



IMPORTANT PARENT RIGHTS & RESPONSIBILITIES 2023-2024

Dear Parent/Guardian

Please download and review. Clicking on “Yes” indicates “I have read and reviewed the provisions of the Family-Student Handbook. I acknowledge that as a parent/guardian, I have been informed of my rights. I understand that I am neither giving nor withholding my consent for my student(s) to participate in any particular program.”

The intent of this material is to inform you of your rights and responsibilities as a parent or guardian and the rights and responsibilities of your child. It is important that you read this material so that you will be informed.

ECS 48980 - Requires the Governing Board of a school district to notify parents and guardians of minor children attending schools in the district of their rights and responsibilities.

TITLE VI, CIVIL RIGHTS ACT, TITLE IX, 1972 EDUCATION ACT, AND SECTION 504 OF THE REHABILITATION ACT OF 1973 (29 U.S.C. SECTION 794): Statement on Non-Discrimination - The District does not discriminate on the basis of race, color, national origin, sex, or handicap. The District will take steps to assure that the lack of English will not be a barrier to admission and participation.

- a. The Title IX Coordinator for the Etiwanda School District is the Assistant Superintendent of Personnel, 6061 East Ave., Etiwanda, CA, 91739, (909) 899-2451. The Section 504 compliance officer for the Etiwanda School District is the Administrator of Special Programs, 6061 East Ave., Etiwanda, CA 91739, (909) 899-2451.
- b. The Title IX Coordinator for the Etiwanda School District is the Assistant Superintendent of Personnel, 6061 East Ave., Etiwanda, CA 91739, and (909) 899-2451.
- c. Under ECS 221.61, on or before July 1, the District shall post in a prominent and conspicuous location on their Internet Web sites all of the following: (1) The name and contact information of the Title IX coordinator for the District which shall include the Title IX coordinator's phone number and email address. (2) The rights of a pupil and the public and the responsibilities of the District under Title IX, which shall include, but shall not be limited to, Internet Web links to information about those rights and responsibilities located on the Internet Web sites of the department's Office for Equal Opportunity and the United States Department of Education Office of Civil Rights, and the list of rights specified in Section 221.8. (3) A description of how to file a complaint under Title IX.

34 CFR 104.8 and 34 CFR 106.9: District's Nondiscrimination Policy - The Superintendent or designee shall notify students, parents/guardians, employees, employee organizations, applicants for admission and employment, and sources of referral for applicants about the District's policy on nondiscrimination and related complaint procedures. Such notification shall be included in each announcement, bulletin, catalog, application form, or other recruitment materials distributed to these groups.

The District's nondiscrimination policy and related informational materials shall be published in a format that parents/guardians can understand and, when required by law, in a language other than English.

Etiwanda School District Board Policy 410, Nondiscrimination in District Programs and Activities - The Governing Board is committed to equal opportunity for all individuals in education. District programs, activities, and practices shall be free from discrimination based on 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 expression, or genetic information; 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.

Access for Individuals with Disabilities (ADA) - District programs and facilities, viewed in their entirety, shall be in compliance with the Americans with Disabilities Act and any implementing standards and/or regulations.

The Superintendent or designee shall ensure that the District provides auxiliary aids and services when necessary to afford individuals with disabilities equal opportunity to participate in or enjoy the benefits of a service, program, or activity. These aids and services may include, but are not limited to, qualified interpreters or readers, assistive listening devices, notetakers, written materials, taped text, and Braille or large print materials.

Individuals with disabilities shall notify the Superintendent or principal if they have a disability that requires special assistance or services. Reasonable notification should be given prior to the school-sponsored function, program, or meeting.

ECS 221.5: Prohibition of Sex Discrimination - All classes and courses, including non-academic and elective classes and courses, shall be conducted without regard to the sex of the student enrolled in such classes and courses. All classes and courses shall be offered to all students without regard to the sex of the student. No student will be prohibited from enrolling and pursuing study in a class or course based on the sex of the student, except a class subject to ECS 51930. No student of one sex shall be required to enroll in a particular class or course, unless the same class or course is also required of a student of the opposite sex. Participation in a particular physical education activity or sport, if required of students of one sex, shall be available to students of each sex. All students shall be permitted to participate in sex-segregated activities including athletic teams and competitions, and use facilities consistent with gender identity, regardless of the gender listed on the student's record.

ECS 221.5 (d) – A school counselor, teacher, instructor, administrator, or aide shall not, on the basis of 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 sex of the pupil.

Affirmative career counseling is offered to all students regardless of the sex of the student. Schools are required to send this general notification to parents of career counseling and course selection involving their child. The full text of the nondiscrimination/ harassment policy may be obtained upon request from the District office.

ECS 32255 - 32255.6: Alternative Education Project - Any pupil with a moral objection to dissecting or otherwise harming or destroying animals, or any parts thereof, shall notify the teacher regarding this objection, upon notification of his or her rights pursuant to Section 32255.4. Parents and guardians are required to substantiate the student's objection in writing. Each teacher teaching a course that utilizes live or dead animals or animal parts shall inform the pupils of their rights.

If the pupil chooses to refrain from participation in an education project involving the harmful or destructive use of animals, and if the teacher believes that an adequate alternative education project is possible, the teacher may work with the pupil to develop and agree upon an alternate education project for the purpose of providing the pupil an alternate avenue for obtaining the knowledge, information, or experience required by the course of study in question.

The alternative education project shall require a comparable time and effort investment by the pupil. It shall not, as a means of penalizing the pupil, be more arduous than the original education project.

The pupil shall not be discriminated against based upon his or her decision to exercise his or her rights pursuant to this chapter.

Pupils choosing an alternative educational project shall pass all examinations of the respective course of study in order to receive credit for that course of study. However, if tests require the harmful or destructive use of animals, a pupil may, similarly, seek alternative tests pursuant to this chapter.

Classes and activities, conducted as part of a program in agricultural education that provide instruction on the care, management, and evaluation of domestic animals are exempt from the provisions of this chapter.

ECS 35183: District Dress Code – Authorizes school districts to adopt a reasonable dress code that would prohibit the wearing of gang-related clothing. It further authorizes school districts to adopt a dress code policy that would require students to wear a schoolwide uniform.

ECS 35183 (c) – If one is required, the uniform selection shall be determined by the principal, staff, and parents of the school.

A dress code policy that requires pupils to wear a schoolwide uniform shall not be implemented with less than six (6) months' notice to parents and the availability of resources to assist economically disadvantaged pupils. If the governing board chooses to adopt a dress code policy, the policy shall include a provision that no pupil shall be penalized academically or

otherwise discriminated against nor denied attendance to school if the pupil's parents chose not to have the pupil comply with the school uniform policy.

ECS 35183 (e) – School board shall provide a method whereby parents may choose not to have their children comply with an adopted school uniform policy.

ECS 35291 / 35291.5: Rules for Governance and Discipline - At the beginning of each school year and to transfer pupils, at the time of their enrollment in the school, parents shall be given a copy of rules and regulations governing the school. Such rules and procedures shall be consistent with the law, the governing board, state statutes governing school discipline, and rules prescribed by the State Board of Education.

ECS 48205: Excused Absences

- (a) Notwithstanding ECS 48200, a pupil shall be excused from school when the absence is:
- (1) Due to the pupil's illness, including an absence for the benefit of the pupil's mental or behavioral health.
 - (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 the pupil's 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, including absences to care for a sick child for which the school shall not require a note from a doctor.
 - (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 the pupil's 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 has been requested in writing by the parent or guardian and approved by the principal or a designated representative pursuant to uniform standards established by the Governing Board.
 - (8) For the purpose of serving as a member of a precinct board for an election pursuant to Section 12302 of the Elections Code.
 - (9) For the purpose of spending time with a member of the pupil's immediate family who is an active duty member of the uniformed services, as defined in 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.
 - (11) For the purpose of participating in a cultural ceremony or event.
 - (12) For the purpose of a middle school or high school pupil engaging in a civic or political event, provided that the pupil notifies the school ahead of the absence, the pupil is required to be excused for only one school-long absence per school year. The pupil may be permitted additional excused absences at the discretion of a school administrator as described in subdivision (c) of Section 48260.
 - (13) Authorized at the discretion of a school administrator, as described in subdivision (c) of Section 48260.
- (b) A pupil absent from school under this section shall be allowed to complete all assignments and tests missed during the absence that can be reasonably provided and, upon satisfactory completion within a reasonable period of time, shall be given full credit therefore. The teacher of any class from which a pupil is absent shall determine the tests and assignments shall be reasonably equivalent to, but not necessarily identical to, the tests and assignments that the pupil missed during the absence.
- (c) For purposes of this section, attendance at religious retreats shall not exceed four hours per semester.
- (d) Absences pursuant to this section are deemed to be absences in computing average daily attendance and shall not generate state apportionment payments.
- (e) "Civic or political event" as used in this section, includes, but is not limited to, voting, poll working, strikes, public commenting, candidate speeches, political or civic forums, and town halls. "Immediate family" as used in this section, means the parent or guardian, brother or sister, grandparent, or any other relative living in the household of the pupil. "Cultural" as used in this section means relating to the habits, practices, beliefs, and traditions of a certain group of people.

ECS 48206.3: Individual Instruction for Pupils with Temporary Disability - Pupils with a temporary disability that makes attendance in the regular day classes or alternative education program in which the pupil is enrolled impossible or inadvisable shall receive either individual instruction at home provided by the school district in which the pupil is deemed to

reside, or individual instruction in a hospital or other residential health facility, excluding state hospitals, provided by the school district in which the hospital or other residential health facility is located.

ECS 48207: Pupils Hospitalized Outside School District - Pupils with a temporary disability who are in hospitals or residential health facilities, excluding a state hospital, located outside the school district in which the pupil's parent or guardian resides, shall be deemed to have complied with the residency requirements for school attendance in the school district in which the hospital is located. Notwithstanding any other law, a school district may continue to enroll a pupil with a temporary disability who is receiving individual instruction in a hospital or other residential health facility for the timely reentry of the pupil in the prior school after the hospitalization has ended, or to provide a partial week of instruction to a pupil who is receiving individual instruction in a hospital or other residential health facility, for fewer than five days of instruction per week, or the equivalent, as described in subdivision (c) of Section 48206.3.

ECS 48208: Parent's Duty to Notify District of Temporary Disability - It shall be the primary responsibility of the parent or guardian of a pupil with a temporary disability to notify the school district in which the pupil is deemed to reside pursuant to ECS 48207 of the pupil's presence in a qualifying hospital. The school district shall commence instruction within five (5) working days of determining whether pupil will be able to receive individual instruction, which will be determined within five (5) working days after notification. The District shall provide individual instruction in accordance with Section 48206.3.

ECS 48900: Pupil Suspension or Expulsions - A pupil shall not be suspended from school or recommended for expulsion unless the superintendent or the principal of the school in which the pupil is enrolled determines that the pupil has committed one or more of subdivisions (a) to (r), inclusive:

- a) (1) Caused, attempted to cause, or threatened to cause physical injury to another person.
(2) Willfully used force or violence upon the person of another, except in self-defense.
- b) Possessed, sold, or otherwise furnished a firearm, knife, explosive, or other dangerous object, unless, in the case of possession of an object of this type, the pupil had obtained written permission to possess the item from a certificated school employee, which is concurred in by the principal or the designee of the principal.
- c) Unlawfully possessed, used, sold, or otherwise furnished, or been under the influence of, 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 a person another liquid, substance, or material, and represented it as a controlled substance, alcoholic beverage, or intoxicant.
- e) Committed or attempted to commit robbery or extortion.
- f) Caused or attempted to cause damage to school property or private property.
- g) Stolen or attempted to steal school property or private property.
- h) Possessed or used tobacco or products containing tobacco, or nicotine products, including, but not limited to, cigarettes, cigars, miniature cigars, clove cigarettes, smokeless tobacco, snuff, chew packets, and betel. However, this section does not prohibit use or possession by a pupil of the pupil's 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) (1) Disrupted school activities or otherwise willfully defied the valid authority of school personnel engaged in the performance of their duties.
(2) Except as provided in Section 48910, a pupil enrolled in kindergarten or any of grades 1 to 3, inclusive, shall not be suspended for any of the acts enumerated in paragraph (1), and those acts shall not constitute grounds for a pupil enrolled in kindergarten or any of grades 1 to 12, inclusive, to be recommended for expulsion. This paragraph is inoperative on July 1, 2020.
(3) Except as provided in Section 48910, commencing July 1, 2020, a pupil enrolled in kindergarten or any of grades 1 to 5, inclusive, shall not be suspended for any of the acts specified in paragraph (1), and those acts shall not constitute grounds for a pupil enrolled in kindergarten or any of grades 1 to 12, inclusive, to be recommended for expulsion.
(4) Except as provided in Section 48910, commencing July 1, 2020, a pupil enrolled in any of grades 6 to 8, inclusive, shall not be suspended for any of the acts specified in paragraph (1). This paragraph is inoperative on July 1, 2025.
- l) Knowingly received stolen school property or private property.
- m) Possessed an imitation firearm. "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, 287, 288, or 289 of, or former Section 288a 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 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. "Hazing" is a method of initiation or preinitiation 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. "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 stated 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 the pupil's physical or mental health.
 - (C) Causing a reasonable pupil to experience substantial interference with the pupil's academic performance.
 - (D) Causing a reasonable pupil to experience substantial interference with the pupil's ability to participate in or benefit from the services, activities, or privileges provided by a school.
 - (2) (A) "Electronic act" means the creation and transmission originated on or off the school site, by means of an electronic device, including, but not limited to, a telephone, wireless telephone or other wireless communication device, computer, or pager, of a communication, including, but not limited to, any of the following:
 - (i) A message, text, sound, video, or image.
 - (ii) A post on a social network internet website including, but not limited to:
 - (I) Posting to or creating a burn page. "Burn page" means an internet website created for the purpose of having one or more of the effects listed in paragraph (1).
 - (II) Creating a credible impersonation of another actual pupil for the purpose of having one or more of the effects listed in paragraph (1). "Credible impersonation" means to knowingly and without consent impersonate a pupil for the purpose of bullying the pupil and such that another pupil would reasonably believe, or has reasonably believed, that the pupil was or is the pupil who was impersonated.
 - (III) Creating a false profile for the purpose of having one or more of the effects listed in paragraph (1). "False profile" means a profile of a fictitious pupil or a profile using the likeness or attributes of an actual pupil other than the pupil who created the false profile.
 - (iii) An act of cyber sexual bullying.
 - (I) For purposes of this clause, "cyber sexual bullying" means the dissemination of, or the solicitation or incitement to disseminate, a photograph or other visual recording by a pupil to another pupil or to school personnel by means of an electronic act that has or can be reasonably predicted to have one or more of the effects described in subparagraphs (A) to (D), inclusive, of paragraph (1). A photograph or other visual recording, as described in this subclause, shall include the depiction of a nude, semi-nude, or sexually explicit photograph or other visual recording of a minor where the minor is identifiable from photograph, visual recording, or other electronic act.
 - (II) For purposes of this clause, "cyber sexual bullying" does not include a depiction, portrayal, or image that has any serious literary, artistic, educational, political, or scientific value or that involves athletic events or school-sanctioned activities.
 - (B) Notwithstanding paragraph (1) and subparagraph (A), an electronic act shall not constitute pervasive conduct solely on the basis that it has been transmitted on the internet or is currently posted on the internet.
 - (3) "Reasonable pupil" means a pupil, including, but not limited to, a pupil with exceptional needs, who exercises average care, skill, and judgment in conduct for a person of that age, or for a person of the pupil's age with the pupil's exceptional needs.
- s) 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 that are enumerated in this section and related to school activity or attendance that occur at any time, including but not limited to, any of the following:
 1. While on school grounds.
 2. While going to or coming from school.
 3. During the lunch period whether on or off the campus.
 4. During, or while going to or coming from, a school-sponsored activity.

- t) A pupil who aids or abets, as defined in Section 31 of the Penal Code, the infliction or attempted infliction of physical injury to another person may suffer suspension, but not expulsion, pursuant to the provision of 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 shall be subject to discipline pursuant to subdivision (a).
- u) As used in this section, "school property" includes, but is not limited to, electronic files and databases.
- v) For a pupil subject to discipline under this section, a superintendent or principal is encouraged to provide alternatives to suspension or expulsion, using a research-based framework with strategies that improve behavioral and academic outcomes, that are age appropriate and designed to address and correct the pupil's specific misbehavior as specified in Section 48900.5.
- w) (1) It is the intent of the Legislature that alternatives to suspensions or expulsions be imposed against any pupil who is truant, tardy, or otherwise absent from school activities.
(2) It is further the intent of the Legislature that the Multi-Tiered System of Supports, which includes restorative justice practices, trauma-informed practices, social and emotional learning, and schoolwide positive behavior interventions and support, may be used to help pupils gain critical social and emotional skills, receive support to help transform trauma-related responses, understand the impact of their actions, and develop meaningful methods for repairing harm to the school community.

ECS 48900.1: Attendance of Parent/Guardian of Suspended Pupil - Parents or guardians of pupils suspended from school by a teacher pursuant to Section 48910 for reasons specified in ECS 48900(i) or (k) may be required by the school to attend a portion of the school day with their child. Written notice shall be provided to the parent or guardian by the principal that attendance is required by the parent pursuant to law.

ECS 48900.2 Sexual Harassment as Ground for Suspension or Recommendation for Expulsion - Conduct which constitutes sexual harassment of students impairs the ability of students to make full and effective use of the school district's instructional programs. Sexual harassment can cause embarrassment, feelings of powerlessness, reduced ability to perform schoolwork, and increased absenteeism and tardiness.

California Education Code, section 212.5 defines "sexual harassment" as unwelcome sexual advances, requests for sexual favors, and other verbal, visual, or physical conduct of a sexual nature when:

- a) Submission to the conduct is explicitly or implicitly made a term or a condition of an individual's academic status, or progress.
- b) Submission to, or rejection of, the conduct by the individual is used as the basis of academic decisions affecting the individual.
- c) The conduct has the purpose or effect of having a negative impact upon the individual's academic performance, or of creating an intimidating, hostile, or offensive educational environment.
- d) Submission to, or rejection of, the conduct by the individual is used as the basis for any decision affecting the individual regarding benefits and services, honors, programs, or activities available at or through the educational institution.

For the purposes of this policy, and according to Education Code section 48900.2, the conduct described in Section 212.5 must be 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 policy shall not apply to pupils enrolled in kindergarten and grades 1 through 3, inclusive.

Conduct which constitutes sexual harassment is prohibited and will not be tolerated at school or in connection with any school program or activity. Individuals who commit sexual harassment are subject to disciplinary action up to and including suspension and expulsion from the school district, dismissal from school district employment, the filing of criminal charges with the proper authorities, and liability through civil litigation as well.

ECS 48900.3: Participation in Act of Hate Violence as Ground for Suspension or Recommendation for Expulsion - A pupil in grades four (4) through twelve (12) may be suspended from school or recommended for expulsion if the superintendent or principal of the school determines the pupil causes, attempts to cause, threatens to cause, or participates in an act of hate violence. For the purposes of ECS 48900.3, "hate violence" includes any act punishable under Section 422.6, 422.7, or 422.75 of the Penal Code.

ECS 48900.4: Engaging in Harassment or Intimidation as Ground for Suspension or Recommendation for Expulsion - A pupil in grades four (4) through twelve (12) may be suspended from school or recommended for expulsion if the superintendent or principal of the school determines the pupil has intentionally engaged in harassment, threats, or intimidation, directed against school district personnel or pupils, that is sufficiently severe or pervasive to have the actual

and reasonably expected effect of materially disrupting classwork, creating substantial disorder, and invading the rights of either school personnel or pupils by creating an intimidating or hostile educational environment.

ECS 48900.7: Making Terroristic Threats as Ground for Suspension or Recommendation for Expulsion - A pupil may be suspended from school, or recommended for expulsion, if it is determined that the pupil has made a terroristic threat against a school official and/or school property. Terroristic threats include any statement, whether written or oral, by a person who willfully threatens to commit a crime which will result in death, great bodily injury to another person, or property damages in excess of \$1,000, with the specific intent that the statement is to be taken as a threat, even if there is no intent of actually carrying it out which on its face and under the circumstances in which it is made, is so unequivocal, unconditional, immediate and specific as to convey to the person threatened, a gravity of purpose and an immediate prospect of execution of the threat, and thereby reasonably causes that person to be in sustained fear for his or her own safety or for his or her immediate family's safety, or for the protection of District property or their own personal property or immediate family.

ECS 48980(c): Schedule of Minimum Days and Non-Student Staff Development Days – The District is required to advise all parents and guardians of the schedule of minimum days and non-student staff development days. These dates are provided under separate cover. If any minimum or non-student staff development days are scheduled following the distribution of this notice, the District will notify you as early as possible, but not later than one month before the scheduled minimum day or non-student day.

ECS 48980(f): District's Sexual Harassment Policy - The District's sexual harassment Board policy shall be included in the District's yearly written notice. Pursuant to ECS 231.5, the District's sexual harassment Board policy is as follows: The District prohibits all forms of sexual harassment in the working or educational environment of the District, recognizing that students and employees have the right to learn and work in an atmosphere free of harassment. Each principal and supervisor is responsible for maintaining an educational and work environment free of sexual harassment.

Employees who permit or engage in sexual harassment may be subject to disciplinary action up to and including dismissal. Acts of sexual harassment are outside the scope and course of employment, and employees who engage in such acts may be subject to litigation and required to obtain legal counsel at their own expense.

An employee or student having knowledge of conduct by another employee, volunteer, student or other person in the school community which may constitute sexual harassment of employees, applicants, students, or others shall immediately report such conduct to a supervisor, principal, or the District Personnel Office. Any person reporting possible sexual harassment may bypass a supervisor or an administrator when the report or complaint of harassment in any way implicates that individual.

All allegations of such conduct shall be appropriately investigated. If the victim of known or suspected harassment is a minor, the allegations or suspicions must also be reported to any police department or sheriff's department, (not including a school district police or security department), county probation department, if designated by the county to receive mandated reports, or the county welfare department. Although efforts will be made to keep complaints confidential, complete confidentiality may not be possible in the course of a thorough investigation.

All employees shall cooperate with any investigation of an alleged act of sexual discrimination or harassment conducted by the District or by an appropriate state or federal agency. Retaliatory behavior or threats of retaliation against any complainant or any participant in the complaint or investigative process is prohibited and may result in disciplinary action.

Sexual Harassment Defined – Prohibited sexual harassment includes, but is not limited to, unwelcome sexual advances, requests for sexual favors, or other verbal, visual, or physical conduct of a sexual nature made by someone from or in the work or educational setting, whether against a student or an employee, when:

- a. Submission to the conduct is made, either expressly or by implication, a term or condition of any individual's employment or education.
- b. Submission to or rejection of such conduct by an individual is used as the basis for an employment or educational decision affecting the individual.
- c. The conduct has the purpose or effect of unreasonably interfering with an individual's work or academic performance or of creating an intimidating, hostile, or offensive working or educational environment.
- d. Submission to or rejection of the conduct by the individual is used as the basis for any decision affecting the individual regarding employment actions, benefits and services, honors, programs, or activities available at or through the District.

Examples of Harassing Conduct –

- a. Unwelcome leering, sexual flirtations, or propositions.

- b. Unwelcome sexual slurs, epithets, threats, verbal abuse, derogatory comments, or sexually degrading descriptions.
- c. Graphic verbal comments about an individual's body or overly personal conversation.
- d. Sexual jokes, stories, drawings, pictures, or gestures.
- e. Spreading sexual rumors.
- f. Touching an individual's body or clothes in a sexual way.
- g. Impeding or blocking movements or any physical interference with school activities when directed at an individual on the basis of sex.
- h. Displaying sexually suggestive objects in the educational or work environment.
- i. Any verbal, physical, or visual conduct of a sexual nature by a participant in a formerly consensual relationship or course of conduct, once the other participant has advised that such conduct is no longer welcome or consensual.

The designated Title IX Coordinator for the District is the Assistant Superintendent of Personnel Services.

The District prohibits harassment on the basis of any characteristic protected by law, including disability, gender, gender identity, gender expression, nationality, race or ethnicity, sexual orientation, or any other characteristic contained in the definition of hate crimes in Section 422.55 of the Penal Code. (See Board Policy and Administrative Regulations 4030).

Training – The Superintendent or designee shall ensure that supervisory employees receive at least two hours of interactive training and education regarding sexual harassment every two years. Newly hired or promoted supervisory employees will receive training within six months of their assumption of a supervisory position. (Government Code section 12950.1.) Employees who have received the training from another employer are not exempt from this requirement. (Board Approved July 24, 2008.)

ECS 48980(g): Statutory Attendance Options – The District will advise parents and guardians of existing statutory attendance options and local attendance options available in the District. These are options for attending schools other than the one assigned by District. Students that attend schools other than those assigned by the districts are referred to as transfer students throughout this notification.

In an effort to project enrollment and to inform parents of school placement as early and accurately as possible, the Etiwanda School District is notifying parents and or guardians that Requests for Intradistrict Transfers are available on the Etiwanda School District website. These requests are provided for residents who live within our district boundaries and who wish to have their child(ren) attend a school other than their assigned residential school.

Due to growth, class size limits, and school capacity, it may not be possible to approve transfers. Please be advised that some schools may be closed for transfers. A complete list of open/closed schools is available at www.etiwanda.org.

The District will seek to approve an intradistrict transfer request for a victim of an act of bullying unless the requested school is at maximum capacity, in which case the District must accept an intradistrict transfer request for a different school in the school district. Notwithstanding any other law, and regardless of whether an agreement exists or a permit is issued pursuant to this section, if the school district of residence has only one school offering the grade level of the victim of an act of bullying and therefore there is no option for an intradistrict transfer, the victim of an act of bullying may apply for an interdistrict transfer and the school district of residence shall not prohibit the transfer if the school district of proposed enrollment approves the application for transfer. A "victim of an act of bullying" means a pupil that has been determined to have been a victim of bullying by an investigation pursuant to the complaint process described in Education Code Section 234.1 and the bullying was committed by any pupil in the school district of residence, and the parent of the pupil has filed a written complaint regarding the bullying with the school, school district personnel, or a local law enforcement agency. (ECS 46600.)

Request will be granted based upon space availability. In an effort to project enrollment and to inform parents of school placement as early and accurately as possible, transfers may be submitted after winter break. Please visit the Etiwanda School District website for exact dates. After space availability has been determined, parents will be notified of approval or denial.

Transportation is the responsibility of the parent and/or guardian. Upon parent's request on behalf of pupil, a school district of enrollment shall provide transportation assistance to a pupil that is eligible for free or reduced-price lunch. Transfer requests submitted outside of the transfer timeline dates may not be processed until after the school year begins.

Choosing a School Within the District in Which Parent/Guardian Lives

ECS 35160.5(b) requires the school board of each district to establish by July 1, 1994, a policy that allows the parent or guardian to choose the schools their children will attend, regardless of where the parent or guardian lives in the district.

The law limits choice within a school district as follows:

- Students who live in the attendance area of a school must be given priority to attend that school over students who do not live in the school's attendance area. A pupil who currently resides in the attendance area of a school shall not be displaced by pupils transferring from outside the attendance area.
- In cases in which there are more requests to attend a school than there are openings, the selection process will be a random, unbiased process that prohibits an evaluation of whether a pupil should be enrolled based upon the pupil's academic or athletic performance. Etiwanda School District will calculate the capacity of the schools in a nonarbitrary manner using pupil enrollment and available space. However, Etiwanda School District may employ existing entrance criteria for specialized schools or programs if the criteria are uniformly applied to all applicants. This subdivision shall not be construed to prohibit school districts from using academic performance to determine eligibility for, or placement in, programs for gifted and talented pupils established pursuant to Chapter 8 (commencing with Section 52200) of Part 28 of Division 4 of the Education Code.
- Each district must decide the number of openings at each school which can be filled by transfer students. Each district also has the authority to keep appropriate racial and ethnic balances among its schools, meaning that a district can deny a transfer request if it would upset this balance or would leave the district out of compliance with a court-ordered or voluntary desegregation program.
- Etiwanda School District will only provide transportation assistance to pupils if required and financed by federal law and at the request of the pupil's parent or guardian.
- If a transfer is denied, a parent/guardian does not have an automatic right to appeal the decision.

Choosing a School Outside the District in Which Parent/Guardian Lives

The California Education Code provides for three (3) different options for choosing a school outside the district in which the pupil lives. The three options are described below.

Option 1: Districts of Choice (ECS 48300 through 48317): The law allows, but does not require, each school district to become a "district of choice" – that is, a district that accepts transfer students from outside the district under the terms of the referenced Education Code sections. The school board of a district that decides to become a "district of choice" must determine the number of students it is willing to accept in this category each year and make sure that the students are selected through a "random and unbiased" process, which generally means a lottery process. If the district chooses not to become a "district of choice", a parent may not request a transfer under these provisions. Other provisions of the "district of choice" option include:

- Communications to parents by school districts of choice shall be factually accurate and not target individual parents or residential neighborhoods on the basis of a pupil or pupils' actual or perceived academic or athletic skill or other personal characteristic. (ECS 48301.)
- A school district of choice shall give first priority for attendance to siblings of children already in attendance in that district; second priority to pupils eligible for free or reduced-price meals; and third priority to children of military personnel. (ECS 48306.)
- A district of choice must register with the Superintendent of Public Instruction and the county board of education. (ECS 48301.) The Department of Education will investigate complaints regarding a district of choice that operates without registering or providing the required data. (ECS 48317.)
- On request of a parent, a district of choice may provide transfer student transportation assistance to the extent it provides transportation to other students. (ECS 48311.)

NOTE: Etiwanda is currently not a "district of choice."

Option 2: Parental Employment in Lieu of Residency Transfers (ECS 48204[a]): Notwithstanding ECS 48200, a pupil shall be deemed to have complied with the residence requirements for school attendance in a district, provided he or she is a pupil placed within the boundaries of the district in a licensed children's institution, licensed foster home, or a family home pursuant to a commitment or placement under Welfare and Institutions Code section 200, et seq.; a pupil for whom interdistrict attendance has been approved pursuant to ECS 46600 et seq.; an emancipated student whose residence is located within the boundaries of the district; a pupil residing in a state hospital located within the district, or a pupil who lives in the home of a caregiving adult that is located within the boundaries of that school district if the caregiver has provided an affidavit signed under penalty of perjury. Applications for interdistrict (ECS 46600) and intradistrict transfer (ECS 35160.5) are available in the pupil/personnel office of the district. (b) The school district may deem a pupil to have complied with the residency requirements for school attendance in the district if at least one parent or the legal guardian of the pupil is physically employed within the boundaries of the district for a minimum of 10 hours during the school week.

- Either the district in which the parent or legal guardian lives or the district in which the parent or legal guardian works may prohibit the student's transfer if it is determined that there would be a negative impact on the district.
- The district in which the parent or legal guardian works may reject a transfer if it determines that the cost of educating the student would be more than the amount of government funds the district would receive for educating the student.
- There are set limits (based on total enrollment) on the net numbers of students that may transfer out of a district under this law, unless the district approves a greater number of transfers.
- There is no required appeal process for a transfer that is denied. However, the district that declines to admit a student must provide in writing to the parent the specific reasons for denying the transfer.

NOTE: Etiwanda does not approve transfers based upon parental employment under this section.

Open Enrollment

ECS 48352 - "Low-achieving school" means any school identified by the Superintendent pursuant to the following: (1) Excluding the schools, and taking into account the impact of the criteria in paragraph (2), the Superintendent annually shall create a list of 1,000 schools ranked by increasing API with the same ratio of elementary, middle, and high schools as existed in decile 1 in the 2008-09 school year; (2) In constructing the list of 1,000 schools each year, the Superintendent shall ensure each of the following: (A) A local educational agency shall not have more than 10 percent of its schools on the list. However, if the number of schools in a local educational agency is not evenly divisible by 10, the Superintendent shall round up to the next whole number of schools; (B) Court, community, or community day schools shall not be included on the list; (C) Charter schools shall not be included on the list. NOTE: Etiwanda currently does not have any schools listed on the "Low Achieving" list as identified by the state.

ECS 48354 - The parent of a pupil enrolled in a low-achieving school may submit an application for the pupil to attend a school in a school district of enrollment pursuant to this article. Consistent with the requirements of Section 1116(b)(1)(E) of the federal Elementary and Secondary Education Act of 2001 (20 U.S.C. Sec. 6301 et seq.), on or before the first day of the school year, or, if later, on the date the notice of program improvement, corrective action, or restructuring status is required to be provided under federal law the district of residence shall provide the parents and guardians of all pupils enrolled in a school determined in subdivision (a) of Section 48352 with notice of the option to transfer to another public school served by the school district of residence or another school district.

An application requesting a transfer pursuant to this article shall be submitted by the parent of a pupil to the school district of enrollment prior to January 1 of the school year preceding the school year for which the pupil is requesting to transfer. The school district of enrollment may waive the deadline specified in this paragraph. The application deadline specified herein does not apply to an application requesting a transfer if the parent, with whom the pupil resides, is enlisted in the military and was relocated by the military within 90 days prior to submitting the application. The application may request enrollment of the pupil in a specific school or program within the school district of enrollment. A pupil may enroll in a school in the school district of enrollment in the school year immediately following the approval of his or her application.

In order to provide priority enrollment opportunities for pupils residing in the school district, a school district of enrollment shall establish a period of time for resident pupil enrollment prior to accepting transfer applications pursuant to this article.

ECS 48355 - The school district of residence of a pupil or a school district of enrollment to which a pupil has applied to attend may prohibit the transfer of the pupil pursuant to this article or limit the number of pupils who transfer pursuant to this article if the governing board of the district determines that the transfer would negatively impact either of the following: (1) A court-ordered or voluntary desegregation plan of the district; or (2) The racial and ethnic balance of the district, provided that any policy adopted pursuant to this paragraph is consistent with federal and state law.

ECS 48356 - A school district of enrollment may adopt specific, written standards for acceptance and rejection of applications pursuant to this article. The standards may include consideration of the capacity of a program, class, grade level, school building, or adverse financial impact. Subject to subdivision (b), and except as necessary in accordance with Section 48355, the standards shall not include consideration of a pupil's previous academic achievement, physical condition, proficiency in the English language, family income, or any of the individual characteristics set forth in Section 200.

In considering an application pursuant to this article, a nonresident school district may apply its usual requirements for admission to a magnet school or a program designed to serve gifted and talented pupils. Subject to the rules and standards that apply to pupils who reside in the school district of enrollment, a resident pupil who is enrolled in one of the district's schools pursuant to this article shall not be required to submit an application in order to remain enrolled.

A school district of enrollment shall ensure that pupils enrolled pursuant to standards adopted pursuant to this section are enrolled in a school with a higher Academic Performance Index than the school in which the pupil was previously enrolled.

and are selected through a random, unbiased process that prohibits an evaluation of whether or not the pupil should be enrolled based on individual academic or athletic performance, or any of the other characteristics set forth in subdivision (a), except that pupils applying for a transfer pursuant to this article shall be assigned priority for approval as follows: (1) First priority for the siblings of children who already attend the desired school; (2) Second priority for pupils transferring from a program improvement school ranked in decile 1 on the Academic Performance Index determined pursuant to subdivision (a) of Section 48352; (3) If the number of pupils who request a particular school exceeds the number of spaces available at that school, a lottery shall be conducted in the group priority order identified in paragraphs (1) and (2) to select pupils at random until all of the available spaces are filled.

The initial application of a pupil for transfer to a school within a school district of enrollment shall not be approved if the transfer would require the displacement from the desired school of any other pupil who resides within the attendance area of that school or is currently enrolled in that school. A pupil approved for a transfer to a school district of enrollment pursuant to this article shall be deemed to have fulfilled the requirements of ECS 48204.

ECS 48357 - Within 60 days of receiving an application pursuant to Section 48354, a school district of enrollment shall notify the applicant parent and the school district of residence in writing whether the application has been accepted or rejected. If an application is rejected, the school district of enrollment shall state in the notification the reasons for the rejection.

ECS 48358 - A school district of enrollment that enrolls a pupil pursuant to this article shall accept credits toward graduation that were awarded to the pupil by another school district and shall graduate the pupil if the pupil meets the graduation requirements of the school district of enrollment.

ECS 48980(i): Grade Reduction/Loss of Academic Credit – No pupil may have a grade reduced or lose academic credit for any absence or absences excused pursuant to ECS 48205 if missed assignments and tests that can reasonably be provided are satisfactorily completed within a reasonable period of time.

ECS 48980.3: Pesticide Products – Notification of all pesticide products expected to be applied at the school site during the upcoming year will be provided under separate cover.

ECS 49011: Pupil Fees –The Etiwanda School District's Board Policy:

The Governing Board recognizes its responsibility to ensure that books, materials, equipment, supplies, and other resources necessary for students' participation in the district's educational program are made available to them at no cost.

No student shall be required to pay a fee, deposit, or other charge for participation in an educational activity which constitutes an integral fundamental part of the district's educational program, including curricular and extracurricular activities. (Education Code 49010, 49011; 5 CCR 350)

As necessary, the Board may approve fees, deposits, and other charges which are specifically authorized by law. When approving such fees, deposits, or charges, establishing fee schedules, or determining whether waivers or exceptions should be granted, the Board shall consider relevant data, including the socio-economic conditions of district students' families and their ability to pay.

The prohibition against student fees shall not restrict the district from soliciting for voluntary donations, participating in fundraising activities, and providing prizes or other recognition for participants in such activities and events. However, the district shall not offer or award to a student any course credit or privileges related to educational activities in exchange for voluntary donations or participation in fundraising activities by or on behalf of the student and shall not remove, or threaten to remove, from a student any course credit or privileges related to educational activities, or otherwise discriminate against the student, due to a lack of voluntary donations or participation in fundraising activities by or on behalf of the student.

Whenever district employees, volunteers, students, parents/guardians, or educational or civic organizations participate in such events or activities, the Superintendent or designee shall emphasize that participation in the event or activity is voluntary.

A complaint alleging district noncompliance with the prohibition against requiring student fees, deposits, or other charges shall be filed in accordance with the district's procedures in BP/AR 1312.3 - Uniform Complaint Procedures. (Education Code 49013)

If, upon investigation, the district finds merit in the complaint, the Superintendent or designee shall recommend and the Board shall adopt an appropriate remedy to be provided to affected students and parents/guardians in accordance with 5 CCR 4600.

ECS 49063, 49068, 20 U.S.C. 1232h(c): Notification of Privacy Rights of Students and Parents

Types of Pupil Records: A pupil record is any item of information directly related to an identifiable pupil, other than directory information, which is maintained by the District or required to be maintained by a District employee in the performance of his/her duties, whether recorded by handwriting, print, tapes, film, microfilm or other means. Pupil records include a pupil's health record.

Responsible Official: The school principal is responsible for maintaining student records. Parents or an eligible student may review individual records by making a request to the principal. The principal will see that explanations and interpretations are provided, if requested.

Location of Log/Records: Student records shall be maintained in a central file at the school attended by the student or, when records are maintained in different locations, a notation shall be placed in the central file indicating where other records may be found. Parents/guardians shall be notified of the location of student records if not centrally located. (ECS 49069.7; 5 CCR 433)

A log shall be maintained for each student's record which lists all persons, agencies, or organizations requesting or receiving information from the records and the legitimate educational interest of the requester. (Education Code 49064) The log is on the inside of the cumulative folder. In every instance of inspection by persons who do not have assigned educational responsibility, the custodian of records shall make an entry in the log indicating the record inspected, the name of the person granted access, the reason access was granted, and the time and circumstances of inspection. (5 CCR 435)

The log shall be accessible only to the parent/guardian, adult student, dependent adult student, student age 16 years or older or who has completed the 10th grade, custodian of records, and certain state/federal officials. (ECS 49064; 5 CCR 432)

School Officials and Employees/Legitimate Educational Interests: School officials and employees are officials or employees whose duties and responsibilities to the district, whether routine or as a result of special circumstances, require that they have access to student records. School officials and employees also include District contractors or vendors who have a legitimate interest in student records and who are advised of applicable prohibition on redisclosure of personally identifiable non-directory information.

A legitimate educational interest is one held by school officials or employees whose duties and responsibilities to the district, whether routine or as a result of special circumstances, require they have access to student records.

Right of Access and Review/Expungement: The following persons or agencies shall have absolute access to any and all student records in accordance with law: Parents/guardians of students younger than age 18. (Education Code 49069) Access to student records and information shall not be denied to a parent because he/she is not the child's custodial parent. (Family Code 3025); An adult student age 18 or older or a student under the age of 18 who attends a postsecondary institution, in which case the student alone shall exercise rights related to his/her student records and grant consent for the release of records. (34 CFR 99.3, 99.5); Any person, agency, or organization authorized in compliance with a court order or lawfully issued subpoena. (Education Code 49077).

Within five business days following the date of request, a parent/guardian or other authorized person shall be granted access to inspect, review, and obtain copies of student records during regular school hours. (Education Code 49069)

To inspect, review, or obtain copies of student records, authorized persons shall submit a request to the custodian of records.

Access to Student Records in Compliance with Court Order - Information concerning a student shall be furnished in compliance with a lawfully issued subpoena or a court order. The District shall make a reasonable effort to notify the parent or legal guardian and the pupil in advance of such compliance if lawfully possible within the requirement of the court order. (ECS 49077)

Access to Student Records without Written Parental Consent or Under Judicial Order - The District shall not authorize access to pupil records without written parental consent or judicial order except as set forth in Section 49076 and as permitted by Part 99 (commencing with Section 99.1) of Title 34 of the Code of Federal Regulations. Access to those particular records that are relevant to legitimate educational interests of the requestor shall be permitted to the following:

1. School officials, employees, members of a school attendance review board who are authorized representatives of the school district, or designated volunteers.
 "A school official is a person employed by the school as an administrator, supervisor, instructor, or support staff member (including health or medical staff and law enforcement unit personnel); a person serving on the School Board; a person or company with whom the school has contracted to perform a special task (such as an attorney, auditor, medical consultant, or therapist); or a parent or student serving on an official committee, such as a disciplinary or grievance committee, or assisting another school official in performing tasks. A school official has a legitimate educational interest if the official needs to review an education record in order to fulfill his or her professional responsibility." (U.S. Department of Education, Family Policy Compliance Office)
2. Officials or employees of other public schools or school systems, including correctional facilities.
3. Authorized representatives of the Comptroller General, Secretary of Education, the United States Office of Civil Rights, or representatives for state and local educational agencies.
4. Other state and local officials to the extent that information is specifically required to be reported pursuant to state law adopted prior to November 19, 1974.
5. Parents of a pupil 18 years of age or older who is a dependent pursuant to section 152 of the Internal Revenue Code.
6. A pupil who is at least 16 years of age and had completed at least the 10th grade.
7. A district attorney who is participating in, or conducting a truancy mediation program pursuant to section 48263.5 or 601.3 of the Welfare and Institutions Code, or participating in the presentation of evidence in a truancy petition pursuant to Section 681 of the Welfare and Institutions Code.
8. A prosecuting agency for consideration against a parent or guardian for failure to comply with compulsory education laws.
9. A probation officer, district attorney, or counsel of record for a minor for purposes of conducting a criminal investigation, investigation in regards to declaring a person a ward of the court, or involving a violation of a condition of probation.
10. A judge or probation officer for the purposes of conducting a truancy mediation program or presenting evidence in a truancy petition, pursuant to Section 681 of the Welfare and Institutions Code.
11. A county placing agency when acting as an authorized representative of a state or local educational agency pursuant to subsection (C) of Section 49076.
12. Where allowed by the Family Educational Rights and Privacy Act (20 U.S.C. 1232g) and/or state law.

The District may permit access to the following:

1. Appropriate persons in connection with an emergency if the information is required to protect the health or safety of the student or other persons.
2. Financial aid organizations.
3. County election officials for the purposes of voter registration.
4. Accrediting associations.
5. Organizations conducting studies for educational agencies or organizations.
6. Officials or employees of private schools or school systems where the pupil is enrolled or plans to attend.

Challenging the Content of Records: Only a parent/guardian having legal custody of the student or an adult student may challenge the content of a record or offer a written response to a record Information which is alleged to be inaccurate or inappropriate may be challenged pursuant to the provisions of ECS 49070.

The parent or guardian of a pupil may file a written request with the superintendent of the District to correct or remove any information recorded in the written records that the parent or guardian alleges to be: (1) inaccurate, (2) an unsubstantiated personal conclusion or inference, (3) a conclusion or inference outside of the observer's area of competence, (4) not based on the personal observation of a named person within the time and place of the observation noted, (5) misleading, or (6) in violation of the privacy or other rights of the pupil.

A conference with the parent or guardian, the superintendent or superintendent's designee, and the certificated employee who recorded the contested information, if the certificated employee is employed by the District, shall take place within thirty (30) days of receipt of the written request.

If the allegations are proven to be correct, the information shall be corrected or removed and the parent or guardian shall be informed in writing. The parent or guardian has the right to appeal in writing to the Board. The Board's decision is final.

If the superintendent or governing board of the school district sustains the parent's or guardian's request to change

the name, gender, or both, of a pupil or former pupil, the school district shall add a new document to the pupil's or former pupil's record that includes all of the following information:

- (1) The date of the request.
- (2) The date the requested records were corrected.
- (3) A list of the records that the parent or guardian of the pupil or former pupil requested to be corrected.
- (4) The type of documentation, if any, provided by the parent or guardian of the pupil or former pupil to demonstrate a legal change to the pupil's or former pupil's name, gender, or both. The parent or guardian of the pupil or former pupil is not required to provide documentation of a legal change to the pupil's or former pupil's name, gender, or both.
- (5) The name of the employee that completed the request.
- (6) The corrected and former names, genders, or both, of the pupil or former pupil.

The document generated regarding a parent's or guardian's request to change a pupil's or former pupil's name, gender, or both, shall be indefinitely maintained in a confidential manner.

If the final decision of the Board is unfavorable to the parent or guardian, or if the parent or guardian accepts an unfavorable decision by the Superintendent, the parent or guardian shall be informed and shall have the right to submit a written statement of the parent's or guardian's objections to the information. This statement shall become a part of the pupil's school record until the information objected to is corrected or removed.

Right to Include Statement or Response to Disciplinary Actions: When a pupil record includes information concerning any disciplinary action taken by school district personnel in connection with the pupil, the school district maintaining such a record or records shall allow the pupil's parent or guardian to include in such pupil record a written statement or response concerning the disciplinary action. (ECS 49072)

Copying Costs: To provide copies of any student record, the District shall charge a reasonable fee not to exceed the actual cost of furnishing the copies. No charge shall be made for providing up to two transcripts or up to two verifications of various records for any former student. No charge shall be made to locate or retrieve any student record. (ECS 49065)

Release of Directory Information: The Family Educational Rights and Privacy Act (FERPA) requires that the District, with certain exceptions, obtain a parent's written consent prior to the disclosure of personally identifiable information from their child's education records. However, the District may disclose appropriately designated "directory information" without written consent, unless the parent has advised the District to the contrary in accordance with District procedures. (34 CFR 99.37(d))

The primary purpose of directory information is to allow the District to include information from a student's education records in certain school publications, such as playbills showing a student's role in a drama production, annual yearbooks, Honor roll or other recognition lists, graduation programs, and sports activity sheets.

Directory information, which is information that is generally not considered harmful or an invasion of privacy if released, can also be disclosed to outside organizations without a parent's prior written consent. Outside organizations include, but are not limited to, companies that publish yearbooks. Directory information does not include a student's citizenship status, immigration status, place of birth, or any other information indicating national origin. The District will not release this information without parental consent or a court order.

Parents must notify the District in writing if they do not want the District to disclose any or all of the types of information designated below as directory information from their child's education records without prior written consent. The District has designated the following information as directory information: (1) student's name, (2) dates of attendance, (3) awards received, (4) student's name and/or picture in the school yearbook, (5) at teacher's discretion, examples of student work, graded or ungraded, on classroom walls or bulletin boards for education purposes, and (6) student's ID number, user ID, or other unique personal identifier for electronic systems if the identifier cannot be used to gain access to education records.

No information may be released to private profit making entities other than employers, prospective employers, and representatives of the news media, including, but not limited to, newspapers, magazines, and radio and television stations. Directory information regarding a pupil identified as a homeless child or youth shall not be released unless a parent, or pupil given parental rights, has provided written consent that directory information may be released. (ECS 49073)

Disclosure of Personally Identifiable Information: Federal and state laws grant certain rights of privacy and rights of access to students and to their parents. Parents and guardians have the right to consent to disclosure of personally identifiable information contained in the student's records except when disclosure without consent is authorized by law.

Prospectus of School Curriculum: Each school site shall make available to parents/guardians and others, upon request, a copy of the prospectus, state content standards, elective course outline, and textbook list for each course, including the titles, descriptions, and instructional aims of the course. (ECS 49091.14)

Complaint: If you believe the District is not in compliance with 20 U.S.C. 1232g, you may file a complaint with the United States Department of Education. (ECS 49063)

Record Request Relating to Student Enrollment: When a student moves from one public school to another or to a private school, or transfers from a private school to a public school within the state, records will be forwarded no later than 10 school days following the date the request is received from the new public school or private school where the student intends to enroll.

Destruction of Pupil Records: Mandatory interim student records, unless forwarded to another district, shall be maintained subject to destruction during the third school year following a determination that their usefulness has ceased or the student has left the district. Records shall be destroyed in a way that assures they will not be available to possible public inspection in the process of destruction. (5 CCR 437)

ECS 49091.10, 20 U.S.C. 1232h(c): Right to Inspect Instructional Materials and Observe School Activities - Requires that all primary supplemental instructional materials and assessments be compiled, stored, and made available for inspection by parents or guardians, in accordance with District procedures. A parent or guardian may observe instruction and other school activities involving their child in accordance with District procedure. Upon written request by the parent or guardian, the District shall arrange parental observation of a requested class, classes, or activities that involve his or her child, within a reasonable time frame.

ECS 49091.12: Pupil World View, Religious Doctrine or Political Opinion - A pupil may not be compelled to affirm or disavow any particular personally or privately held world view, religious doctrine, or political opinion. This section does not relieve pupils of any obligation to complete regular classroom assignments. A pupil may not be tested for a behavioral, mental, or emotional evaluation without the informed written consent of the parent or guardian. A general consent does not constitute written consent under this section. Nothing in this chapter affects a pupil's right to obtain confidential medical care or confidential counseling relating to diagnosis or treatment of a drug or alcohol related problem, or mental health treatment or counseling on an outpatient basis, without the consent of the parent or guardian. Nothing in this section shall be construed to restrict the authority of school officials or law enforcement officials to investigate, or intervene in, cases of suspected child abuse.

ECS 49091.18: Prohibited Requirements - Notwithstanding any provision of law to the contrary, a school may not require a pupil or a pupil's family to submit to or participate in any of the following: (a) Any assessment, analysis, evaluation, or monitoring of the quality or character of the pupil's home life; (b) Any form of parental screening or testing; (c) Any non-academic home-based counseling program; (d) Parent training; (e) Any prescribed family education service plan; (f) Nothing in this section shall be construed as preventing the screening, testing, or training of public school employees.

ECS 49403, 48216: Immunization of Pupils - The District may administer immunizing agents to prevent or control communicable diseases to pupils whose parents have consented in writing to such immunization. Students failing to meet immunization requirements will be excluded from school.

ECS 49423: Administration of Prescribed Medication - Any pupil who is required to take, during the regular school day, medication prescribed for him or her by a physician and surgeon, or is ordered for him/her by a physician's assistant practicing in compliance with the Business and Professions Code may be assisted by the school nurse or other designated school personnel or may carry and self-administer prescription auto-injectable epinephrine if the school district receives the appropriate written statements.

In order for a pupil to be assisted by a school nurse or other designated school personnel, the school district shall obtain both a written statement from the physician 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.

In order for a pupil to carry and self-administer prescription auto-injectable epinephrine, the school district shall obtain both a written statement from the physician or surgeon 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 auto-injectable epinephrine, and a written statement from the parent, foster parent, or guardian of the pupil consenting to the self-administration, 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, and releasing 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.

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.

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.

Pursuant to ECS 49428, families may access available pupil mental health services on campus or in the community by contacting the school site principal or the instruction department office for questions about health and wellness services for students.

ECS 49451: Withdraw Consent for Physical Examination - 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 child is enrolled, a statement in writing, signed by the parent or guardian, stating that parent or guardian will not give consent for a physical examination of the 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, child 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.

ECS 49472: Medical Insurance - The Governing Board may provide or make available medical or hospital services for injuries to students arising from school programs or activities while on the premises during the time such pupils are required to be therein. No student shall be compelled to accept such service without his/her consent, or, if a minor, without the consent of a parent or guardian. Student insurance for medical and hospital services is available through the district at minimal cost. Information and forms may be obtained at the school office.

ECS 49480: Medication Regimen for Nonepisodic Condition - The parent or legal guardian of any public school pupil on a continuing medication regime for a non-episodic condition, shall inform the school nurse or other designated certificated school employee of the medication being taken, the current dosage, and the name of the supervising physician. With the consent of the parent or legal guardian of the pupil, the school nurse may communicate with the physician and may counsel with the school personnel regarding the possible effects of the drug on the child's physical, intellectual and social behavior, as well as possible behavioral signs and symptoms of adverse side effects, omission, or overdose.

ECS 49510 - 49520: Nutrition - Needy children may be eligible for free, or reduced price, nutritionally adequate meals. Parents who believe their children may qualify for these meals should contact their child's school for the application.

ECS 51101: Parental Involvement - Parents and guardians of public school pupils have the right to be informed by the school, and to participate in the education of their children, as follows:

- (1) Observe their child's class or classroom, upon reasonable notice.
- (2) Within a reasonable time from their request, meet with their child's teacher or teachers and the school's principal.
- (3) Volunteer their time and resources for the improvement of school facilities and school programs.
- (4) To be timely notified if their child is absent from school without permission.
- (5) To receive the results of their child's performance on standardized tests and statewide tests and information on the school's performance on standardized statewide tests.
- (6) To request a particular school for their child and to receive a response by the District. The District is not obligated to grant such a request.
- (7) To have a school environment for their child that is safe and supportive of learning.
- (8) To examine the curriculum materials of their child's class.
- (9) To be informed of their child's progress in school and whom to contact if problems arise concerning their child.
- (10) To have access to their child's school records.
- (11) To receive information concerning the academic performance standards, proficiencies, or skills their child is expected to accomplish.
- (12) To be informed in advance about school rules, including disciplinary rules and procedures in accordance with 48980, attendance policies, dress codes, and procedures for visiting the school.

- (13) To receive information about any psychological testing involving their child and to deny permission for psychological testing.
- (14) To participate as a member of any school-site councils, parental advisory councils, or site-based management leadership teams at the school, in accordance with rules and regulations governing membership.
- (15) To question anything in their student's record you feel is inaccurate or misleading or is an invasion of privacy and to receive a response from the school.
- (16) To be notified, as early in the school year as practicable pursuant to ECS 48070.5, if their child is identified as being at risk of retention and of their right to consult with school personnel responsible for a decision to promote or retain their child and to appeal a decision to retain or promote their child.

Additionally, parents and guardians of pupils, including those parents and guardians whose primary language is not English, shall have the opportunity to work with schools to help their children succeed in school. The Governing Board shall develop jointly with parents and guardians, and adopt, a policy outlining how parents and guardians, school staff, and pupils may share the responsibility for continuing the intellectual, physical, emotional, and social development and well-being of pupils at each school site, including, but not limited to, the following:

- (1) The means by which the school and parents or guardians may help pupils to achieve academic and other standards of the school.
- (2) A description of the school's responsibility to provide a high-quality curriculum and instructional program in a supportive and effective learning environment that enables all pupils to meet the academic expectations of the school.
- (3) The manner in which the parents and guardians may support the learning environment, including, but not limited to, the following:
 - (A) Monitoring attendance.
 - (B) Ensuring homework is completed and turned in on a timely basis.
 - (C) Participation of the children in extracurricular activities.
 - (D) Monitoring and regulating the television viewed by their children.
 - (E) Working with their children at home in learning activities that extend learning in the classroom.
 - (F) Volunteering in their children's classrooms, or for other activities at the school.
 - (G) Participating, as appropriate, in decisions relating to the education of their child or the total school program.

This section does not authorize a school to inform a parent or guardian, as provided in this section, or to permit participation by a parent or guardian in the education of a child, if it conflicts with a valid restraining order, protective order, or order for custody or visitation issued by a court of competent jurisdiction.

ECS 51938: Sexual Health and HIV Prevention Education – At the beginning of each school year or at the time of the pupil's enrollment, the District shall notify the parent or guardian of each pupil about instruction in comprehensive sexual health education and HIV prevention education and research on student health behaviors and risks planned for the coming year.

The notice must advise that written and audiovisual education materials used in comprehensive sexual health education and HIV prevention education are available for inspection and state whether such education will be taught by District personnel or by outside consultants. Parents or guardians have the right to request a copy of the California Health Youth Act.

Parents or guardians have the right to excuse their child from comprehensive sexual health education and HIV prevention education in writing. A pupil will not be subject to disciplinary action, academic penalty, or other sanction if the pupil's parent or guardian declines to permit the pupil to receive comprehensive sexual health education or HIV/AIDS prevention education to participate in anonymous, voluntary, and confidential tests, questionnaires, or surveys on pupil health behaviors and risks. During delivery of such instruction, an alternative educational activity will be available.

The District may administer anonymous, voluntary, and confidential research and evaluation tools to measure students' health behaviors and risks, including tests, questionnaires, and surveys containing age-appropriate questions about pupils' attitudes concerning or practices relating to sex. You will be notified in writing that any such test, questionnaire, or survey is to be administered; and you will be given the opportunity to review the test, questionnaire, or survey and request in writing that your child not participate.

ECS 56000, Individuals with Disabilities Education Act (IDEA), 20 U.S.C. Section 1400 et seq. - State and Federal laws require that a free and appropriate education in the least restrictive environment be offered to all disabled students. The District is required to pay the costs for an appropriate program.

The District provides a variety of special education classes designed to help pupils progress academically and socially. Disabled pupils and their parents have the right to obtain a pupil evaluation to determine whether the pupil requires special education and related services in order to receive a free and appropriate education. No student may be evaluated for or assigned to a special education program without parental consent.

If the appropriate services are not available in the District, an agreement may be made for a neighboring district or a private, non-sectarian school to provide an appropriate special education program. Parents have the right to appeal the District's recommendation as to whether the student is eligible for a special education program.

A copy of the District's notice of parent rights regarding special education programs and services is available upon request by calling (909) 899-2451.

TITLE 5, CCR, SECTION 4600, et seq.: Uniform Complaint Procedures – The District has adopted uniform complaint procedures for filing, investigation, and resolution of complaints regarding alleged violations of federal or state laws or regulations governing the educational programs of the District, including unlawful discrimination, harassment, intimidation or bullying, and compliance with Local Control Funding Formula (LCFF) requirements related to the Local Control and Accountability Plan (LCAP) under Article 4.5, ECS 52060 et seq. and sections 47606.5 and 47607.3. The following complaints shall be referred to the specific agencies for appropriate resolution and are not subject to the uniform complaint procedures:

- a) Allegations of child abuse shall be referred to the applicable County Department of Social Services (DSS), Protective Services Division or appropriate law enforcement agency.
- b) Health and safety complaints regarding a Child Development Program shall be referred to Department of Social Services for licensed facilities and to the appropriate child development regional administrator for licensing-exempt facilities.
- c) Employment discrimination complaints shall be sent to the State Department of Fair Employment and Housing (DFEH) pursuant to 22 C.C.R. section 98410.
- d) Allegations of fraud shall be referred to the responsible CDE Division Director who may consult with the CDE's Legal, Audits and Compliance Branch.

The full text of the uniform complaint policy and procedures and a complaint form may be obtained upon request from the District office. The Complaint Coordinator for the Etiwanda School District is the Assistant Superintendent of Instruction/ Pupil Services, 6061 East Ave., Etiwanda, CA 91739, (909) 899-2451.

ECS 51225.2: Acceptance of coursework by pupil in foster care, homeless child or youth, former juvenile court school pupil, child of military family, migratory child, or pupil in newcomer program – A local educational agency shall accept, full or partial credit for all full or partial coursework satisfactorily completed by a pupil in foster care, a pupil who is a homeless child or youth, a former juvenile court school pupil, a pupil who is a child of a military family, a pupil who is a migratory child, or a pupil participating in a newcomer program, while attending a public school, a juvenile court school, a charter school, a school in a country other than the United States, or a nonpublic, nonsectarian school. A complaint of noncompliance with the requirements of this section may be filed with the District under the Uniform Complaint Procedures.

HEALTH AND SAFETY CODE SECTION 124100/124105: Exclusion from School of Pupils Lacking Health Screening – Upon a pupil's enrollment in first grade, the governing board of the school district must notify the pupil's parent or guardian of the obligation to provide a certificate approved by the California Department of Health Services ("DHS") certifying that the student has completed a comprehensive health screening to the school where the child is to enroll within 18 months prior to entry into first grade or within 90 days thereafter.

Pursuant to Health and Safety Code section 124085, evidence of the comprehensive health screening must be provided on a form developed by the DHS. The District may obtain the DHS "Report of Health Examination for School Entry" certification form through the Child Health and Disability Prevention ("CHDP") program office at the local health department or on the CHDP website.

Parents and guardians must be notified of the availability for low-income children of free health screening for up to 18 months prior to entry into first grade through the Child Health Disabilities Prevention Program.

A waiver signed by the child's parents or guardian indicating that they do not want or are unable to obtain the health screening and evaluation services for their children shall be accepted by the school in lieu of the certificate. If the waiver indicates that the parent or guardian was unable to obtain the services for the child, then the reasons why should be included in the waiver.

Any first-grade student who lacks a health screening shall be excluded from school upon the 91st calendar day after entrance into the first grade for up to five (5) days unless the parent/guardian accomplishes one of the following:

- a) Supplies evidence that the student has obtained a health screening.
- b) Signs a waiver for the health screening.

Free health screening is available under the Child Health and Disability Prevention Program.

WELFARE AND INSTITUTIONS CODE SECTION 18976.5: Participation in Primary Prevention Program - Parents have the right to refuse to allow their children to participate in a primary prevention program.

ECS 46010.1: Excuse to Obtain Confidential Medical Services - The Governing Board of each school district shall, each academic year, notify pupils in grades seven (7) and eight (8), and the parents or guardians of all pupils enrolled in the district, that school authorities may excuse any pupil from the school for the purpose of obtaining confidential medical services without the consent of the pupil's parent or guardian.

ECS 46014: 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 locations. Such absences shall not be deemed an absence in computing average daily attendance, if the governing board adopts a resolution permitting such absences and the pupil attends school for at least the minimum school day for his/her grade. No more than four (4) school days per school month may be missed for religious purposes.

ECS 46015: Accommodations for Pregnant and Parenting Pupils; Complaint of Noncompliance - Pregnant and parenting pupils are entitled to accommodations that provide them with the opportunity to succeed academically while protecting their health and the health of their children. Pregnant and parenting pupils are entitled to eight weeks of parental leave, will not be required to complete academic work or other school requirements during leave, may return to school and the course of study pupil was enrolled in before taking parental leave, make up work missed during pupil's leave, and be provided with alternative educational programs if the pupil chooses not to return to school. The person holding the right to make educational decisions for the pupil should notify the school of the pupil's intent to exercise this right. A complaint of noncompliance may be filed with the local educational agency 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.

ECS 222: Reasonable Accommodations for Lactating Pupil – A school operated by the District shall provide reasonable accommodations to a lactating pupil on a school campus to express breast milk, breastfeed an infant child, or address other needs related to breastfeeding. Reasonable accommodations under this section include, but are not limited to, all of the following: (1) access to a private and secure room, other than a restroom, to express breast milk or breastfeed an infant child, (2) permission to bring onto a school campus a breast pump and any other equipment used to express breast milk, (3) access to a power source for a breast pump or any other equipment used to express breast milk, and (4) access to a place to store expressed breast milk safely. A lactating pupil on a school campus shall be provided a reasonable amount of time to accommodate her need to express breast milk or breastfeed an infant child. A pupil shall not incur an academic penalty as a result of her use, during the schoolday, of the reasonable accommodations specified in this section, and shall be provided the opportunity to make up any work missed due to such use.

ECS 221.51 / ECS 222.5: Notification of Pregnant and Parenting Pupils' Rights and Options – The District may not exclude nor deny any pupil from any educational program or activity solely on the basis of the pupil's pregnancy, childbirth, false pregnancy, termination of pregnancy, or recovery therefrom, and shall treat these conditions in the same manner and under the same policies as any other temporary disabling condition. A pregnant or parenting pupil is entitled to 8 weeks of parental leave, or additional leave if deemed medically necessary by the pupil's physician. During parental leave, absences shall be excused and the pupil shall not be required to complete academic work or other school requirements. After return from parental leave, a pupil may resume the course of study in which the pupil was previously enrolled, and is entitled to make up work missed. Pregnant or parenting pupils shall not be required to participate in pregnant minor programs or alternative education programs. A pupil may elect to attend an alternative education option instead of returning to the school in which the pupil was enrolled prior to parental leave.

ECS 48000: Early Enrollment into Transitional Kindergarten/Kindergarten - A parent/guardian who applies for early admission to transitional kindergarten or kindergarten for their child must be informed of the effects, advantages, and disadvantages of early kindergarten entry. In the 2023-24 school year, a child who will have their fifth birthday between September 2 and April 2 shall be admitted to a transitional kindergarten program maintained by the school district or charter school.

ECS 48213: Pupil Excluded from Attendance – If a pupil is excluded from attendance pursuant to Section 120230 of the Health and Safety Code or ECS 49451, or if a principal or the designee determines that the continued presence of the child would constitute a clear and present danger to the life, safety, or health of a pupil or school personnel, the governing board is not required to send prior notice of the exclusion to the parent or guardian of the pupil. The governing board shall send a notice of the exclusion as soon as is reasonably possible after the exclusion.

ECS 48216 / HSC 120325: Exclusion of Pupils Who Have Not Been Immunized/Exclusion of Immunization – State law requires pupils to be immunized against certain communicable diseases unless exempt for medical reasons. Pupils failing to meet immunization requirements will be excluded from school. The District shall notify parent or guardian of pupil that they have two weeks to supply evidence either that the pupil has been properly immunized or the pupil is exempted from the immunization.

ECS 48260: Truancy - Any pupil subject to compulsory full-time education or to compulsory continuation education, who is absent from school without valid excuse three (3) full days or tardy or absent for more than any 30-minute period during the school day without a valid excuse on each of three (3) or more days in one school year, or any combination thereof is a truant and shall be reported to the attendance supervisor or to the superintendent of the school district. A valid excuse includes, but is not limited to, the reasons for which a pupil shall be excused from school pursuant to Sections 48205 and 48225.5 and may include other reasons that are within the discretion of school administrators and, based on the facts of the pupil's circumstances, are deemed to constitute a valid excuse.

ECS 48260.5: Notice to parents or guardian of pupil's truancy - Upon a pupil's initial classification as a truant, the school district shall notify the pupil's parent or guardian, by first-class mail, telephone call, or electronic mail, of the following:

- (a) That the pupil is truant.
- (b) That the parent or guardian is obligated to compel the attendance of the pupil at school.
- (c) That parents or guardians who fail to meet this obligation may be guilty of an infraction and subject to prosecution pursuant to Article 6 (commencing with Section 48290).
- (d) That alternative educational programs are available in the District.
- (e) That the parent or guardian has the right to meet with appropriate school personnel to discuss solutions to the pupil's truancy.
- (f) That the pupil may be subject to prosecution under Education Code Section 48264.
- (g) That it is recommended that the parent or guardian accompany the pupil to school and attend classes with the pupil for one day.

ECS 48261: Subsequent report of truancy - Any pupil who has once been reported as a truant and who is again absent from school without valid excuse one (1) or more days, or tardy on one (1) or more days, shall again be reported as a truant to the attendance supervisor or the superintendent of the District.

ECS 48262: Habitual Truant - A pupil shall be deemed a habitual truant when they have been reported as a truant three (3) or more times per school year provided that no pupil shall be deemed a habitual truant unless an appropriate District official or employee has made a conscientious effort to hold at least one conference, which may be by telephone call or email, with the parent or guardian and the pupil himself, after the filing of either of the reports required by ECS 48260 or ECS 48261.

ECS 48263: Referral of pupil to school attendance review board - If a student is a habitual truant, is irregular in his/her attendance at school, or is habitually insubordinate and disorderly during attendance at school, the student may be referred to a School Attendance Review Board (SARB). The supervisor of attendance or a designee shall notify the student and parents or guardian in writing of the referral, the name and address of the SARB, the reason for the referral, and notice that the parents or guardian and pupil will be required to meet with the SARB. All pupils subject to compulsory full-time education who are absent from school for 10% or more of the school days in the year beginning with their date of enrollment are deemed chronic truants provided that the school has complied with ECS 48260, 48260.5, 48261, 48262, 4863, and 48291.

ECS 48264.5: Consequences of truancy – Any minor who is classified as truant pursuant to Section 48260 or 48261 may be required to attend makeup classes conducted on one day of a weekend pursuant to subdivision (c) of Section 37223.

ECS 48902: Notification to Law Enforcement Authorities - The principal or designee shall report to appropriate law enforcement prior to suspension or expulsion of a pupil for violations of Penal Code 245 (assault with a deadly weapon) and shall, within one (1) school day after suspension or expulsion of any pupil, notify appropriate law enforcement authorities of any acts of the pupil that may violate Education Code section 48900 (c) or (d) regarding unlawful possession, sale, furnishing or use of drugs, alcoholic beverages, intoxicants, and/or any liquid, substance or material represented as a controlled substance, alcoholic beverage or intoxicant. The administrator may not be held liable for reporting these

incidents. The principal of a school or the principal's designee reporting a criminal act committed by a school-age individual with exceptional needs, as identified in Section 56026, shall ensure that copies of the special education and disciplinary records of the pupil are transmitted, as described in Section 1415(k)(6) of Title 20 of the United States Code, for consideration by the appropriate authorities to whom he or she reports the criminal act. Any copies of the pupil's special education and disciplinary records may be transmitted only to the extent permissible under the federal Family Educational Rights and Privacy Act of 1974 (20 U.S.C. Section 1232g et seq.).

The principal of a school or the principal's designee shall notify the appropriate law enforcement authorities of the county or city in which the school is located of any acts of a pupil that may involve the possession or sale of narcotics or of a controlled substance or a violation of Section 626.9 or 626.10 of the Penal Code. The principal of a school or the principal's designee shall report any act specified in paragraph (1) or (5) of subdivision (c) of Section 48915 committed by a pupil or nonpupil on a school site to the city police or county sheriff with jurisdiction over the school and the school security department or the school police department, as applicable.

ECS 48903: Duration of Suspension - Except as provided in subdivision (g) of ECS 48911 and ECS 48912, the total number of days for which a pupil may be suspended from school shall not exceed twenty (20) school days in any school year unless for purposes of adjustment, a pupil enrolls in or is transferred to another regular school, an opportunity school or class, or a continuation education school or class, in which case the total number of school days for which the pupil may be suspended shall not exceed thirty (30) days in any school year.

ECS 48904: Liability of Parent for Personal Injuries or Property Damage - The parent or guardian of any minor whose willful misconduct results in the injury or death of any pupil, employee, or volunteer of the District, or who willfully cuts, defaces, or otherwise injures any real or personal property of the District or the personal property of an employee of the District, shall be liable for all damages caused by minor. The liability of the parent or guardian shall not exceed ten thousand dollars (\$10,000), adjusted annually for inflation. The parent or guardian shall also be liable for any rewards paid pursuant to section 53069.5 of the Government Code and any district property loaned to the minor and not returned upon request of a District employee. The District may withhold the grades, diploma, and transcripts of any pupil or guardian who fails to pay any damages owed pursuant to this section until the damages are paid. The parent or guardian shall be informed in writing of the pupil's alleged misconduct prior to withholding the pupil's grades, diploma, or transcripts. If the parents or guardian are unable to pay for damages or return the property, the District shall provide a program of voluntary work for the minor in lieu of the payment of monetary damages. Upon completion of the work, the grades, diploma, and transcripts of the pupil shall be released.

ECS 48904.3: Withholding of grades, diploma, or transcript - Upon receiving notice that a school district has withheld the grades, diploma, or transcripts of any pupil pursuant to Section 48904, any school district to which the pupil has transferred shall likewise withhold the grades, diploma, or transcripts of the pupil until the decision has been rescinded. The receiving district shall notify the parent or guardian of the pupil in writing that the decision to withhold will be enforced.

ECS 48906: Notice of release of pupil to peace officer - School officials shall take immediate steps to notify a parent, guardian, or responsible relative of the minor when a child is taken into custody by a peace officer regarding the place to which the child is reportedly taken, except when the child is taken into custody as a victim of suspected child abuse as defined in Penal Code section 11165.6 and Welfare and Institution Code section 305. In suspected child abuse cases, law enforcement will assume all notification responsibilities.

ECS 48910: Suspension by Teacher - A teacher may suspend any pupil from his/her class, for any act enumerated in Education Code section 48900, for the day of the suspension and the day following. The teacher shall report the suspension to the principal of the school and send the pupil to the principal or principal's designee. The child shall be under appropriate supervision during this suspension. As soon as possible, the teacher shall ask the parent or guardian of the pupil to attend a parent-teacher conference regarding the suspension. The pupil shall not be returned to the class from which he/she was suspended during the time of the suspension without the concurrence of the teacher and the principal. (ECS 48900.)

ECS 48911: Right to Request Conference Before Suspension - A pupil may be suspended for a period of no more than five (5) consecutive days without affording the pupil an opportunity for a conference if the principal, principal's designee, or superintendent determines that the presence of the pupil constitutes a clear and present danger to the lives, safety or health of pupils or school personnel. If the pupil is suspended without a conference, the pupil and the pupil's parent or guardian, or, if the pupil is a foster child, the foster child's educational rights holder, attorney, and county social worker, or, if the pupil is an Indian child, as defined in Section 224.1 of the Welfare and Institutions Code, the Indian child's tribal social worker and, if applicable, county social worker shall be notified of the pupil's right to request a conference before the suspension. The school shall make a reasonable effort to contact the pupil's parent or guardian or, if applicable, the foster child's educational rights holder, attorney, and county social worker, or, if applicable, the Indian child's tribal social worker and, if

applicable, county social worker in person, by email, or by telephone. If a pupil is suspended from school, the parent or guardian or, if applicable, the foster child's educational rights holder, attorney, and county social worker, or, if applicable, the Indian child's tribal social worker and, if applicable, county social worker shall be notified in writing of the suspension.

The suspension shall be reported to the superintendent or his designee.

Parents or guardians of pupils, or, if applicable, the foster child's educational rights holder attorney, and county social worker, or, if applicable, the Indian child's tribal social worker and, if applicable, county social worker shall respond without delay to a request from school officials to attend a conference regarding the child's behavior. Penalties shall not be imposed on a pupil for failure of the pupil's parent or guardian or, if applicable, the foster child's educational rights holder, attorney and county social worker, or, if applicable, the Indian child's tribal social worker and, if applicable, county social worker to attend a conference with school officials.

A pupil suspension may be extended in writing pending an expulsion hearing and board action for expulsion only if the superintendent or designee, after a meeting with the pupil and the pupil's parent or guardian, determines the pupil's presence at school would cause a danger to persons or property or a threat of disrupting the instructional process.

Suspension should be preceded by an informal conference with the teacher or person who referred the pupil. At the conference, the pupil shall be informed of the reason for the disciplinary action, including the other means of correction that were attempted before the suspension, and the evidence against the pupil, and shall be given the opportunity to present the pupil's version and evidence in the pupil's defense.

ECS 48911.1(d): Notification of Supervised Suspension - This section requires at the time a student is assigned to supervised suspension that a school employee shall notify, in person, by email, or by telephone, the student's parent or guardian, or, if the pupil is a foster child, the foster child's educational rights holder, attorney, and county social worker, or, if the pupil is an Indian child, as defined in Section 224.1 of the Welfare and Institutions Code, the Indian child's tribal social worker and, if applicable, county social worker. If the student is assigned to supervised suspension for longer than one class period, a school employee shall notify, in writing, the pupil's parent or guardian or, if applicable, the foster child's educational rights holder, attorney, and county social worker, or, if applicable, the Indian child's tribal social worker and, if applicable, county social worker.

ECS 48912: Suspension by Governing Board - Written notice shall be given to the pupil and the pupil's parent or guardian or just the pupil if the pupil is an adult by registered or certified mail, or personal service, of the Board's intentions to conduct a closed session hearing for suspension, disciplinary action, or other action against the pupil, except expulsion. The pupil or pupil's parent or guardian may, in writing, within 48 hours after receipt of the written notice of the board's intention, request that the hearing be held as a public meeting.

ECS 48913: Completion of Assignments and Tests Missed during Suspension - 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.

ECS 48913.5: Homework for Suspended Pupils

- a) Upon the request of a parent, a legal guardian, or other person holding the right to make educational decisions for the pupil, or the affected pupil, a teacher shall provide to a pupil in any of grades 1 to 12, inclusive, who has been suspended from school for two or more school days the homework that the pupil would otherwise have been assigned.
- b) If a homework assignment that is requested pursuant to subdivision (a) and turned in to the teacher by the pupil either upon the pupil's return to school from suspension or within the timeframe originally prescribed by the teacher, whichever is later, is not graded before the end of the academic term, that assignment shall not be included in the calculation of the pupil's overall grade in the class.

ECS 48915: Grounds for Expulsions

- a) Except as provided in subdivisions (c) and (e), the principal or the superintendent of schools shall recommend a pupil's expulsion 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 should not be recommended under the circumstances or that an alternative means of correction would address the conduct:
 - 1) Causing serious physical injury to another person, except in self-defense.
 - 2) Possession of any knife or other dangerous object of no reasonable use to the pupil. "Knife" is any dirk, dagger, or other weapon with a fixed, sharpened blade fitted primarily for stabbing, a weapon with a blade longer than 3 1/2 inches, a folding knife with a blade that locks into place, or a razor with an unguarded blade.
 - 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 either of the following:

- (i) The first offense for the possession of not more than one avoirdupois ounce of marijuana, other than concentrated cannabis.
- (ii) The possession of over-the-counter medication for use by the pupil for medical purposes or medication prescribed for the pupil by a physician.
- 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 ECS 48918, the Governing Board of a school district may order a pupil expelled upon finding that the pupil committed an act listed in paragraph (1) of subdivision (a) or in subdivision (a), (b), (c), (d), or (e) of ECS 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 ECS 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. This subdivision does not apply to an act of possessing a firearm if the pupil had obtained prior written permission to possess the firearm from a certificated school employee, which is concurred in by the principal or the designee of the principal. This subdivision applies to an act of possessing a firearm only if the possession is verified by an employee of a school district. The act of possessing an imitation firearm, as defined in subdivision (m) of Section 48900, is not an offense for which suspension or expulsion is mandatory pursuant to this subdivision and subdivision (d), but it is an offense for which suspension, or expulsion pursuant to subdivision (e), may be imposed.
 - 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 ECS 48900 or committing a sexual battery as defined in subdivision (n) of ECS 48900.
 - 5) Possession of an explosive. This means under ECS 48915(h) a 'destructive device' as described in Section 921 of Title 18 of the United States Code which includes '(A) any explosive, incendiary or poison gas', (i) bomb, (ii) grenade, (iii) rocket having a propellant charge of more than four ounces, (iv) missile having an explosive or incendiary charge of more than one-quarter ounce, (v) mine, or (vi) device similar to any of the devices described in the preceding clauses.
- 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 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 ECS 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 ECS 48900, or ECS 48900.2, or 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.
 - 2) 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.

The Governing Board shall refer a pupil who has been expelled pursuant to subdivision (b) or (e) to a program of study that meets all of the conditions specified in subdivision (d). Notwithstanding this subdivision, with respect to a pupil expelled pursuant to subdivision (e) if the county superintendent of schools certifies that an alternative program of study is not available at a site away from a comprehensive middle, junior, or senior high school, or an elementary school, and that the only option for placement is at another comprehensive middle, junior, or senior high school, or another elementary school, the pupil may be referred to a program of study that is provided at a comprehensive middle, junior, or senior high school, or at an elementary school.

ECS 48915.1: Request for Enrollment of Expelled Pupil - A school district shall hold a hearing to determine if a pupil expelled from another school district for actions other than those listed in subdivision (a) or (c) of ECS 48915 to determine if they will enroll the pupil, deny enrollment, or enroll conditionally based on a determination of whether the pupil poses a continuing danger either to the pupils or employees of the school district. Such hearing shall follow the procedures set forth in ECS 48918. This shall apply only to pupils whose parents have moved into another school district pursuant to ECS 48200, or have enrolled pursuant to an interdistrict attendance agreement executed between the affected school districts pursuant to ECS 46600 et seq. The school district may consider the following options:

1. Deny enrollment
2. Permit enrollment
3. Permit conditional enrollment in a regular school program or another education program

ECS 48915.5: Expulsion or Suspension of Individual with Exceptional Needs

- (a) An individual with exceptional needs, as defined in Section 56026, may be suspended or expelled from school in accordance with subsection (k) of Section 1415 of Title 20 of the United States Code, the discipline provisions contained in Sections 300.530 through 300.537, inclusive, of Title 34 of the Code of Federal Regulations, and other provisions of this part that do not conflict with federal law and regulations.
- (b) A free appropriate public education for individuals with exceptional needs suspended or expelled from school shall be in accordance with paragraph (l) of subsection (a) of Section 1412 of Title 20 of the United States Code and subsection (d) of Section 300.530 of Title 34 of the Code of Federal Regulations.
- (c) If an individual with exceptional needs is excluded from school bus transportation, the pupil is entitled to be provided with an alternative form of transportation at no cost to the pupil or parent or guardian if that transportation is specified in the pupil's individualized education program.
- (d) If the individual with exceptional needs is a foster child, as defined in Section 48853.5, and the local educational agency has proposed a change of placement, the educational rights holder, attorney, and county social worker for the individual with exceptional needs shall be invited to participate in the individualized education program team meeting that makes a manifestation determination pursuant to subsection (k) of Section 1415 of Title 20 of the United States Code. The invitation may be made using the most cost-effective method possible, which may include, but is not limited to, email or a telephone call.
- (e) If the individual with exceptional needs is a homeless child or youth, as defined in Section 11434a(2) of Title 42 of the United States Code, and the local educational agency has proposed a change of placement due to an act for which a decision to recommend expulsion is at the discretion of the principal or the district superintendent of schools, the local educational agency liaison for homeless children and youth designated pursuant to Section 11432(g)(1)(J)(ii) of Title 42 of the United States Code shall be invited to participate in the individualized education program team meeting that makes a manifestation determination pursuant to Section 1415(k) of Title 20 of the United States Code. The invitation may be made using the most cost-effective method possible, which may include, but is not limited to, email or a telephone call.
- (f) If the individual with exceptional needs is an Indian child, as defined in Section 224.1 of the Welfare and Institutions Code, and the local educational agency has proposed a change of placement, the tribal social worker and, if applicable, county social worker for the individual with exceptional needs shall be invited to participate in the individualized education program team meeting that makes a manifestation determination pursuant to Section 1415(k) of Title 20 of the United States Code. The invitation may be made using the most cost-effective method possible, which may include, but is not limited to, email or a telephone call.

ECS 48916: Duration of Expulsion - This section requires that a description of the readmission process from expulsion be made available to the student and the parent/guardian at the time of expulsion. Additionally, if the Governing Board denies readmission following a review, the board must notify the student's parents/guardian in writing, of the reasons for the denial. Further, the notification shall include the education program to which the student is to be assigned.

ECS 48918: Notification of Expulsion Procedures - The pupil shall be entitled to a hearing to determine whether the pupil should be expelled. The expulsion hearing shall be held within thirty (30) school days after the date the pupil has been determined to have committed the offense. The parents or guardians shall be provided notice that the pupil may be represented by an attorney or a non-attorney advisor, although such representation is not required. The parent or guardian of a pupil has the right to obtain copies of all documentation and oral evidence concerning a recommendation for expulsion of their child and to confront and question witnesses who testify, to question all other evidence presented and to provide oral and documentary evidence on their child's behalf. The parents (or guardians) shall be notified in writing of their rights and the rights of their child, including the right to appeal. The pupil shall be notified in writing ten (10) days prior to the hearing of: (1) the date and place of the hearing; (2) the specific facts and charges upon which the proposed expulsion is based; (3) a copy of the disciplinary rules relating to the violation; and (4) a notice of the parent, guardian, or pupil's obligation under ECS 48915.1(b). Notice of the opportunity for the pupil or the pupil's parent or guardian to appear in person or to be represented by legal counsel or by a non-attorney advisor, to inspect and obtain copies of all documents to be used at the hearing, to confront and question all witnesses who testify at the hearing, to question all other evidence presented, and to present oral and documentary evidence on the pupil's behalf, including witnesses shall be given. The Board of Trustees shall make their decision to expel the pupil within ten (10) calendar days after the conclusion of the hearing. Parents have a right to make a written request to delay the Administrative Panel Hearing for a maximum of thirty (30) days. There shall be a record kept of the hearing. Technical rules of evidence do not apply, but relevant evidence may be admitted and given probative effect only if it is the kind of evidence upon which reasonable persons are accustomed to rely in the conduct of serious affairs.

ECS 49067: Notification of Failure of Course - The teacher shall require a conference with, or a written report to, the parent or guardian of any pupil whenever it becomes evident to the teacher that the pupil is in danger of failing a course. The Governing Board may adopt regulations which authorize a teacher to assign a failing grade to any pupil whose unexcused absences from the teacher's class exceed or equal a maximum number which shall be specified by the Board. The pupil or his or her guardian shall be given a reasonable opportunity to explain the absences. A method of identification in the pupil's record of the failing grades assigned to the pupil on the basis of excessive unexcused absences shall be made.

These provisions shall apply without regard to the age of the pupil.

20 U.S.C. 6312: Local Educational Agency Plans – Prior notice must be given to parents of limited English proficient students regarding limited English proficiency programs, including the reasons for the identification of the student as limited English proficient, the need of placement in a language instruction educational program, the student's level of English proficiency, how such level was assessed, the status of the student's academic achievement, the methods of instruction used in the programs available, how the recommended program will meet the student's educational strengths and needs, how the program will help the student learn English and meet age appropriate academic achievement standards for promotion and graduation, parent rights to remove a student from a program and/or to decline initial enrollment, and exit requirements for the program, including expected rate of transition into classrooms not tailored for limited English proficient students, and the expected rate of graduation from secondary school, and in the case of a child with a disability, how such program meets the objectives of the individualized education program of the child.

The District will provide parents on request (and in a timely manner), information regarding the professional qualifications of the student's classroom teachers, including whether the student's teacher has met State qualification and licensing criteria; is teaching under emergency or other provisional status; and is teaching in the field of discipline of the certification of the teacher; and whether the child is provided services by paraprofessionals and, if so, their qualifications.

ECS 49452.5: Scoliosis Test - This section requires notification to parents or guardians of any pupil suspected of having scoliosis. The notification must include an explanation of scoliosis, the significance of treatment at an early age, and public services available for treatment.

ECS 49455: Vision Appraisal - This section requires notice to parents or guardians of their right to refuse vision appraisal of their pupils due to religious beliefs. It also requires notice that parents or guardians may waive the vision evaluation if the parent files a copy of his/her private physician and surgeon or by a physician's assistant licensed under the Business and Professions Code or optometrist's report.

ECS 49456: Health Report to Parent or Guardian - This section requires District supervisor of health to report to parents or guardians any noted health (including visual) defects. It further requires that the report ask the parent or guardian to take action to cure or correct the defect.

ECS 51513, 20 U.S.C. 1232h(b): Pupil Survey - No test, questionnaire, survey, or examination containing any questions about the pupil's, parents' or guardians' personal beliefs or practice in sex, family life, morality, and religion shall be administered to any pupil without the written consent and permission of the parents or guardians for the pupil to take such test, questionnaire, survey, or examination, after written notice by the District.

No student shall be required, as part of any applicable program, to submit to a survey, analysis, or evaluation that reveals information concerning:

1. political affiliations or beliefs of the student or the student's parent;
2. mental or psychological problems of the student or the student's family;
3. sex behavior or attitudes;
4. illegal, anti-social, self-incriminating, or demeaning behavior;
5. critical appraisals of other individuals with whom respondents have close family relationships;
6. legally recognized privileged or analogous relationships, such as those of lawyers, physicians, and ministers;
7. religious practices, affiliations, or beliefs of the student or student's parent; or
8. income (other than that required by law to determine eligibility for participation in a program or for receiving financial assistance under such program), without the prior consent of the student (if the student is an adult or emancipated minor), or in the case of an unemancipated minor, without the prior written consent of the parent.

ECS 56321: Consent to Conduct Assessment of Pupil - This section requires the District to provide a proposed assessment plan 15 days prior to conducting a special education assessment or assessment review. It specifically requires the notification of parents' or guardians' rights to be included in this 15-day notice. The proposed assessment plan given to parents or guardians shall meet all of the following requirements:

1. Be in a language easily understood by the general public;
2. Be provided in the native language of the parent or guardian or other mode of communication used by the parent or guardian, unless to do so is clearly not feasible;
3. Explain the types of assessments to be conducted; and
4. State that no individualized education program will result from the assessment without the consent of the parent or guardian.

The local educational agency proposing to conduct an initial assessment to determine if the child qualifies as an individual with exceptional needs shall make reasonable efforts to obtain informed consent from the parent of the child before conducting the assessment, in accordance with subparagraph (D) of paragraph (1) of subsection (a) of Section 1414 of Title 20 of the United States Code. If the parent of the child does not provide consent for an initial assessment, or the parent fails to respond to a request to provide the consent, the local educational agency may, but is not required to, pursue the initial assessment utilizing the procedures described in Section 1415 of Title 20 of the United States Code and in accordance with paragraph (3) of subdivision (a) of ECS 56501 and subdivision (e) of ECS 56506. The parent or guardian shall have at least 15 days from the receipt of the proposed assessment plan to arrive at a decision. The assessment may begin immediately upon receipt of the consent. In accordance with subparagraph (ii) of paragraph (3) of subsection (a) of Section 300.300 of Title 34 of the Code of Federal Regulations, the local educational agency does not violate its obligation under Section 300.111 and Sections 300.301 to 300.311, inclusive, of Title 34 of the Code of Federal Regulations if it declines to pursue the assessment.

Consent for initial assessment may not be construed as consent for initial placement or initial provision of special education and related services to an individual with exceptional needs, pursuant to subclause (I) of clause (i) of subparagraph (D) of paragraph (1) of subsection (a) of Section 1414 of Title 20 of the United States Code.

In accordance with paragraph (1) of subsection (d) of Section 300.300 of Title 34 of the Code of Federal Regulations, parental consent is not required before reviewing existing data as part of an assessment or reassessment, or before administering a test or other assessment that is administered to all children, unless before administration of that test or assessment, consent is required of the parents of all the children.

Pursuant to subparagraph (E) of paragraph (1) of subsection (a) of Section 1414 of Title 20 of the United States Code, the screening of a pupil by a teacher or specialist to determine appropriate instructional strategies for curriculum implementation shall not be considered to be an assessment for eligibility for special education and related services.

In accordance with paragraph (5) of subsection (d) of Section 300.300 of Title 34 of the Code of Federal Regulations, to meet the reasonable efforts requirement in obtaining informed consent from the parent of the child before conducting the assessment, the local educational agency shall document its attempts to obtain parental consent using the procedures in ECS 56341.5(h).

ECS 56321.5 and 56341.1: Notice to Electronically Record - This section requires that parents be given specific notification of the right to electronically record the proceedings of individualized education program meetings, as specified in ECS 56341.1(g). Notice of intent to record must be provided to the district by the parent at least 24 hours prior to the meeting.

ECS 56329: Notice of Assessment Meeting - This section requires the District to notify parents or guardians in writing that they may request a copy of the findings of a special education assessment and the documentation of determination of eligibility. A parent or guardian has the right to obtain, at public expense, an independent educational assessment of the pupil from qualified specialists, as defined by regulations of the board, if the parent or guardian disagrees with an assessment obtained by the public education agency, in accordance with Section 300.502 of Title 34 of the Code of Federal Regulations. A parent or guardian is entitled to only one independent educational assessment at public expense each time the public agency conducts an assessment with which the parent or guardian disagrees.

ECS 58502: Alternative School Program - The parent or guardian of any pupil may request the Governing Board to establish an alternative school program or programs in the District pursuant to ECS 58500 et seq.

CODE OF FEDERAL REGULATIONS, TITLE 40, 763.84 (c): General Local Education Agency Responsibilities – Each local education agency shall ensure that workers and building occupants, or their legal guardians, are informed at least once each school year about asbestos inspections, response actions, and post-response action activities, including periodic reinspection and surveillance activities that are planned or in progress.

CODE OF FEDERAL REGULATIONS, TITLE 40, 763.84 (f): General Local Education Agency Responsibilities – The District's management plan may be reviewed at the District office.

5 CCR section 852/ECS 60615: Participation in Assessments Parents are to be notified of their pupil's participation in the CAASPP assessment system in accordance with Education Code section 60604. A parent's or guardian's written request to school officials to excuse his or her child from any or all parts of the assessments administered pursuant to Education Code section 60615 shall be granted.

ECS 32390: Fingerprinting Program – Each District that elects to provide a fingerprinting program must inform parents or guardians of the program.

ECS 51240: Health Instruction Conflicting with Religious Training and Beliefs of Parent or Guardian - If any part of a school's instruction in health conflicts with the religious training and beliefs of a parent or guardian of a pupil, the pupil, upon written request of the parent or guardian, shall be excused from the part of the instruction that conflicts with the religious training and beliefs.

ECS 51101.1: Parental Involvement of Parents/Guardians of English Learners – For parents/guardians of English learners, to support their child's advancement toward literacy. The Superintendent or designee may make available, to the extent possible, surplus or undistributed instructional materials to parents/guardians pursuant to Education Code section 60510, in order to facilitate parental involvement in their children's education.

Parents or guardians of English learners shall be informed, through the school accountability report card, about statewide and local academic standards, testing programs, accountability measures, and school improvement efforts. Parents and guardians of English learners shall be given any required written notification in English and the pupil's home language.

ECS 44050: Employee Interactions with Pupils Section in Code of Conduct – Schools that have adopted policies on employee-student interactions must distribute those policies to parents. The District's policy (Board Policy 4040) is below: "District employees who participate in official District social media platforms must adhere to all applicable policies and regulations, including but not limited to professional standards related to interactions with students, staff, and the public. Employees should not communicate with current District students through social media sites that are personal to staff members or students, do not have an instructional or educational purpose, or do not communicate relevant information about school-related activities. Employees should be mindful about maintaining appropriate professional boundaries with students. If a student directly or indirectly communicates to a staff member about known or suspected child abuse or neglect, a threat of harm to the student or others, or evidence of a crime, the staff member must immediately notify the appropriate authorities and the site administrator or designee. Use of official District social media platforms in violation of this administrative regulation may result in disciplinary action, up to and including dismissal from employment. The District may suspend or revoke user privileges of individuals who violate District standards on social media."