; (7) the failure to accommodate lactating students; (8) failure to comply with physical education instructional minute requirements for elementary schools; and (9) educational content course requirements for grades 9-12. The school district has designated;

# **Compliance Officers**

The Governing Board designates the following compliance officers to receive and investigate complaints and ensure district compliance with law:

Dr. Chastity Lollis Director-Educational Services 264 N. Westwood St Porterville, CA 93257 (559) 782-5954

The Superintendent or designee shall ensure that employees designated to investigate complaints are knowledgeable about the laws and programs for which they are responsible. Such employees may have access to legal counsel as determined by the Superintendent or designee.

#### **Notifications**

The Superintendent or designee shall meet the notification requirement of the Code of Regulations, Title 5, Section 4622, including the annual dissemination of district complaint procedures and information about available appeals, civil law remedies and conditions under which a complaint may be taken directly to the California Department of Education. The Superintendent or designee shall ensure that complainants understand that they may pursue other remedies, including actions before civil courts or other public agencies. The above notification shall state that complainants may seek help from agencies such as legal assistance agencies, local mediation centers or the County Office of Education. Local resources include: Tulare County Office of Education (559) 733-6300

6200 S Mooney Blvd. Visalia, CA 93277 Central California Legal Services Inc. (559) 733-8770 2025 W Feemster Ave Visalia, CA 93277

#### **Procedures**

The following procedures shall be used to address all complaints which allege that the district has violated federal or state laws or regulations governing educational programs. Compliance officer shall maintain a record of each complaint and subsequent related actions, including all information required for compliance with the Code of Regulations, Title 5, Section 4632.

All parties involved in allegations shall be notified when a complaint is filed, when a complaint meeting or hearing is scheduled and when a decision or ruling is made.

#### **Step 1: Filing of Complaint**

Any individual, public agency or organization may file a written complaint of alleged noncompliance by the district.

Complaints alleging unlawful discrimination may be filed by a person who alleges that he/she personally suffered unlawful discrimination or by a person who believes that an individual or any specific class of individuals has been subjected to unlawful discrimination. The complaint must be initiated no later than six months from the date when the alleged discrimination occurred or when the complainant first obtained knowledge of the facts of the alleged discrimination. (Title 5, Section 4630)

The complaint shall be presented to the compliance officer who shall maintain a log of complaints received, providing each with a code number and a date stamp.

If a complainant is unable to put a complaint in writing due to conditions such as illiteracy or other disabilities, district staff shall help him/her to file the complaint. (Title 5, Section 4600)

# **Step 2: Mediation**

Within three days of receiving the complaint, the compliance officer may informally discuss with the complainant the possibility of using mediation. If the complainant agrees to mediation, the compliance officer shall make all arrangements for this process.

Before initiating the mediation of a discrimination complaint, the compliance office shall ensure that all parties agree to make the mediator a party to related confidential information. If the mediation process does not resolve the problem within the parameters of law, the compliance office shall proceed with his/her investigation of the complaint.

The use of mediation shall not extend the district's timelines for investigation and resolving the complaint unless the complainant agrees in writing to such an extension of time. (Title 5, Section 4631)

# **Step 3 Investigation of Complaint**

The compliance officer shall hold an investigative meeting within five days of receiving the complaint of an unsuccessful attempt to mediate the complaint. This meeting shall provide an opportunity for the complainant and/or his/her representative to repeat the complaint orally.

The complainant and/or his/her representative and the district's representatives shall also have an opportunity to present information relevant to the complaint. Parties to the dispute may discuss the complaint and question each other or each other's witnesses. (Title 5, Section 4631)

#### **Step 4: Response**

Within 30 days of receiving the complaint, the compliance officer shall prepare and send to the complainant a written report of the district's investigation and decision, as described in Step #5 below; If the complainant is dissatisfied with the compliance officer's decision, he/she may, within five days, file his/her complaint in writing with the Board. The Board may consider the matter at its next regular Board meeting or at a special Board meeting convened in order to meet the 60-day time limit within which the complaint must be answered. The board may decide not to hear the complaint, in which case the compliance officer's decision if final.

If the Board hears the complaint, the compliance officer shall send the Board's decision to the complainant within 60 days of the district's initially receiving the complaint or within the time period that has been specified in a written agreement with the complainant (Title 5, Section 4631)

# **Step 5: Final Written Decision**

The report of the district's decision shall be written in English and in the language of the complainant whenever feasible or required by law. If it is not feasible to write this report in the complainant's primary language, the district shall arrange a meeting at which a community member will interpret it for the complainant.

This report shall include:

- 1. The findings and disposition of the complaint, including corrective actions, if any (Title 5, Section 4631)
- 2. The rationale for the above disposition (Title 5, Section 4631)
- 3. Notice of the complainant's right to appeal the decision to the California Department of Education, and procedures to be followed for initiating such an appeal (Title 5, Section 4631)
- 4. A detailed statement of all specific issues that were brought up during the investigation and the extent to which these issues were resolved.

If an employee is disciplined as a result of the complaint, this report shall simply state that effective action was taken and that the employee was informed of district expectations. The report shall not give any further information as the nature of the disciplinary action.

# **Williams Uniform Complaint Procedures**

The district has established policies and procedures regarding deficiencies related to textbooks and instructional materials, emergency or urgent facilities conditions that pose a threat to the health and safety of students or staff, and teacher vacancy or mis-assignment and intensive instruction and services provided pursuant to Section 37254 to pupils who have not passed one or both parts of the high school exit examination after the completion of grade 12.

# **Filing of Complaint**

A complaint alleging any condition(s) specified above shall be filed with the principal or designee at the school in which the complaint arises. The principal or designee shall forward a complaint about problems beyond his/her authority to the Superintendent or designee in a timely manner, but not to exceed 10 working days. (Education Code 35186; 5 CCR 4680) The principal or designee shall make all reasonable efforts to investigate any problem within his/her authority. He/she shall remedy a valid complaint within a reasonable time period not to exceed 30 working days from the date the complaint was received. (Education Code 35186)

Complaints may be filed anonymously. If the complainant has indicated on the complaint form that he/she would like a response to the complaint, the principal or designee shall report the resolution of the complaint to him/her within 45 working days of the initial filing of the complaint. If a response is requested, the response shall be made to the mailing address of the complainant as indicated on the complaint form. At the same time, the principal or designee shall report the same information to the Superintendent or designee. (Education Code 35186; 5 CCR 4680)

If a complainant is not satisfied with the resolution of a complaint, he/she has the right to describe the complaint to the Governing Board at a regularly scheduled meeting. (Education Code 35186; 5 CCR 4686)

For any complaint concerning a facility condition that poses an emergency or urgent threat to the health or safety of students or staff as described in item #3 above, a complainant who is not satisfied with the resolution proffered by the principal or Superintendent or designee may file an appeal to the Superintendent of Public Instruction (SPI) within 15 days of receiving the district's response. The complainant shall comply with the appeal requirements specified in 5 CCR 4632.

(Education Code 35186; 5 CCR 4687)

All complaints and written responses shall be public records. (Education Code 35186; 5 CCR 4686)

The Governing Board designates the following compliance officers to receive and investigate complaints and ensure district compliance with the law:

Dr. Chastity Lollis Director-Educational Services 264 N. Westwood St Porterville, CA 93257 (559) 782-5954

# **Appeals to the California Department of Education**

If dissatisfied with the district's decision, the complainant may appeal in writing to the California Department of Education within 15 days of receiving the district's decision. For good cause, the Superintendent of Public Instruction may grant an extension for filing appeals. (Title 5, 4652)

When appealing to the California Department of Education, the complainant must specify the reasons for appealing the district's decision and must include a copy of the locally filed complaint and the district's decision (Title 5, Section 4652)

# Complaint of Noncompliance; Pupil Fees

A pupil enrolled in a public school shall not be required to pay a pupil fee for participation in an educational activity. This article is declarative of existing law and should not be interpreted to prohibit the imposition of a fee, deposit, or other charge otherwise allowed by law.

- (a) A complaint of noncompliance with the requirements of this article may be filed with the principal of a school under the Uniform Complaint Procedures set forth in Chapter 5.1 (commencing with Section 4600) of Division 1 of Title 5 of the California Code of Regulations.
- (b) A complaint may be filed anonymously if the complaint provides evidence or information leading to evidence to support an allegation of noncompliance with the requirements of this article.

If it is found that the complaint has merit, the school shall provide a remedy to all affected parties (pupils, parents/guardians) which shall ensure full reimbursement to the parties subject to procedures established by the State Board of Education. In addition, schools should have policies and procedures in place.

If a complainant is not satisfied with the decision of the school, the decision may be appealed to the California Department of Education.

(e) Information regarding the requirements of this article shall be included in the annual notification distributed to pupils, parents and guardians, employees, and other interested parties pursuant to Section 4622 of Title 5 of the California Code of Regulations.

#### **Local Control Accountability Plan Noncompliance**

School districts, charter schools and county offices of education are required to adopt and annually update their LCAPs. LCAP non-compliance complaints may be filed under the educational agency's Uniform Complaint Procedures and may be filed anonymously. If a complainant is not satisfied with the school district or county office's decision, the complainant may appeal to the California Department of Education and receive a written decision within 60 days.

# **Rights of Homeless Students and Students in Foster Care**

The uniform complaint procedures cover complaints pertaining to the education of homeless students and students in foster care, including, but not limited to, a county office's failure to:

- a) Allow a foster child to remain in his/her school of origin while resolution of a school placement dispute is pending;
- b) Place a foster child in the least restrictive educational programs and provide access to academic resources and services, and extracurricular and enrichment activities available to all students and make educational and school placement decisions based on the best interests of the child;
- c) Provide educational services for foster children living in emergency shelters;
- d) Designate a staff person as the educational liaison for foster children. The educational liaison must ensure and facilitate the proper educational placement, enrollment in school, and checkout from school of foster children, and assist foster children when transferring from one school or district to another by ensuring the proper transfer of credits, records and grades;

- e) Compile and transfer the complete educational record, including full or partial credits earned and the current classes and grades, of a transferring foster child to the next educational placement;
- f) Ensure the proper and timely transfer between schools of students in foster care;
- g) Within two business days of receipt of a transfer request or notification of enrollment from the new local educational agency, transfer the student and deliver the student's complete educational information and records to the next educational placement;
- h) Ensure that no lowering of grades will occur as a result of a foster student's absence due to a change in placement by a court or placing agency, or due to a verified court appearance or related court activity;

A complainant not satisfied with the local educational agency's decision may appeal to the CDE and receive a written decision from the CDE within 60 days. (Ed. Code §§ 48853, 49069.5, 51225.1, 51225.2.).

# Uniform Complaints - Graduation and Coursework Requirements for Foster Youth, Homeless, Former Juvenile Court, and Students Living in Active Duty Military Households 51225.1 and 51225.2

The following rights apply to foster youth, homeless students, former juvenile court students, and students living in the households of parents/guardians who are active duty members of the military:

- a) Within 30 days of transferring, after the completion of the second year of high school, students must be notified that they may be exempt from local graduation requirements and that this exemption continues after the court's jurisdiction over a foster child ends, when a homeless student is no longer homeless, when a student is no longer under the jurisdiction of a juvenile court, or when the student no longer lives in the household of an active duty service member;
- b) Accept coursework satisfactorily completed while attending another public school, a juvenile court school, or a nonpublic, nonsectarian school or agency, even if the student did not complete the entire course; and must issue full or partial credit for the coursework completed. For students living in active duty military households, "public schools" include schools operated by the United States Department of Defense;
- c) Students may not be required to retake a course satisfactorily completed elsewhere. If the student did not complete the entire course, the school district or county office may not require that the student retake the portion already completed, unless the school district or county office, in consultation with the holder of the student's educational rights, finds that the student is reasonably able to complete the requirements in time to graduate from high school. When partial credit is awarded in a particular course, the student must be enrolled in the same or equivalent course in order to continue and complete the entire course;

- d) Students may not be prevented from retaking or taking a course to meet the eligibility requirements for admission to the California State University or the University of California;
- e) Exempt students transferring between schools at any time after the completion of their second year of high school from all coursework and other requirements adopted by the district's governing board that are in addition to the statewide coursework requirements for graduation found in Education Code section 51225.3, unless the district makes a finding that the student is reasonably able to complete the district's graduation requirements in time to graduate from high school by the end of the student's fourth year of high school;
- f) For students deemed reasonably able to complete the district's graduation requirements within the student's fifth year of high school, the district must do all of the following: (a) inform the student of his/her option to remain in school for a fifth year to complete the school district's graduation requirements; (b) inform the student, and the person holding the right to make educational decisions for the student, about how remaining in school for a fifth year to complete the school district's graduation requirements will affect the student's ability to gain admission to a postsecondary educational institution; (c) provide information to the student about transfer opportunities available through the California Community Colleges; and (d) upon agreement with an adult student or with a minor student's educational rights holder, permit the student to stay in school for a fifth year to complete the school district's graduation requirements;
- g) Within 30 calendar days of the school transfer, the school district must notify a student who may qualify for the exemption from local graduation requirements, his or her parent/guardian, the person holding the right to make educational decisions for the student, the foster youth's social worker, a former juvenile court student's probation officer, and, in the case of homeless students, the school district's liaison for homeless students, of the availability of the exemption from local graduation requirements and whether the student qualifies for the exemption;

If the school district fails to provide timely notice of these rights, the student will be eligible for the local graduation requirements exemption even after the student is no longer: (1) homeless, (2) in foster care, (3) under the juvenile court's jurisdiction: or (4) living in the household of an active duty military service member, if the student otherwise qualifies for the exemption.

h) Students exempted from local graduation requirements who complete statewide coursework requirements before the end of their fourth year of high school may not be required or asked to graduate before the end of their fourth year of high school, if otherwise entitled to remain in attendance.

- i) If a student is exempted from local graduation requirements, the school district must notify the student and the student's educational rights holder of how any of the requirements that are waived will affect the student's ability to gain admission to a postsecondary educational institution and must provide information about transfer opportunities available through the California Community Colleges;
- j) Students eligible for the exemption from local graduation requirements and who would otherwise be entitled to remain at the school, shall not be required to accept the exemption or be denied enrollment in, or the ability to complete, courses necessary to attend an institution of higher education, regardless of whether those courses are required for statewide graduation requirements;
- If a student is not exempted from local graduation requirements or has previously declined the exemption, the school district must exempt the student at any time if s/he requests and qualifies for the exemption;
- k) Once exempted from local graduation requirements, the school district shall not revoke the exemption;
- 1) If a student in foster care is exempted from local graduation requirements, the exemption must continue to apply after the termination of the court's jurisdiction over the student while s/he is enrolled in school or if the student transfers to another school or school district;
- m) If a homeless student is exempted from local graduation requirements, the exemption must continue to apply after the student is no longer homeless while s/he is enrolled in school or if the student transfers to another school or school district:
- n) If a former juvenile court school student is exempted from local graduation requirements, the exemption must continue to apply after the termination of the court's jurisdiction over the student while s/he is enrolled in school or if the student transfers to another school or school district;
- o) For students living in active duty military households, the exemption will continue to apply after: (1) a student transfers to another school or school district, or (2) a student no longer meets the "child of military family" definition;
- p) A school district may not require or request that students transfer schools in order to be exempted from local graduation requirements; and
- q) Transfer requests may not be made on a student's behalf solely to qualify the student for an exemption under this section.

# **Non-Compliance Complaints**

Complaints of non-compliance may be filed with the local educational agency under its Uniform Complaint Procedures. A complainant not satisfied with the local educational agency's decision may appeal to the California Department of Education (CDE) and receive a written decision regarding the appeal within 60 days of the CDE's receipt of the appeal.

# **Uniform Complaints Former Juvenile Court School Student Graduation Requirements** 51225.2

School districts must exempt former juvenile court school students, who have transferred into a school district from a juvenile court school after completion of their second year of high school, from local graduation requirements that exceed state requirements and accept coursework satisfactorily completed while attending the juvenile court school, even if the student did not complete the entire course, and grant full or partial credit for courses earned while in juvenile court school. Former juvenile court school students may file complaints of non-compliance with these requirements under the District's Uniform Complaint Procedures.

# **Juvenile Court Students – Graduation Requirements and Continuing Education Options 48645.5 and 48645.7**

In addition to being exempt from local graduation requirements and the right to receive credit for coursework completed while in juvenile court schools, the law provides more extensive graduation and continuing education options for juvenile court students who have qualified for a diploma.

Education Code section 48645.7 has been added to require that county offices of education notify juvenile court students who have qualified for a diploma, their educational rights holders, and their social workers or probation officers of the following:

- 1. The student's right to a diploma without having to complete coursework or other requirements that are in addition to statewide graduation requirements;
- 2. How taking coursework and other requirements adopted by the governing board of the county office of education, or continuing education upon release from the juvenile detention facility will affect the student's ability to gain admission to a postsecondary educational institution;
- 3. Information about transfer opportunities available through the California Community Colleges;
- 4. The student's or, if a minor, the education rights holder's option to allow the pupil to defer or decline the diploma in order to take additional coursework if the county office of education makes a finding that the student could benefit from the additional coursework and graduation requirements adopted by the county office of education.

When deciding whether to decline the diploma, the county office of education must advise the student, or if a minor, his/her educational rights holder, whether the student is likely to do all the following upon his/her release from a juvenile detention facility:

- a. Enroll in a school operated by a local educational agency or charter school;
- b. Benefit from continued instruction; and
- c. Graduate from high school.

Complaints of non-compliance with juvenile court students' graduation and continuing education rights may be filed with the County Office of Education or under the District's Uniform Complaint Procedures. A complainant not satisfied with the decision may appeal to the California Department of Education (CDE) and receive a written decision regarding the appeal within 60 days of the CDE's receipt of the appeal.

**Uniform Complaints** – Former Juvenile Court School Student Graduation Requirements School districts must exempt former juvenile court school students, who have transferred into a school district from a juvenile court school after completion of their second year of high school, from local graduation requirements that exceed state requirements and accept satisfactorily completed while attending the juvenile court school, even if the student did not complete the entire course, and grant full or partial credit for courses earned while in juvenile court school. Former juvenile court school students may file complaints of noncompliance with these requirements under the District's Uniform Complaint Procedures.

# **Lactation Accommodations for Parenting Students**

School districts and county offices of education must provide reasonable accommodations to lactating students on school campuses to express breast milk, breastfeed an infant child or address other needs related to breastfeeding. A student may not incur an academic penalty as a result of her use of reasonable lactation accommodations and must be provided an opportunity to make up any work missed due to such use. A complaint of noncompliance with this provision may be filed under the educational agency's Uniform Complaint Procedures. Complainants not satisfied with the educational agency's decision may appeal to the CDE and receive a written decision within 60 days.

# **Assigning Students to Course Periods Without Educational Content**

Beginning with the 2016-2017 school year, school districts and county offices may not assign students in grades 9-12 to course periods without educational content for more than one week in any semester without written parental consent and related documentation. "Course periods without educational content" are defined to include course periods where: (1) a student is released early from school; (2) the student is assigned to a service, instructional work experience or to a course to assist a certificated employee, but is not expected to complete curricular assignments; or (3) where the student is not assigned to any course during the class period.

School districts and county offices are also prohibited, without written parental consent and related documentation, from enrolling 9-12th graders in classes they have previously completed and received a grade that is satisfactory to receive a high school diploma and to attend a California public institution of postsecondary education. Non-compliance complaints may be filed under the school district's Uniform Complaint Procedures. A complainant not satisfied with the school district's decision may appeal to the CDE and receive a written decision from the CDE within 60 days.

## **Elementary School Physical Education Instructional Minutes**

Students in elementary schools maintaining grades 1-6 and grades 1-8 are required to receive at minimum, 200 minutes of physical education instruction each 10 school days, exclusive of recesses and lunch periods. Complaints regarding the failure to comply with these physical education instructional minute requirements may be filed under the school district's Uniform Complaint Procedures. Complainants not satisfied with the school district's decision may appeal to the California Department of Education (CDE) and receive a written decision from the CDE within 60 days.

#### **Student Use of Technology**

Before using on-line services, the student and parent/guardian shall sign the district's acceptable use policy indicating that the student understands and agrees to abide by specified user obligations and responsibilities. The Superintendent or designee has established administrative regulations governing use of the district's on-line services (Ref. AR 6163.4 (a))

#### Introduction

Electronic information services are available to qualifying students in the Burton School District. Our goal in providing this service is to promote educational excellence by resource sharing, innovation, and communication. The Burton School District will make every effort to protect students from any misuses or abuses of the information service. However, the Burton School District cannot control all the information available on the Internet, and therefore we are not responsible for the content of information available through this service. We trust our students to know what is appropriate and inappropriate. All users must be continuously on guard to avoid inappropriate and illegal interaction with the information service.

Three things have been put in place to protect electronic users in the Burton School District. They include:

- 1. Reading, understanding, and signing this Acceptable Use Policy prior to using any networked equipment.
- 2. Software designed to block out access to inappropriate sites and material.
- 3. Teacher supervision whenever students are accessing electronic information.

The Burton School District has taken measures to prevent access to inappropriate information. The following guidelines are intended to help you use the network appropriately. If you do not follow the Acceptable Use policies identified here, your privilege of using the network will be withdrawn. On the first offense, you will lose Internet privileges for the current semester and for the following semester. On the second offense, you will lose Internet privileges permanently.

# **User Agreement**

- A. Personal Responsibility: I will accept personal responsibility for reporting any misuse of the network to my teacher or system administrator. Misuse can come in many forms, but it is commonly viewed as any messages sent or received that indicate or suggest pornography, unethical or illegal solicitation, racism, sexism, inappropriate language, and other issues described below.
  - 1. The use of other organizations' networks or computing resources must comply

- with rules appropriate to that network.
- 2. Transmission of any material in violation of any United States statutes is prohibited. This includes, but is not limited to, copyrighted material, threatening or obscene material, or material protected by trade secret.
- 3. The use of commercial activities by for-profit institutions is generally not acceptable.
- 4. Use of product advertisement or political lobbying is also prohibited.
- B. Acceptable Use: The use of the assigned network account must be in support of education and research and with the educational goals and objectives of the Burton School District. I am personally responsible for this provision at all times when using the electronic information service.
- C Privileges: The use of the information system is a privilege, not a right, and inappropriate use will result in a cancellation of those privileges. The Burton School District retains the right to deny, revoke, or suspend specific user accounts.
- D. Network Etiquette: You are expected to abide by the generally accepted rules of network etiquette. These rules include, but are not limited to, the following:
  - 1. Be Polite: Never send, or encourage others to send abusive messages.
  - 2. *Use appropriate language*: You are a representative of our school and district on a public system. You may be alone with the computer, but what you say and do can be viewed globally. Never swear, use vulgarities, or any other inappropriate language. Illegal activities of any kind are strictly forbidden.
  - 3. *Privacy:* Do not reveal your home address, phone number, names or addresses of family member, or the addresses or phone numbers of other students.
  - 4. *Electronic Mail*: Electronic mail (e-mail) is not guaranteed to be private. Everyone on the system has access to all mail. Do not send anonymous messages or represent a message to have been written by another. All correspondence should be clearly identifiable as to its originator. Messages relating to or in support of illegal activities must be reported to the authorities.
  - 5. *Disruptions:* Do not use the network in any way that would disrupt the use of the network by others.
- E. Security: Security on any computer system is a high priority because there are so many users. If you identify a security problem, notify your teacher or network administrator immediately. Never demonstrate the problem to other users. Never use another individual's account. Never tell anyone your password. Any user identified as a security risk will be denied access to our network.
- F. Vandalism: Vandalism is defined as any malicious attempt to harm or destroy data of another user or any other agencies or networks that are connected to the system. This includes, but is not limited to, the uploading or creation of computer viruses. Any vandalism will result in the loss of computer services, disciplinary action, and legal referral.

Be sure to ask your teacher about any questions you have about these rules. It is critical that you are familiar with these rules and how to use the Internet before getting on-line. Be aware that the inappropriate use of electronic information resources can be a violation of school rules, local, state, and federal laws, and that you can be prosecuted for violating those laws.

Residency-Parent/Guardian Employment 48204 (a) A school district may deem a pupil to have met residency requirements for school attendance if at least one parent or legal guardian of the pupil is physically employed within the boundaries of that district for a minimum of 10 hours during the school week, subject to the right of the district of residence or the district of employment to prohibit the transfer on various grounds provided for in Section 48204(b), paragraphs (2) to (6). The school district is not required to admit the pupil to its school based on the employment of the parent/guardian, but it may not refuse to admit the pupil on the basis of race, ethnicity, sex, parental income, scholastic achievement, or any other arbitrary consideration. Once a pupil has been deemed to have residency and is enrolled in the district based on the employment of the parent/guardian, the pupil does not have to reapply in the next school year to attend a school within that district, and the governing board shall allow the pupil to attend school through the 12th grade in that district if the parent or guardian so chooses and if at least one parent or legal guardian continues to be physically employed in the district, subject to the right of the district to disallow attendance as provided in Section 48204(b), paragraphs (2) to (6).

# Children of Military Service Members – Residency 48204.3

A student complies with a school district's residency requirements for school attendance if the student's parent is transferred or is pending transfer to a military installation within the state while on active military duty pursuant to an official military order. School districts must accept applications by electronic means for enrollment, including enrollment in a specific school or program within the district, and for course registration. The parent must provide proof of residency in the school district within 10 days after the published arrival date provided on official documentation. (Ed. Code §§ 48204.3 and 48980(h).)

# Students of Detained or Deported Parents - Residency Retention 48204.4

A student retains residency in a school district, regardless of the student's current residency, when both of the following requirements are met:

- 1. The student's parent or guardian has departed California against his or her will, and the student can provide official documentation evidencing the departure; and
- 2. The student moved outside of California as a result of his or her parent or guardian leaving the state against his or her will, and the student lived in California immediately before moving outside the state. The student must provide evidence of enrollment in a California public school immediately before moving outside the state.

Deported parents may designate another adult to attend school meetings and to serve as an emergency contact. No charges or fees of any kind, as allowed under Education Code section 48050, may be required for admission or attendance in these circumstances. These students will be included in computing ADA for the purpose of obtaining apportionment state funds.

This law applies to parents who are: (1) in the custody of a government agency and are transferred to another state; (2) subject to a lawful removal order and who were removed or were permitted to leave California voluntarily before being removed; and (3) subject to any additional circumstances consistent with these purposes, as determined by the school district.

# Immigration Enforcement - "Know Your Rights" 234.7

All students have the right to a free public education, regardless of immigration status or religious beliefs. For more information, please see the resources developed by the California Attorney General at <a href="https://www.oag.ca.gov/immigrant/rights">https://www.oag.ca.gov/immigrant/rights</a>

#### **Intra-District Attendance Transfers**

Requests for intra-district attendance transfers will be accepted between the months of April 1<sup>st</sup> through May 1st. Approval is contingent upon space available. Transfers cannot upset appropriate racial and ethnic balances among respective schools. No pupil who currently resides in the attendance area of a school will be displaced by pupils transferring from outside the attendance area. (AR 5116.1)

# **Inter-District Attendance Transfers Requests**

Students whose parents apply for an inter-district transfer will be routinely denied admittance to the district unless there is a classroom in the requested grade level which has less than 18 students in grades K-3 and less than 30 students in grades 4-8. After an initial denial, the parent may appeal directly to the Board for admission which will only be granted when the special emotional, educational, or social needs of the student can only be met in the Burton district. Other considerations will include parent employment in district boundaries, and child-care being provided by relatives living in the Burton school district. Students granted an inter-district approval will be placed at the school where space is available.

If a denial is upheld by the Board, parents may make a final appeal to the Tulare County Board of Education. Transfers cannot upset appropriate racial and ethnic balances among respective schools.

No pupil who currently resides in the attendance area of a school will be displaced by students transferring from outside the attendance area. (AR 5117)

# Parent and Student Living at Parent's Place of Employment for a Minimum of 3 Days During the School Week 48204(a)

Parents may apply for enrollment of their child in a school district in which the parent is employed, and where the parent and child live at the parent's place of employment for a minimum of 3 days during the school week. (Ed. Code §48204(a)(7).)

# **Standardized State Testing Objections**

Parental objections to having their child take the standardized state testing must be submitted in writing by the parents/guardians to the site principal on an annual basis.

# **Air Quality Policy**

The Real-Time Air Advisory Network (RAAN) gives 24/7 information on local ozone and particulate matter (PM) that is monitored and broadcasted hourly. Excessive activity in high temperatures can be unhealthful for children (and adults). The district has in place a response action plan (a copy of these guidelines can be obtained in your child's school office) that includes following real-time outdoor activity risk (ROAR) guidelines when the Air Quality Index (AQI) and RAAN levels are elevated. At ROAR level 1 and 2, almost everyone can safely exercise outdoors. At level 3, sensitive individuals should limit outdoor exercise. At level 4, everyone should limit outdoor exercise and at level 5, no one should exercise outdoors.

# Written Parental Objections

Parental objections made in writing by parents/guardians relating to any of the aforementioned areas must be submitted on an annual basis to the site principal.

#### **FACILITIES AND SAFETY**

#### **Asbestos**

The asbestos management plan for each school shall be available for inspection in district and school offices during normal business hours. Parent/guardian, teacher, and employee organizations shall be annually informed of the availability of these plans. In addition, staff, students, and parents/guardians shall be informed at least once each school year about any inspections, response actions, and post-response actions, including periodic re-inspection and surveillance activities, that are planned or in progress. Burton School District has no known asbestos on any of it's sites but we are required by law to inform students, parents and staff annually. Please feel free to contact the Director of Maintenance and Operations at 782-5949 if you have any questions.

Dear Parent or Guardian,

The Healthy Schools Act of 2000 was signed into law in September 2000 and requires that all schools provide parents or guardians of students with annual written notification of expected pesticide use on school sites. The notification will identify the active ingredient or ingredients in each pesticide product and will include the Internet address

(http://www.cdpr.ca.gov) for further information on pesticides and their alternatives.

Burton School District will be using the following products:

Product:

Demon Max-Cypermethrin Demand CS-Lambda-Cyhalothrin

Termidor-Fipronil Cykick-Cyfluthrin

P.T. 565-Pyrethrins D.Force H.P.X>-Deltamethrin

Maxforce Ant Killer Bait Gel-Fipronil Suspend Polyzone-Deltamethrin Maxforce Magnum Roach Bait Gel-Fipronil Suspend CS-Deltamethrin

Gentrol -Hydroprene Gentrol Aerosol-Hydroprene

Arilon-Indoxacarb

Wasp-Freeze- d-trans allethrin, Phenothrin Maxforce Impact Roach Gel Bait-Clothianidin Wisdom TC-Bifenthrin

Niban Granular Bait-Orthoboric Acid Nyguard Plus-Pyriproxyfen

Cynoff EC-Cypermethrin Intice granular bait – Orthoboric Acid

Weed Control: Weed Control:

Honcho Surflan

Speed Zone SledgeHammer

Trimec Plus Non Pesticides:

Glue-boards for mice/rats

Lo-line insect monitor stations

During the 2018-2019 school-year, when we plan to apply a pesticide, parents will be notified by posting flyers at sites. Please ensure that the school office has your correct phone number on file so we can notify you when necessary. If you have any questions or concerns, the Supervisor of Maintenance and Operations can be contacted at (559) 782-5949. AR3514.2