

2011-12
CABRILLO UNIFIED SCHOOL DISTRICT
ANNUAL NOTIFICATION TO PARENTS

The following legal sections are from the State of California Education Code and are required to be disseminated annually to all parents of school-aged children within the State of California.

Section 221.5 Prohibited Sex Discrimination: It is the policy of the state that elementary and secondary school classes and courses, including nonacademic and elective classes and courses, be conducted, without regard to the sex of the pupil enrolled in these classes and courses.

No school district shall prohibit any pupil from enrolling in any class or course on the basis of the sex of the pupil, except a class subject to Section 51550.

No school district shall require pupils of one sex to enroll in a particular class or course, unless the same class or course is also required of pupils of the opposite sex.

No school counselor, teacher, instructor, administrator, or aide shall, on the basis of the sex of a pupil, offer vocational or school program guidance to pupils of one sex which is different from that offered to pupils of the opposite sex or, in counseling students, differentiate career, vocational or higher education opportunities on the basis of the sex of the pupil counseled. Any school personnel acting in a career counseling or course selection capacity to any pupil shall affirmatively explore with the pupil the possibility of careers, or courses leading to careers that are nontraditional for that pupil's sex. The parents or legal guardian of the pupil shall be notified in a general manner at least once in the manner prescribed by Section 48980, in advance of career counseling and course selection commencing with course selection for the seventh grade so that they may participate in the counseling sessions and decisions.

Participation in a particular physical education activity or sport, if required of pupils of one sex, shall be available to students of each sex.

Section 231.5, 48980(g) Reporting Sexual Harassment: It is the stated policy of the State of California that all persons, regardless of their sex, should enjoy freedom from discrimination of any kind in the educational institutions of the state. In furtherance of that policy, each district should have a written policy regarding sexual harassment. The policy must contain information on where to obtain the specific rules and procedures for reporting charges of sexual harassment and for pursuing available remedies, as it relates to pupils.

Every school in the district has copies of the policy on Sexual Harassment.

Section 310, 311, §11303: English Language Education: Parental Waiver: Before students are enrolled in a program for English language learners, parents/guardians shall be informed of the placement of their children in a structured English immersion program and shall be notified of an opportunity to apply for a parental exception waiver. (Education Code 310; 5 CCR 11303).

CUSD Board Policy 3515 Campus Security – Surveillance Systems: The reasonable and limited use of surveillance cameras at school sites will help the district achieve its goals for campus security. Security cameras shall not be placed in areas where students, staff or community have a reasonable expectation of privacy, such as bathrooms, locker rooms, or private offices. Cameras generally may be used in hallways, stairwells, parking lots, and cafeterias. Any audio capacity on the district's security cameras shall be disabled so that sounds are not recorded.

Security camera recordings may be used in disciplinary proceedings and matters captured by the cameras may be referred to local law enforcement as appropriate. Should the images from the district's surveillance cameras create a student or personnel record, the Superintendent or designee shall ensure that the images are accessed and disclosed in accordance with law, Board policy, administrative regulation, and any applicable collective bargaining agreements.

Section 17213.1 School Site Selection: A district must provide notice to residents in the immediate area before commencing work on a preliminary endangerment assessment regarding a possible school site.

Section 17288 Field Act: The parents of any high school pupil attending classes on a campus of the University of California or California State University in order to receive specialized educational services shall be notified that the buildings on the

University campuses may not meet Field Act requirements although they are required to conform to the rigorous standards of the Uniform Building Code.

Section 32221.5 Insurance for Athletic Terms: Under state law, school districts are required to ensure that all members of school athletic teams have accidental injury insurance that covers medical and hospital expenses. The insurance requirement can be met by the school district offering insurance or other health benefits that cover medical and hospital expenses. Some pupils may qualify to enroll in no-cost or low cost local, state or federally sponsored health insurance programs. Information about these programs may be obtained by calling the Healthy Families Program at 800-880-5305.

Section 32255, Use of Animals: Requires that parents or guardians of all pupils registered be notified of the right of a pupil to refrain from the harmful or destructive use of animals in a course. Teachers utilizing animals or animal parts are required to inform pupils enrolled in that course of these rights. A teacher may work with such a student to develop and agree upon an alternative education project.

Cabrillo Unified Schools will not engage in the harmful or destructive use of animals in a course. Teachers will inform pupils of the right to refrain in direct participation of projects using animal parts and may allow such student an alternative assignment.

Section 32282.5 Disaster Preparedness Education Materials: The California Department of Education shall electronically distribute disaster preparedness educational materials and lesson plans that are currently available to school districts and county offices of education. The department shall ensure that the disaster preparedness materials are available in at least the three most dominant primary languages spoken by English learners in California, according to the language census. And the department shall coordinate with the California Emergency Management Agency to make sure that all materials are reviewed and updated annually.

Section 32286 Comprehensive School Safety Plan: Each school is required to report each July on the status of its school safety plan, including a description of its key elements in the annual school accountability report card prepared pursuant to Sections 33126 and 35256. A mandatory component of the school safety plan is a discrimination and harassment policy.

School Safety Plans are included in the annual school accountability report card.

Section 32288 School Safety Plans: Notice to specified persons and entities: Before adopting its comprehensive school safety plan, each school site council or school safety planning committee is required to hold a public meeting to allow members of the public the opportunity to express an opinion about the plan. Added to this requirement is the provision that each school site council or school safety planning committee shall notify, in writing specified persons and entities including: the local mayor; a representative of the local school employee organization; representatives of parent organizations including the parent teacher organization at the school site; a representative of the student body government; and all other persons that have indicated they wanted to be notified.

Section 32289 Uniform Complaint Procedures: A complaint of noncompliance with the school safety planning requirements of Title IV of the federal No Child Left Behind Act of 2001, 20 U.S.C. Sec. 7114(d)(7), may be filed with the department under the Uniform Complaint Procedures as set forth in Chapter 5.1 (commencing with Section 4600) of Title 5 of the California Code of Regulations.

Section 32390, 48980(f) Fingerprint Programs: In a school district which elects to offer a , fingerprinting program, this Section requires that notice must be sent to parents or guardians advising them that the school district will fingerprint all children as they enroll in kindergarten or newly enroll in the district, upon receipt of a written authorization indicating that the parent or guardian wants the child to be fingerprinted. The parent or guardian must be informed in the notification that he or she may withdraw the consent to fingerprinting at any time before the fingerprinting is done. Children may not be fingerprinted without parental consent, and the parent or guardian will be given the only copy of the fingerprints.

Section 33126(c), 35256 Accountability Report Card: Parents or guardians must be notified that a copy of each school's Annual School Accountability Report Card will be provided upon request.

Parents may contact the school office to request a copy of the School Accountability Report Card.

Section 35160.5(b) Intradistrict Open Enrollment: On or before July 1, 1994 the Governing Board shall adopt a policy of open enrollment within the district for residents of the district.

The district has developed Policy 5116.1 Intradistrict Open Enrollment. Students who reside within district boundaries may apply by the fourth Friday in May for enrollment in any district school. A random selection process for the admission of students from outside a school's attendance area will occur by the first week of June. Parents may receive Policy 5116.1 by contacting the school office.

Section 35178.4 Loss of Accreditation: If a school loses its accreditation status from the Western Association of Schools and Colleges, or any other chartered accrediting agency, the parents of the students must be notified in writing of the change and of any related potential consequences. The school board must also provide notice of the change at a regularly scheduled board meeting.

Section 35183 Dress Code/Gang Apparel: This section permits school districts to adopt dress code policy prohibiting the wearing of "gang-related apparel". As a further safety measure, school districts are authorized to adopt a school-wide uniform policy that requires students to wear uniforms.

Board Policy 5136 prohibits the presence of gang related apparel in schools.

Section 35183.5 Sun Protective Clothing: Schools shall allow students to wear sun protective clothing, including hats, whenever the students are outdoors during the school day. Each school site may adopt a policy regarding the type of sun protective clothing that is permissible. Each school site shall allow pupils the use of sunscreen during the school day without a physician's note or prescription.

Section 35186 Supplemental Uniform Complaint Procedure (Williams): Requires district to establish policies and procedures regarding deficiencies related to instructional materials, emergency or urgent facilities conditions that pose a threat to the health and safety of students or staff, and teacher vacancy or misassignment. District to adopt policies and post notices by January 1, 2005. Further requires district to use Uniform Complaint Procedures (5 CCR§4600 *et seq.*) to identify and resolve complaints regarding those issues. Sets forth different timelines for investigation and resolution of complaints than timelines specified under Uniform Complaint Procedures. (EC§35186 added by SB 550, Ch. 900, Statutes of 2004, and amended by AB 2727, Ch. 903, Statutes of 2004).

Uniform Complaint Procedure has been revised to address requirements of Williams Act.

Section 35211 Driver Training: Districts maintaining courses in Driver's Training shall advise parents of potential civil liability and mandated insurance coverage.

Section 35291, 35291.5, 35291.7 Discipline Rules: The Governing Board of each school district which maintains any of grades 1 through 12, inclusive, shall, at the time and in the manner prescribed by Sections 48980 and 48981, notify the parent or guardian of all pupils registered in schools of the district of the availability of rules of the district pertaining to student discipline

Each school shall provide written notice to continuing pupils at the beginning of each school year and to transfer pupils at the time of their enrollment in the school and to their parents or guardians regarding the school discipline rules and procedures. Parents may request a copy of Board Policy 5144 Discipline.

All student lockers are the property of the school district. The district maintains the authority to inspect student lockers at any time.

Section 35816 CAHSEE Intensive Instruction and Services, Posting in Classroom: Requires school districts that receive intensive instruction funds to post notices in classes of all 10th through 12th graders, inclusive, regarding the right of pupils who have not passed the CAHSEE by the end of grade 12 to receive intensive instruction and services for up to two consecutive academic years after completion of grade 12 or until the pupil has based both parts of the CAHSEE, whichever comes first.

5CCR §1220 High School Exit Exam; Cheating: Requires district to notify pupils prior to each administration of exam that any pupil found to have cheated or compromised security of examination shall have test marked invalid.

Section 44807 Duty Concerning Student Conduct: Every teacher shall hold students to a strict account for their conduct on the way to and from school, on the playgrounds, or during recess.

All schools maintain a comprehensive discipline policy, which regulates student behavior on and off campus.

Section 44808.5 Notice of Open Campus: If a governing board of a school district permits high school pupils to leave the school grounds during the lunch period, notice must be sent to the parents or guardians to that effect in the annual letter.

"The Governing Board of the Cabrillo Unified School District, pursuant to Education Code #44808.5 has decided to permit the pupils enrolled at Half Moon Bay High School to leave the school grounds during the lunch period."

"Neither the school district nor any officer or employee thereof shall be liable for the conduct or safety of any pupils during such time as the pupil has left the school grounds pursuant to this section."

Section 46010.1 Confidential Medical Services: The law provides that pupils in grades 7 to 12 may be excused from school for confidential medical purposes without expressed parental consent.

The district may excuse students from school for confidential medical purposes without parental consent. The school will verify the appointment with the appropriate medical authority.

Section 46014 Release for Religious Instruction: The school district Governing Board may, if it desires, adopt a resolution permitting pupils to be absent from school for the purpose of participating in religious exercises for receiving religious instruction at their respective places of worship or at other suitable places. Should the district do so, then pupils with the written consent of their parent or guardian may be excused from school in order to participate in accordance with the regulations adopted.

Cabrillo Unified School District does not schedule release time for pupils to be absent for participation in religious exercises or instruction on a regular basis.

Section 46600 Interdistrict Attendance Permits: The parent or legal guardian may seek release from their home district to attend a school in any other district. The terms and conditions for release or acceptance are set by the home and accepting districts. School districts may enter into agreements for the Interdistrict transfer of one or more pupils for a period of up to five years. AB 2444 precludes school districts from requiring that a pupil who is enrolled in a school to reapply for an interdistrict transfer, and requires the governing board of the school district of enrollment to allow the pupil to continue to attend the school in which he or she is enrolled, except if the district of residence and the district of enrollment have an agreement that provides otherwise. This bill also provides that pupils entering grade 11 or 12 in the subsequent school year shall not have their permits rescinded.

Section 48000 Kindergarten Admission When Five Years Old: Requires applicant parent to be informed of effects, advantages, and disadvantages of early kindergarten entry.

Section 48005.10 Kindergarten Readiness Pilot Program: Cabrillo Unified School District will make reasonable effort to identify parents of children between the ages of 3 – 5 who reside within district boundaries and provide those parents with information regarding services, program, or methods that will help assess the level of readiness of a child to enter school.

Section 48070.5(e) Promotion/Retention of Pupils: Parents are to be notified as early in the school year as practicable when a pupil is identified as being at risk of retention.

Board Policy 5123 outlines the timeline for notification of student progress.

Section 48201 Removal to Another District, Transfer of Disciplinary Records: When a pupil transfers to a new school district, the new school district shall request that the former school district provide any records, including law enforcement records, regarding acts that resulted in the pupil's suspension or expulsion from the school district. The receiving school district shall inform all of the transferring pupils' teachers of the suspension and/or expulsion and the act that resulted in the discipline.

Section 48204(b) Residency Based on Parent Employment: 48980(h) requires this notification. School districts are allowed to establish residency based on parent or guardian employment within boundary of district. Pupil transfers may occur in grades Kindergarten through 12th grade. **District does not maintain an Allen Bill Policy.**

Sections 48205 Excused Absences; 48980(j) Grade Reduction/Loss of Academic Credit: When requested in writing by parents or guardians, pupils shall be excused from school when the absence is:

1. Due to his or her illness.
2. Due to quarantine under the direction of a county or city health officer.
3. For the purpose of having medical, dental, optometrical, or chiropractic services rendered.
4. For the purpose of attending the funeral services of a member of his or her immediate family, so long as the absence is not more than one day if the service is conducted in California and not more than three days if the service is conducted outside California.
5. For the purpose of jury duty in the manner provided for by law.
6. Due to the illness or medical appointment during school hours of a child of whom the pupil is the custodial parent.
7. For justifiable personal reasons, including, but not limited to, an appearance in court, attendance at a funeral service, observance of a holiday or ceremony of his or her religion, attendance at religious retreats, or 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.

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. As 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.

For purposes of this section, attendance at religious retreats shall not exceed four hours per semester.

Absences pursuant to this section are deemed to be absences in computing average daily attendance and shall not generate state apportionment payments.

Members of the immediate family means the student's mother, father, grandmother, grandfather, spouse, son, daughter, brother, or sister, or any relative living in the immediate household of the employee.

Contact the principal or designee if your child has a need to be absent from school. The state will not provide any state apportionment for any student absent from school.

Section 48206.3, 48980(b) Temporary Disabilities: Requires that parents or guardians are to be notified that a pupil will receive individual instruction when a temporary disability exists which makes attendance impossible or inadvisable in the regular day classes or alternative education program in which the pupil is enrolled.

Temporary disability means a physical, mental, or emotional disability incurred while a pupil is enrolled, after which the pupil can reasonably be expected to return to his or her regular class assignment. This section does not cover students with exceptional needs pursuant to 56026.

Section 48207, 48208: A pupil hospitalized with a temporary disability must be provided individualized instruction by the school district in which the hospital is located and it is the primary responsibility of the parent to notify that district that the pupil is in the hospital.

The Cabrillo district will provide individualized instruction for students hospitalized within the district in accordance with applicable Education Code sections.

Section 48216 Immunization Requirements and Procedures: Cabrillo Unified School District and the County Office of Education are required to exclude pupils from attendance when immunization requirements are not met. Parents or guardians will be notified that they have two weeks to supply evidence either that the pupil has been properly immunized or that the pupil is exempt pursuant to sections 12365 or 120370 of the Health and Safety Code. State law requires the following immunizations before a child may attend school: (a) All new students must provide proof of polio, diphtheria, pertussis,

tetanus, measles, mumps, and rubella immunizations. (b) All kindergarten students must also provide proof of vaccination against hepatitis B and varicella (chickenpox). (c) All seventh grade students must also provide proof a second measles, mumps, and rubella vaccination. (d) All seventh through twelve grade students must also provide proof of pertussis booster. (e) A tuberculosis skin test (Mantoux) is required for all kindergarten students and all new students who have never attended a California school. Free- or lost-cost immunizations for children are available. Please call the District Office for information. Information about a permanent medical exemption or personal beliefs exemption from immunizations for your student is available at the District Office.

Section 48260.5 Notice to Parent or Guardian of a Truant; Alternative Educational Programs: Upon a pupil's initial classification as a truant, the school district shall notify the pupil's parent or guardian, by first-class mail or other reasonable means, 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) of Chapter 2 of Part 27. (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 Section 48264. (g) That the pupil may be subject to suspension, restriction, or delay of the pupil's driving privilege pursuant to Section 13202.7 of the Vehicle Code. (h) That it is recommended that the parent or guardian accompany the pupil to school and attend classes with the pupil for one day.

Section 48263 School Attendance Review Board Referral (SARB): If any minor is a "habitual truant", or is irregular in attendance at school, the pupil may be referred to a School Attendance Review Board (SARB). The supervisor of attendance or a designee shall notify the minor and parents or guardian of the referral.

A student is considered truant after three absences or three tardies of more than 30 minutes each time and the absences or tardies are unexcused. After a student has been reported as a truant three or more times in a school year, the student is considered a habitual truant. A student who is absent from school without a valid excuse for 10% or more of the schooldays in one school year, from the date of enrollment to the current date, is considered a chronic truant. Unexcused absences are all absences that do not fall within EC 48205.

Section 48350 Open Enrollment Act: Whenever a student is attending a school on the Open Enrollment List as identified by the Superintendent of Public Instruction, the student may seek to transfer to another school within or outside of the district, as long as the school to which he/she is transferring has a higher Academic Performance Index. Parents of high school athletes should check on CIF sports eligibility rules before pursuing a transfer under this option. Transportation to any other school is the responsibility of the parent. School districts are allowed to adopt specific, written standards for acceptance and rejection of applications as long as students are selected through a random and unbiased process. Unless the school board waives the deadline, requests for transfers are to be submitted by January 1 of the prior school year. To apply, parents must directly contact the school district to which they seek to transfer their student. The Open Enrollment List can be found on the California Department of Education website at: <http://www.cde.ca.gov/sp/eo/op>.

Section 48432.5 Involuntary Transfer: Continuation Education: Requires boards to adopt rules and regulations for the involuntary transfer of pupils to continuation schools. Requires written notice be sent to the pupil and pupil's parents informing them of the opportunity to request a meeting with the designee or the superintendent prior to transfer.

Section 48900(p) Prescription drug SOMA: Unlawfully offered, arranged to sell, negotiated to sell or sold the prescription drug SOMA.

This prescription drug is added to expulsion criteria.

Section 48900(q) Student Discipline, Hazing: Amends the disciplinary provision of the Education Code to define "hazing" by reference to Penal Code section 245.6.

For purposes of this subdivision, "**hazing**" means a method of initiation or pre-initiation into a pupil organization or body, whether or not the organization or body is officially recognized by an educational institution, which is likely to cause serious bodily injury or personal degradation or disgrace resulting in physical or mental harm to a former, current, or prospective pupil. For purposes of this subdivision, "**hazing**" does not include athletic events or school-sanctioned events.

Section 48900(r) Student Discipline, Bullying: Amends the disciplinary provision of the Education Code to include “bullying,” including bullying by electronic means.

Engaged in an act of bullying, including, but not limited to, bullying committed by means of an electronic act, as defined in subdivisions (f) and (g) of Section 32261, directed specifically toward a pupil or school personnel.

Section 48900.1 Parents Attendance at School: Requires the governing board of each school district to adopt a policy authorizing teachers to provide that the parents or guardians of a pupil who has been suspended by a teacher attend a portion of a school day in his or her child's or ward's classroom.

The requirement adds §230.7 of the Labor Code: No employer shall discharge or discrimination against an employee for taking time off to appear in school on behalf of a child who has been suspended under §48900.1 of the Education Code, if prior to taking time off, the employee gave reasonable notice to the employer that he or she is requested to appear at the school.

A policy is in place that supports this legal requirement.

Section 48900.4 Additional Grounds for Suspension and Expulsion: This section which formerly provided for suspension or expulsion for acts of harassment, threats or intimidation against pupils is amended to include school personnel.

Expulsion policy regarding acts of harassment, threats or intimidations is expanded to include school personnel.

Section 48900.8 Records of Expulsion and Suspension: Specifies for purposes of notification to parents and required reporting to the California Department of Education, that all offenses set forth in Education Code sections 48900 (a-o), 48900.2, 48900.3, 48900.4, 48915 (a) (1-5) or 48915 (c) (1-4) shall be properly identified in all appropriate pupil records.

Section 48904 Withholding Grades for Property Damage: Requires governing boards to establish procedures for withholding grades, diploma, and transcript. Requires districts to notify parents, in writing, of pupil's alleged misconduct before withholding of grades, diploma, or transcript.

Section 48904.3 Reciprocal Withholding of Grades, etc.: Requires school district to which a pupil, subject to Education Code section 48904, has transferred, to also withhold grades, diplomas, or transcripts upon receiving notice from the former district. Requires receiving district to notify the parents in writing of the decision to withhold as specified.

Section 48906 Release of Pupil to Peace Officer: Requires school officials to take immediate steps to notify parents when a child is taken into custody by a peace officer except when the child is taken into custody as a victim of suspected child abuse. In such cases, law enforcement would assume all notification responsibilities.

Section 48910 Suspension by Teacher; Reports, Conferences, Referrals: Authorizes teacher to suspend pupil from class. Requires report of suspension to principal and requires teacher to request parent or guardian attend conference.

Section 48911 Suspension: Requires reasonable effort to notify the parents in person or by telephone at time of suspension; mandates notification in writing. Requires request to parent to attend meeting to determine if suspension would be extended when expulsion is being considered.

Section 48911.1(d) In-School Suspension: Requires at the time a pupil is assigned to supervised suspension a school employee shall notify, in person or by telephone, the pupil's parents or guardians. If the pupil is assigned to supervised suspension to longer than one class period, a school employee shall notify the parent or guardian in writing.

Section 48912 Suspension by Governing Board: Intent to Hold Closed Session: Authorizes district to suspend pupil for any number of schooldays, within limits of EC §48903. Requires district to hold closed session to consider suspension and to notify pupil and parent, by registered or certified mail or personal service, of intent to conduct closed session.

Section 48915.5 IEP Notification: Expulsion Request for Special Education Pupil: Requires 48-hour prior notification of IEP meeting; or that the meeting will be held without parent participation unless parent requests a postponement of up to three days. Stipulates parent must receive written notice of intent to conduct a pre-expulsion assessment and requires parent to make pupil available without delay.

Section 48916 Expulsion Orders; Readmission: Requires that a description of the readmission process from expulsion be made available to the pupil and parent at the time of the expulsion. If the governing board denies readmission following a review, the board shall notify the pupil's parents, in writing, of the reasons for denial. Further, the notification shall include the educational program to which the pupil is to be assigned.

Section 48918 Expulsion Procedures: Delineates rules governing due process procedures for expulsion. Requires written notice of the hearing (including pupil rights) to be forwarded to the pupil at least ten calendar days prior to the hearing. The opportunity for pupil or parent(s) to be represented by a "non-attorney advisor" is available. Requires notice to include pupil and parent obligation to notify any new district of enrollment of the pupil's status in the expulsion process. Also requires written results of the hearing be sent to parent or guardian by superintendent or designee. Further requires inclusion of a notice of parent's/guardian's obligation, at the time of enrollment, to inform any new district of the pupil's expulsion. Governing boards have the authority to issue subpoenas. This now requires that subpoenaed witness be informed regarding their receipt of applicable fees. Additionally, the notice of decision to expel shall include a notice of the educational alternative placement to be provided to the pupil during the time of expulsion.

Section 48980(a) Annual Notification Requirements: This section enumerates sections of the Education Code that require annual parent/guardian notification. Under Sexual Health and HIV/AIDS Prevention Education Act per Education Code Section 51938, a parent or guardian of a pupil has the right to excuse their child from all or part of comprehensive sexual health education, HIV/AIDS prevention education, and assessments related to that education.

Section 48980(b) Availability of Individualized Instruction: The notification shall advise the parent of the availability of individualized instruction as prescribed by Section 48206.3 et seq. (Pupils with Temporary Disabilities).

Section 48980(c) Notification of Minimum Days and Pupil-Free Staff Development Days: Parents shall be notified no later than one month before scheduled minimum or pupil-free staff development days.

Section 48980(d) Investing for Future College or University Education: The annual notification may advise the parent or guardian of the importance of investing for the future college or university 48980(e) High School Exit Examination: Beginning with the 2003-2004 school year, students must pass a state-mandated examination prior to graduation from high school. Parents must be notified of this requirement beginning with the 2000-2001 school year. Students who do not demonstrate sufficient progress toward passing the examination must be offered remedial summer school instruction.

Section 48980(e) High School Exit Examination: Beginning with the 2003-2004 school year, students must pass a state-mandated examination prior to graduation from high school. Parents must be notified of this requirement beginning with the 2000-2001 school year. Students who do not demonstrate sufficient progress toward passing the examination must be offered remedial summer school instruction.

Section 48980(h) Attendance Options: Requires district to notify parents of all current statutory attendance options and local attendance options and local attendance options. (this section was re-lettered from 48980(i)).

Attendance options are included in school handbooks.

Section 48980(j) Grade Reduction/Loss of Academic Credit: Notification shall advise parent that no pupil may have his or her grade reduced or lose academic credit for any absence or absences excused pursuant to Section 48205 when missed assignments and tests that can reasonably be provided are satisfactorily completed within a reasonable period of time, and shall include the full text of Section 48205.

Section 48980(k) Availability of State Funds to Cover Costs of Advanced Placement Examination Fees: Through high school correspondence, parents are notified of the availability of state funds to cover the costs of advanced placement examination fees for economically disadvantaged pupils per Section 52244.

Section 48980.3 Pesticides: School Districts shall provide information to parents regarding pesticides per EC 17612. Specifically, districts shall annually notify staff and parents of all pesticide products expected to be applied at a school during the year. The notice shall include all active ingredients in each product, an internet address on pesticide use, and a posting of warning signs prior to and after pesticide application. In 2005, the law was amended to restrict the application of certain kinds of pesticides on school sites.

Section 48981 Times and Means of Notification: The annual notification to parents shall be sent at the time of registration for the first semester or quarter of the regular school term. The notice may be sent by regular mail or by any other method normally used to communicate with the parents or guardians in writing.

Section 48985 Notices to Parents or Guardians in Language Other than English: Currently, if 15 percent or more of students enrolled in a K – 12 program speak a primary language other than English, all notices, statements or records sent to the parents shall, in addition to English, be written in the primary language.

Section 49063 Access to Student Records: Parents have the right to review, challenge and request removal of any information contained in the cumulative folder and any other information maintained on a pupil. The contact person for doing this is the school principal.

Parental requests to review records are to be directed to the principal. Upon request, the principal will set an appointment within five days, at which time all information will be available. Copies will be made for the parent at .25 cents per copy. Requests to remove material must be sent to the superintendent. Notice is included in this document.

Section 49067 Jeopardy of Academic Failure: Requires boards to prescribe regulations requiring the evaluation of each pupil's achievement for each marking period. Requires written notice to, or a conference with, the parent when the student is in jeopardy of failing a course.

Section 49068, 5 CCR §438 Pupils Records: Mandates that a school requesting pupil records inform the 5 CCR parent of his/her right to receive a copy of pupil's record and to challenge its content.

Section 49069 Access to Student Records: Amends Education Code Section 49069 to require that when a parent requests student records, the records shall be provided in five business days, rather than five calendar days.

Section 49073 Release of Directory Information: Directory information may be released to authorized agents or agencies unless parents specifically request otherwise.

Directory information includes the student's name and address, date and place of birth, participation in an officially recognized activity and sport, weight and height of members of athletic teams, dates of attendance, degrees and awards received and most recent public or private school attended.

Parents of high school students are annually provided a form requesting not to release student information to military personnel.

Section 49077 Court Order for Records: The parent and pupil will be notified in advance if the school is required by court order to furnish information, so long as such is not prohibited by said order.

Insofar as possible, the school principal will contact parents prior to releasing information in compliance with a court order.

Section 49302 School Safety Patrol: The pupils who serve as members of a school safety patrol shall be designated by the principal of the school in which the patrol is established, but no pupil shall be designated to serve on any patrol unless the pupil and the person having legal custody of such pupil consent, in writing, thereto. Upon the revocation, in writing, of the consent of either such pupil or such person, the pupil shall cease to be a member of the patrol.

Section 49332 Injurious Object Taken From Student: The parent or guardian of a pupil from whom an injurious object has been taken may be notified by school of the taking.

Section 49403 Immunization Programs: Where the governing board of the school district, for the purpose of cooperating with the local health officers in preventing and controlling communicable diseases in school age children, sets up an immunizing program, parents must consent in writing to the administration of the immunizing agent.

No immunization program is planned by the district. Immunization is available through the San Mateo County Health Department in Half Moon Bay.

Section 49423 Administration of Medication, 49423.1 Inhaled Asthma Medication: If a pupil is required to take medication prescribed for him by a physician during /the regular school day, he may be assisted by designated school personnel if the district receives (a) a written note from the physician detailing the method, amount and time schedules for such assist the pupil as set forth by the physician in his statement. Pupils may self-administer auto-injectable epinephrine or inhaled asthma medication at school under supervision of an employee.

Section 49430 Pupil Nutrition, Health and Achievement Act of 2001: By January 1, 2004, et seq. every public school may post a summary of nutrition and physical activity laws and regulations, and shall post the school district's nutrition and physical policies, in public view within all school cafeterias or other central eating areas.

Section 49451, 49452, 49452.5, 49454 Annual Physical: Physical examinations are not administered at school. Screenings for visual and auditory disabilities will be conducted during the months of September, October and November in grades K-2-3-5-8 and 10. In addition, all students with known defects, those not previously screened, those enrolling for driver training, and those enrolled in special programs will be tested.

Section 49452.7 Type 2 Diabetes Information: California Education Code 49452.7 requires that all incoming 7th grade students receive information regarding type 2 diabetes. Type 2 diabetes is the most common form of diabetes in adults and affects the way the body uses sugar (glucose) for energy. Type 2 diabetes was rare in children a few years ago, but is becoming more common, especially for overweight youth. The risk factors associated with increased risk for Type 2 diabetes are being overweight, family history of diabetes, inactivity, and certain specific racial/ethnic groups.

Warning signs and symptoms associated with Type 2 diabetes include increased hunger, weight loss, increased thirst, frequent urination, fatigue, blurred vision, slow healing of wounds, irregular periods, high blood pressure, and facial and body hair growth in girls. These symptoms develop slowly in children and not everyone with insulin resistance or Type 2 diabetes develops warning signs or symptoms. It is recommended that students experiencing the risk factors or symptoms of Type 2 diabetes be tested for the disease.

Type 2 diabetes in children is a preventable/treatable disease. Healthy lifestyle choices can help prevent the development of this and other diseases. Exercising and healthy eating habits can help students achieve or maintain a normal weight and normal blood glucose levels. Visit the following California Department of Education website for information:
<http://www.cde.ca.gov/ls/he/hn/type2diabetes.asp>

Section 49452.8 Pupil Health, Oral Health Assessment: This program requires students, while enrolled in kindergarten (or 1st grade, if the child was not previously enrolled in kindergarten in a public school), to no later than May 31st of the school year, present proof of having received an oral health assessment by a licensed dentist within 12 months prior to initial enrollment.

Section 49455 Vision Appraisal: Authorizes parent to waive vision appraisal of pupil by filing copy of private physician, surgeon, optometrist report, or to refuse appraisal due to religious beliefs by filing written statement with principal. Although not required, it is recommended that parents be informed of these exceptions.

Section 49456 Vision and Other Defects: Requires district supervisor of health to report to parents any noted health (including visual) defects. Further requires that report ask parent to take such action as will cure or correct defect.

Section 49471 Medical and Hospital Services Not Provided: If governing board of a district that maintains junior high schools or high schools does not provide or make available medical and hospital services for pupils of the district injured while participating in athletic activities, the board must notify parent of such pupils that the services are not provided.

Section 49472 Medical and Hospital Services Insurance: If the district provides medical or hospital service or both, through nonprofit membership corporations or any sort of accident insurance, no pupil shall be compelled to accept such service without the consent of this parent or guardian.

Cabrillo Unified School District does not provide medical and hospital services to children. Parents may purchase special accident insurance for their children from a private company. Information on one such service will be distributed separately.

Section 49480 Continuing Medication Regimen: Parents are required to inform the designated certificated school employee if their child is on a continuing medication regimen for a non-episodic condition. They must identify the

medication, which is being taken, the dosage, and the name of the supervising physician so that district personnel may familiarize themselves with possible effects of the drug on the child's physical, intellectual, and social behavior, as well as watch for symptoms of adverse side effects.

Our district requires written instructions from both the parent and the doctor.

Section 49510, 49520 Low Cost Meals: A nutrition program for needy pupils is available for all students who meet established criteria.

Each parent will receive at the beginning of each year a notice and application which defines the eligibility criteria for participation in the "Meals for Needy Children" program. If you believe you are eligible complete the form and return it to the school.

Section 49557.2 Notification of Possible Eligibility under Medical Program: Under this statute, a school district has the option of incorporating information into the school lunch program application packet or notification of eligibility under that program that the child might also qualify for free or reduced cost health insurance coverage under the Medical program.

Section 51101 Parental Involvement: Rights of Parents and Guardians to Information: Provides that parents/guardians have the right and should have the opportunity to be informed by the school of the following: (1) when child is absent from school; (2) of their child's progress; about school rules, including disciplinary rules and procedures along with attendance, retention, and promotion policies pursuant to §48070.5, dress codes, and procedures for visiting the school. In addition, it is the intent that parents be notified as early in the year as practicable, pursuant to §48070.5, if their child is identified as being at risk of retention and of their right to consult with school personnel regarding any decision to promote or retain and to appeal a decision to promote or retain.

Section 51101.1 Rights of Parents/Guardians who Lack English Fluency: Provides that school district shall take all reasonable steps to ensure that all parents/guardians of pupils who speak a language other than English are properly notified in English and in their home language of the rights and opportunities available to them pursuant to this section.

Section 51513 Materials Querying Personal Beliefs: Prohibits using tests that question pupil's personal beliefs unless the parent/guardian is notified in writing that the test will be administered, and gives their written permission.

Section 51229 Annual Notification, Counseling: The State of California offers community colleges, California State Universities (CSU), and Universities of California (UC) for students who wish to continue their education after high school.

In order to attend a community college you need only be a high school graduate or 18 years of age. In order to attend a CSU you have to take specific high school courses, have the appropriate grades and test scores, and have graduated from high school. Test scores are not required if your GPA is 3.0 or above. In order to attend a UC you must meet requirements for coursework, GPA, and test scores, or rank in the top four percent at a participating high school, or qualify by examination alone. You may also transfer to a CSU or UC after attending a community college. For more information on college admission requirements, please refer to the following webpages:

www.ccco.edu – This is the official website of the California Community College system. It offers links to all of the California Community Colleges.

www.assist.org – This interactive site provides course transfer information for students planning to transfer from a California Community College to a CSU or UC.

www.csumentor.edu – This extensive online site offers assistance to students and their families on the CSU system, including the ability to apply online, and links to all CSU campuses.

www.universityofcalifornia.edu – This massive website offers information regarding admissions, online application, and links to all UC campuses.

Students may also explore career options through career technical education. These are programs and classes offered by a school that are specifically focused on career preparation and/or preparation for work. The programs and classes are integrated with academic courses and support academic achievement. Students can learn more about career technical education by referring to the following webpage: www.cde.ca.gov/ds/si/rp.

You may meet with a school counselor to choose courses at your school that will meet college admission requirements or enroll in career technical education courses, or both. To contact your counselor, call 712-7200.

Sections 51240, 51550, 51820 Family Life Education, Sex Education Courses, Venereal Disease Education: When classes in health education are offered where reproductive organs and their functions and processes are described, illustrated or discussed or where venereal disease is described, illustrated or discussed, an opportunity shall be provided to each parent or guardian to request in writing that the child not attend. Such request is valid for the school year but may be withdrawn at any time. The written or audiovisual materials to be used shall be available for inspection by parents or guardians at reasonable times and places prior to the class.

Section 51554 Instruction on Sexually Transmitted Diseases/AIDS: Provided by Outside Agency/Guest Speaker: Provides that no pupil shall receive instruction on sexually transmitted disease, AIDS, human sexuality or family life in an assembly setting by a teacher employed by the district or instruction in any setting by an outside agency or guest speaker unless the pupil's parents have been properly notified as specified.

Section 51555 Instruction on Sexually Transmitted Diseases, AIDS, Human Sexuality or Family Life: Kindergarten, Grades 1-6 inclusive: Notification will be given to parents regarding instruction on human sexuality, AIDS, etc., including the right to request copies of Sections 56120.5 and 51553, related to AIDS prevention instruction.

Section 51930 Sexual Health and HIV/AIDS Prevention Education: Requires parent/guardian notification before instruction in sexual health education, HIV/AIDS prevention, and assessments related to that education.

Parents will receive a 30-day advance written notice of such classes. A parent meeting for review of materials will be held.

Section 51934 Instruction on AIDS and AIDS prevention, Grades 7-12 inclusive: Parents are to be notified of the purpose of AIDS prevention instruction and their right to request copies of Section 51201.5 and 51552 related to AIDS prevention instruction. The notice shall further specify that any parent may request that his/her child not receive AIDS prevention instruction. The complete text of 51201.5(d) and 51553, including specific notification requirements for use of an outside agency/guest speaker for AIDS prevention instruction shall be made available to parents upon request.

Section 52055.600 High Priority Schools Grant Program for Low Performing Schools: et seq. These statutes establish the High Priority Schools Grants program for low performing schools, which is a voluntary program that supplements the immediate intervention/under performing schools program. If a school is invited to participate in either program, the district shall hold a public hearing at a regularly scheduled meeting to discuss whether or not to apply for the program, it must hold a public hearing to discuss the rationale for not accepting the invitation.

Section 54444.2 Migrant Education Program: Requires district receiving migrant education funds or services to actively solicit parental involvement in planning, operation, and evaluation of its programs through establishment of parent advisory council. Requires notice to parents, in language they understand, that parents have sole authority to decide composition of council.

Health & Safety Code 124100: Child Health and Disabilities Prevention Program: Requires notice to parents of kindergarten and first grade children of the requirement for physical examination for first grade enrollment and availability of free health screening through their local health department. Requires up to five days exclusion from school for failure to comply or sign a waiver.

IDEA Act (20 USC 1400 et seq.) Special Education: Federal law requires that a free and appropriate education in the least restrictive environment be offered to qualified handicapped pupils.

Rehabilitation Act of 1973, 504, Handicapped Pupils: Section 504 of the federal Rehabilitation Act of 1973, and the Americans with Disabilities Act (42 USC 12102 et. seq.) prohibit discrimination on the basis of disability and require a school district to provide a "free appropriate public education" (FAPE) to each qualified student with a disability who is in the school district's jurisdiction, regardless of the nature or severity of the disability. Under Section 504, FAPE consists of the provision of regular or special education and related aids and services designed to meet the student's individual educational needs as adequately as the needs of nondisabled students are met. Reasonable accommodations are available for handicapped students.

Section 56030, 56040, 56300, 56301, 56220(a) Special Education Needs: Each school district shall establish written policies and procedures for seeking out all individuals with exceptional needs including notification of all parents of their rights and the procedure for initiating a referral for assessment to determine eligibility for special education programs and services. The law was amended to require that the child find system is extended to children with disabilities who are homeless or wards of the state.

Our district, in conjunction with the San Mateo County Special Education Local Plan Agreement, provides special education programs and services for all individuals with exceptional needs, ages 0 through 21 years. Please contact your school or the District Office for details on making a referral.

Section 56321 Special Education; Assessment Plan, Parental Rights: Requires district provide parent with written, proposed assessment plan within fifteen (15) days of referral for assessment, as specified. Further requires copy of notice of parent rights to be attached.

Section 56321.5 Special Education; Recording IEP: Requires copy of notice of parents rights to include right to electronically record the proceedings of IEP meetings.

Section 56329 Special Education; Assessment, Due Process: Requires, as part of assessment plan for special education evaluation, notice to parent that upon completion of assessment an individualized education program team meeting will be held to discuss the assessment, the educational recommendations, and the reasons for the recommendations; and that parent is entitled to obtain, at public expense, independent educational assessment.

Section 58500, 58501 Alternative Schools: California state law authorizes all school districts to provide for alternative schools. Section 58500 of the Education Code defines alternative school as a school or separate class group within a school, which is operated in a manner designed to:

- (a) Maximize the opportunity for students to develop the positive values of self-reliance, initiative, kindness, spontaneity, resourcefulness, courage, creativity, responsibility, and joy.
- (b) Recognize that the best learning takes place when the student learns because of his desire to learn.
- (c) Maintain a learning situation maximizing student self-motivation and encouraging the student in his own time to follow his own interests. These interests may be conceived by him totally and independently or may result in whole or in part from a presentation by his teachers of choices of learning projects.
- (d) Maximize the opportunity for teachers, parents and students to cooperatively develop the learning process and its subject matter. This opportunity shall be a continuous, permanent process.
- (e) Maximize the opportunity for the students, teachers, and parents to continuously react to the changing world, including but not limited to the community in which the school is located.

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

Cabrillo Unified School District currently provides continuation classes at Pilarcitos Continuation High School. Within this education code provision, it is possible to establish other types of programs.

Section 60602, CCR §852 California Assessment of Academic Achievement: States legislative intent that district provide information on academic status and progress of pupils to their parents or guardians, and to teachers, on timely basis. Permits district to inform parents of availability of exemptions under §60615, but prohibits district from soliciting exemption.

40 CFR 763.93 Asbestos Removal Plans: The Federal Law (ASHERA) requires that all parents, teachers, and employee organizations are to be notified of the availability of the district's management plan regarding asbestos. The management plan is a routine document required by ASHERA for all sites and its preparation does not necessarily mean that a problem exists at any site.

PC 290.4 "Megan's Law": Information about registered sex offenders, as required by "Megan's Law," can be found on the Department of Justice's website, <http://meganslaw.ca.gov>. The website also provides information on how to protect yourself and your family, facts about sex offenders, frequently asked questions, and sex offender registration requirements in California.

PC 627.5 Hearing Regarding Person Denied Permission to Register as a Visitor: Authorizes person denied registration and entrance to a school or whose registration is revoked, to file written request for hearing, as specified. Requires principal or superintendent to promptly mail written notice of date, time, and place of hearing and specified timelines for holding hearing.

WIC §18976.5 Primary Child Abuse Prevention Program: Requires notice of mandated 18976.5 child abuse prevention programs and parental right to refuse to have his/her children participate.

5 CCR §3831 Gifted and Talented Pupil (GATE): Requires district's written plan for GATE program to include procedure to inform parents of pupil's participation or non-participation in program. Also requires written plan be available for public inspection.

5 CCR §11523 Notice of Proficiency Examination: Requires distribution of announcement explaining the California School Proficiency Examination (CHSPE). Notice must be given to students in 11th and 12th grades, early enough to enable interested pupils to meet all examination registration requirements for fall test of that year.

Title I: Parental Notification: Requires districts that receive Title 1 funds to notify parents of the following requirements under "No Child Left Behind": Program Improvement -Parent/Guardian shall be notified when their children's school is identified as "program improvement" and the opportunities for school choice and/or supplemental instruction; Teacher Qualifications - Parent/Guardian shall be notified that they may request specified professional qualifications of the student's classroom teacher(s) and assigned para-professional(s); Homeless Children - Each Local Education Agency liaison for homeless children shall ensure the dissemination of public notice of the educational rights of students in homeless situations; Military Recruiters: Release of Directory Information - Parent/Guardian shall be notified of requirement to release specified directory information on students to military recruiters. Notifications to include an "opt out" provision related to the release of a student's name, address and telephone number; and Persistently Dangerous Schools - Parents/Guardians shall be notified of elementary and/or secondary schools considered to be "persistently dangerous" pursuant to California Department of Education guidelines and of available options.

Title 5 §300 Duties of Pupils: Requires pupils to conform to school (5CCR) regulations, obey all directions, be diligent in study and respectful to teachers and others in authority, and refrain from the use of profane and vulgar language.

Title 5, §3080, and §4622 Uniform Complaint Policy - Special Education: Notice is required that anyone who has a concern that the district may not have acted in compliance with any of the state or federal laws or laws governing special education may file a complaint against the district. A complaint procedure exists for reporting violations of federal or state law prohibiting discrimination in programs conducted by the district.

Procedures for filing a complaint are available at each school in the district.

Title 5, §4622 §4630, Uniform Complaint Procedures: Section 4622 provides that every local educational agency must notify parents, students, district advisory committees, school advisory committees, and other interested parties of the district's complaint procedures, including the opportunity to appeal to the Department of Education under certain circumstances.

Procedures for filing a complaint are available at each school site and the district office.

5 CCR §4622; EC Section 35294.21: EC 35294.21 now authorizes complaint of noncompliance with school safety requirements under Uniform Complaint Procedures set for in 5 CCC §4600.

Procedures for filing a complaint are available at each school site and the district office.

Title IX (1972 Education Amendments): Students may not be discriminated against on the basis of their race, color, national origin, sex or handicap in any program or activity of the school district.

Students or parents who believe they or their children have been discriminated against on the basis of their race, color, national origin, sex or handicap in any program or activity of the school district should contact the district Title IX compliance officer.

Notification of Rights under FERPA*

The Family Educational Rights and Privacy Act (FERPA) affords parents certain rights with respect to their minor children's education records. They are:

- (1) The right to inspect and review the student's education records.
- (2) The right to request the amendment of the student's education records to ensure that they are not inaccurate, misleading, or otherwise in violation of the student's privacy or other rights.
- (3) The right to consent to disclosures of personally identifiable information contained in the student's education records, except to the extent that FERPA authorizes disclosure without consent.
- (4) The right to file with the U.S. Department of Education a complaint concerning alleged failures by the Cabrillo Unified School District to comply with the requirements of FERPA.

Family Policy Compliance Office
U.S. Department of Education
400 Maryland Avenue, SW
Washington, DC 20202-4605

- (5) The right to obtain a copy of the Cabrillo Unified School District's student records policy. You can obtain a copy of the policy from the principal's office in each school within the District.
- (6) Upon request, the School discloses education records without consent to officials of another school district in which a student seeks or intends to enroll.

Notification of Rights under the Protection of Pupil Rights Amendment (PPRA)

PPRA affords parents certain rights regarding our conduct of surveys, collection and use of information for marketing purposes, and certain physical exams. These include the right to:

Consent before students are required to submit to a survey that concerns one or more of the following protected areas ("protected information survey") if the survey is funded in whole or in part by a program of the U.S. Department of Education (ED) –

1. Political affiliations or beliefs of the student or student's parent;
2. Mental or psychological problems of the student or student's family;
3. Sex behavior or attitudes;
4. Illegal, anti-social, self-incriminating, or demeaning behavior;
5. Critical appraisals of others with whom respondents have close family relationships;
6. Legally recognized privileged relationships, such as with lawyers, doctors, or ministers;
7. Religious practices, affiliations, or beliefs of the student or parents; or
8. Income, other than as required by law to determine program eligibility.

Receive notice and an opportunity to opt a student out of –

1. Any other protected information survey, regardless of funding;
2. Any non-emergency, invasive physical exam or screening required as a condition of attendance, administered by the school or its agent, and not necessary to protect the immediate health and safety of a student, except for hearing, vision, or scoliosis screenings, or any physical exam or screening permitted or required under State law; and
3. Activities involving collection, disclosure, or use of personal information obtained from students for marketing or to sell or otherwise distribute the information to others.

Inspect, upon request and before administration or use –

1. Protected information surveys of students;
2. Instruments used to collect personal information from students for any of the above marketing, sales, or other distribution purposes; and
3. Instructional material used as part of the educational curriculum.

These rights transfer from the parents to a student who is 18 years old or an emancipated minor under State law.

Title VI Civil Rights Act of 1964 & to Title IX Educational-Amendment Act of 1972 Discrimination: Requires implementation of specific and continuing steps to notify students and parents that the school district does not discriminate on the basis of race, color, national origin, sex or handicap. Requires notification in native language if service area contains a community of minority persons with limited English language skills. Notification must state that the district will take steps to assure that the lack of English will not be a barrier to admission and participation in district programs.

The District maintains a state approved discrimination policy. The procedure for issuing complaints in this area is outlined in Board Policy /Administrative Regulation 1312.5 Complaints Concerning Discrimination.

HSC §104495 Tobacco Free Campus: Smoking or use of any tobacco-related products and disposal of any tobacco-related waste within 25 feet of a school playground, except on a public sidewalk located within 25 feet of the playground is prohibited.

District maintains and posts Tobacco Free Campus throughout all district facilities.

PC §12550 and §12556 Imitation Firearms: Adds §12550 to include BB device within definition of imitation firearm. Adds §12556 to make it a criminal offense to openly display or expose any imitation firearm in a public place, public school or public or private university. Changes effective September 20, 2004.

Included under Firearm section of Education Code.

20 USC 7912 Persistently Dangerous School: NCLB requires districts that have a school classified as persistently dangerous to notify parents of each pupil attending school of the identification and offer of pupils to transfer to a safe school within the district. Notification regarding status of school and offer to transfer must be made simultaneously. Persistently dangerous is defined in California regulations (5 CCR 11992) based on the number of firearm violations by non-pupils on school grounds or during school sponsored activities plus the number of expulsions for certain violations over the course of three years.