

AGENDA

LOS ANGELES COUNTY BOARD OF EDUCATION

9300 Imperial Highway, Downey, CA 90242

Phone (562) 922-6128 Fax (562) 469-4399

Board Member Remote Participation:

- Andrea Foggy-Paxton, Hilton Minneapolis, 1001 Marquette Avenue South, Minneapolis, MN 55403

TO LISTEN BY TELEPHONE: (669) 900-9128

Meeting ID: 822 2518 9839

Passcode: 241814

TO LISTEN TO THE AUDIO STREAM ONLINE: <https://tinyurl.com/LACOEBoardMeeting>

Meeting ID: 822 2518 9839

Passcode: 241814

No. 11 2024-2025

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Board Meeting October 15, 2024 3:00 p.m.

I. PRELIMINARY ACTIVITIES – 3:00 p.m.

Dr. Johnson
Dr. Chan
Dr. Duardo
Dr. Johnson

- Call to Order
- Pledge of Allegiance
- Ordering of the Agenda
- Approval of the Minutes
 - October 8, 2024

II. COMMUNICATIONS: BOARD OF EDUCATION / SUPERINTENDENT / PUBLIC

III. PRESENTATIONS (None)

IV. HEARINGS

Ms. Andrade
Ms. Andrade
Ms. Andrade

- Public Hearing on *Magnolia Science Academy, Grades 6-12*: Renewal Petition (Enclosure)
- Public Hearing on *Magnolia Science Academy-2, Grades 6-12*: Renewal Petition (Enclosure)
- Public Hearing on *Magnolia Science Academy-3, Grades 6-12*: Renewal Petition (Enclosure)

V. REPORTS / STUDY TOPICS

Dr. Ramirez/Dr. Simon

- Uniform Complaint Procedure Quarterly Report for Educational Programs, July 1 to September 30, 2024

VI. CONSENT CALENDAR RECOMMENDATIONS

- Adoption of Board Resolution No. 20 to Recognize November 2024 as National Homeless Youth Awareness Month
- Adoption of Board Resolution No. 21 to Recognize November 2024 as California Sikh American Awareness and Appreciation Month

- C. Approval of Board Resolution No. 22 to Recognize November 2024 as National Native American Heritage Month

VII. RECOMMENDATIONS

- Ms. Andrade
 - A. Approval of Second Reading and Adoption of Board Policy (BP), BP 0410 (Nondiscrimination in LACOE Programs and Activities), BP 1312.3 (Uniform Complaint Procedures), BP 5145.3 (Nondiscrimination/Harassment), BP 5145.7 (Sex Discrimination and Sex-Based Harassment), BP 5146 (Married/Pregnant/Parenting Students), BP 0420.4 (Charter Schools), BP 3516 (Emergencies and Disaster Preparedness Plan), BP 5113 (Absences and Excuses), BP 6158 (Independent Study) and BP 6164.2 (Guidance/Counseling Services) (Enclosure)
- Dr. Ramirez/Dr. Simon
 - B. Approval of Comprehensive School Safety Plans (CSSPs) for the Division of Student Programs with Attached Staff Report (Enclosure)

VIII. INFORMATIONAL ITEMS

- Dr. Duardo
 - A. Governmental Relations
- Dr. Duardo
 - B. Los Angeles County Board of Education Meeting Schedule, Establishment of Meeting Times, Future Agenda Items, Follow up

IX. INTERDISTRICT AND EXPULSION APPEAL HEARINGS

- Dr. Johnson
 - A. Los Angeles County Board of Education’s Decision on Interdistrict Attendance Appeals (Closed Session) (Enclosure)
 - 1. Maya P. v. Newhall SD
 - 2. Roxanne O. v. Azusa USD
 - 3. Anthony G. v. Azusa USD
 - 4. Shaela F. v. Compton USD
 - 5. Benjamin F. v. Compton USD

- Dr. Johnson
 - X. ADJOURNMENT

MINUTES
LOS ANGELES COUNTY BOARD OF EDUCATION
9300 Imperial Highway
Downey, California 90242-2890
Tuesday, October 8, 2024

A meeting of the Los Angeles County Board of Education was held on Tuesday, October 8, 2024, at the Los Angeles County Office of Education Board Room.

PRESENT: Dr. Yvonne Chan, Mr. James Cross, Mrs. Andrea Foggy-Paxton, Ms. Betty Forrester, Dr. Theresa Montaña, Dr. Monte E. Perez, and Dr. Stanley L. Johnson, Jr.; Student Board Member: Ms. Jimena* (**remote*)

OTHERS PRESENT: Dr. Debra Duardo, Superintendent; Administrative Staff: Ms. Beatrice Robles, Principal Executive Assistant, Office of the Superintendent.

STUDY SESSION: A Study Session was held on the Overview and Discussion of Actions and Timeline Prior to the Self Closure of *North Valley Military Institute College Preparatory Academy*. Ms. Vibiana Andrade, Office of General Counsel and Mr. Indra Ciccarelli, Director for the Charter Schools Unit provided the Study Session.

The following individuals addressed the County Board: Mr. Hans Johnson, Ms. Tracy Cook, and Ms. Sari Rynu.

PRELIMINARY ACTIVITIES

CALL TO ORDER

Dr. Johnson called the meeting to order at 3:43 p.m.

Dr. Johnson read the LACOE Land Acknowledgement.

PLEDGE OF ALLEGIANCE

Mr. Cross led the Pledge of Allegiance.

ORDERING OF THE AGENDA

Dr. Duardo indicated that that for Item VII-B Approval of the 2023-24 Unaudited Actuals Financial Reports, we added the SACS forms as an attachment to the item. We have green-sheeted this item and uploaded to the Website for the public.)

It was **MOVED** by Mr. Cross, **SECONDED** by Ms. Forrester, and **CARRIED** to approve the Board agenda as presented.

Yes vote: Ms. Jimena, Dr. Chan, Mr. Cross, Mrs. Foggy-Paxton, Ms. Forrester, Dr. Montaña, Dr. Perez, and Dr. Johnson.

APPROVAL OF THE MINUTES -

- October 1, 2024 – *The minutes were approved as presented.*

It was **MOVED** by Dr. Chan, **SECONDED** by Mr. Cross, and **CARRIED** to approve the October 1, 2024 minutes as presented.

Yes vote: Ms. Jimena, Dr. Chan, Mr. Cross, Mrs. Foggy-Paxton, Ms. Forrester, Dr. Montañó, Dr. Perez, and Dr. Johnson.

COMMUNICATIONS: BOARD / SUPERINTENDENT

Ms. Jimena mentioned that LACHSA will start to pre-register for elections. She also mentioned that this year, she is co-leading with Dr. Duardo, the LA County Superintendent Student Advisory Council and she is excited about the opportunity to further develop leadership skills with this role.

Mrs. Foggy-Paxton indicated that Board of Supervisor, District 2 held a Commissioners Convening on Saturday, October 5th, which she attended and had the opportunity to connect with other agencies and network.

Ms. Forrester mentioned that it was Head Start Awareness Month. She said a group of parents with staff travelled to Washington DC to advocate for Head Start, students, and families. She also mentioned that the County Board could access all of the great things and activities going on in Head start by visiting the following link: <https://prekkid.org/executive-directors-message-happy-head-start-awareness-month/>. Ms. Forrester said there were some changes in the Head Start Federal Regulations, which will provide more families to be eligible for adjustments.

Dr. Chan said she participated in the first Board meeting of the newly formed Association of California County Boards of Education (ACCBE) and she was elected Treasurer. She said that there is a webinar scheduled for October 28 at 6:00 p.m. to provide a welcome to the introduction of ACCBE, which was formed as an independent advocate group for county boards to engage, empower, and elevate county board trustees as leaders.

Dr. Chan said she is attending a PTA meeting tomorrow on Science of Reading. She said together, we can bring an impact on this issue.

Dr. Johnson indicated that he too attended the Board of Supervisor, District 2 Commissioners Convening on Thursday, October 3rd, where he connected with other commissioners on multiple systems around the Los Angeles County and how we commissioners can utilize their voice and work in alignment with the Board of Supervisor.

Dr. Duardo provided the following highlights to the County Board:

LA County Superintendent Student Advisory Council

- On Saturday, September 28, I had my first in-person meeting with the 2024-25 Superintendent Student Advisory Council at the Natural History Museum.
- It was a great first meeting, we had 42 students from the advisory participate.
- They were able to get to know each other and learn about the yearlong project that they will be working on this year.
- They will be participating in a Know Your Educational Rights Campaign and will be the planning force behind our first Student Empowerment Summit for Summer 2025.
- Jimena Mendez is the co-facilitator with me this year.

Accountability and Data Literacy Unit

- ASM's Accountability and Data Literacy unit hosted a well-attended quarterly Data, Assessment, and Accountability Network meeting on October 1, 2024, boasting 123 attendees, representing 51 school districts and three charter schools.
- The meeting featured valuable updates from the State Board of Education and the state's Regional Assessment Network, insightful discussions on assessment updates, and an excellent opportunity for networking and resource sharing across Los Angeles County.

Head Start and Early Learning UPK-CDI Team

- The LACOE Head Start and Early Learning UPK-CDI Team hosted a Career Fair on Saturday October 5th from 10 am to 2 pm.
- Over 100 job seekers attended the event and represented several different professions including Nurses, Family Service Workers, Teachers, and Associate Teachers.
- There were individuals looking for administrative positions, and others seeking professional development opportunities including the UPK-CDI pathways.
- In addition, there were job seekers who were interested in the new P-3 Credential and participated in resume building workshops.
- Eighteen employers attended the event and reported they were thrilled with the attendees.
- Each shared they were leaving with numerous resumes from qualified applicants and were looking forward to contacting job seekers on Monday.
- A Reporter from World Journal, the largest Chinese news distribution organization in the US attended the Career Fair and shared that her goal was to share information about opportunities in Early Childhood with the Los Angeles Chinese Community.
- Thank you Dr. Ramirez; Executive Director Luis Bautista; Assistant Director Sonja Robinson, and the Head Start and Early Learning, UPK-CDI team for your innovative leadership in addressing staff shortages.

COMMUNICATIONS: HEAD START POLICY COUNCIL

Mr. Osvaldo Colin, Head Start Governance and Parent Development Consultant provided a report from the Head Start Policy Council.

COMMUNICATIONS: PUBLIC

The following individuals addressed the County Board: Ms. Trina Pitchford, Executive Director for the Los Angeles County for the Arts Foundation; Mr. David Olivares, LACOE President; and Ms. Florence Avognon, JCS Teacher.

PRESENTATIONS

WEEK OF THE SCHOOL ADMINISTRATOR IN LOS ANGELES COUNTY

The County Board and Superintendent recognized the Week of the School Administrator in Los Angeles County as October 13-19, 2024. Dr. Aaron Dover, President of the Association of Los Angeles County Office School Administrators (ALACOSA) attended the Board meeting and receive the honorary presentation.

HEARINGS (None)

REPORTS / STUDY TOPICS (None)

CONSENT CALENDAR RECOMMENDATIONS

ADOPTION OF BOARD RESOLUTION NO. 19: 2024-25 GANN LIMIT

The Superintendent recommended that the County Board approve Board Resolution No. 19.

ACCEPTANCE OF PROJECT FUNDS NO. 14

The Superintendent recommended that the County Board approve the Acceptance of Project Funds No. 14.

ACCEPTANCE OF PROJECT FUNDS NO. 15

The Superintendent recommended that the County Board approve the Acceptance of Project Funds No. 15.

ACCEPTANCE OF PROJECT FUNDS NO. 16

The Superintendent recommended that the County Board approve the Acceptance of Project Funds No. 16.

ACCEPTANCE OF PROJECT FUNDS NO. 17

The Superintendent recommended that the County Board approve the Acceptance of Project Funds No. 17.

ACCEPTANCE OF PROJECT FUNDS NO. 18

The Superintendent recommended that the County Board approve the Acceptance of Project Funds No. 18.

ACCEPTANCE OF PROJECT FUNDS NO. 19

The Superintendent recommended that the County Board approve the Acceptance of Project Funds No. 19.

ACCEPTANCE OF PROJECT FUNDS NO. 20

The Superintendent recommended that the County Board approve the Acceptance of Project Funds No. 20.

ACCEPTANCE OF PROJECT FUNDS NO. 21

The Superintendent recommended that the County Board approve the Acceptance of Project Funds No. 21.

ACCEPTANCE OF PROJECT FUNDS NO. 22

The Superintendent recommended that the County Board approve the Acceptance of Project Funds No. 22.

ACCEPTANCE OF PROJECT FUNDS NO. 23

The Superintendent recommended that the County Board approve the Acceptance of Project Funds No. 23.

ACCEPTANCE OF GIFTS NO. 6

The Superintendent recommended that the County Board approve the Acceptance of Gifts No. 6.

ACCEPTANCE OF GIFTS NO. 7

The Superintendent recommended that the County Board approve the Acceptance of Gifts No. 7

APPROVAL FOR DISPOSAL OF SURPLUS E-WASTE AND RECYCLE PROPERTY

The Superintendent recommended that the County Board approve the Disposal of Surplus E-Waste and Recycle Property.

There were no Public Speakers for this item.

It was **MOVED** by Mr. Cross, **SECONDED** by Dr. Perez, and **CARRIED** to approve the Consent Calendar Recommendations.

Dr. Perez mentioned Item VI-M Acceptance of Gifts for the amount of \$737K and highlighted the variety and programs for LACOE and various events. He congratulated Ms. Kerry Franco, President and Chief Deputy of Strategic Partnerships for the Greater Los Angeles Education Foundation. Dr. Perez said that the board had an ad hoc committee where they discussed strengthening the infrastructure for the foundation, which will be in place by June 2025.

RECOMMENDATIONS

APPROVAL OF FIRST READING OF BOARD POLICY (BP), BP 0410 (NONDISCRIMINATION IN LACOE PROGRAMS AND ACTIVITIES), BP 1312.3 (UNIFORM COMPLAINT PROCEDURES), BP 5145.3 (NONDISCRIMINATION/HARASSMENT), BP 5145.7 (SEX DISCRIMINATION AND SEX-BASED HARASSMENT), BP 5146 (MARRIED/PREGNANT/ PARENTING STUDENTS), BP 0420.4 (CHARTER SCHOOLS), BP 3516 (EMERGENCIES AND DISASTER PREPAREDNESS PLAN), BP 5113 (ABSENCES AND EXCUSES), BP 6158 (INDEPENDENT STUDY) AND BP 6164.2 (GUIDANCE/COUNSELING SERVICES) (ENCLOSURE)

The Superintendent recommended that the County Board approve the First Reading of the above-referenced Board Policies.

The County Board had questions related to this item.

There were no Public Speakers for this item.

It was **MOVED** by Dr. Chan, **SECONDED** by Mr. Cross, and **CARRIED** to approve the First Reading of the above-referenced Board Policies.

Ms. Andrade indicated that based on the County Board's discussion on the BP 0420.4 Charter Schools, she will be making a change on this Board Policy for next week's review of the Second Reading and Adoption of the Board policy.

APPROVAL OF LACOE FY 2023-24 UNAUDITED ACTUALS FINANCIAL REPORTS (ENCLOSURE)

The Superintendent recommended that the County Board approve the Unaudited Actuals Financial Reports.

The County Board had questions related to this item.

There were no Public Speakers for this item.

It was **MOVED** by Dr. Chan, **SECONDED** by Mr. Cross, and **CARRIED** to approve the Unaudited Actuals Financial Reports.

APPROVAL TO ADOPT AND IMPLEMENT RECOMMENDATIONS MADE BY THE AD HOC COMMITTEE TO ADDRESS LOS ANGELES COUNTY HIGH SCHOOL FOR THE ARTS (LACHSA) AND INTERNATIONAL POLYTECHNIC HIGH (IPOLY) ADMISSIONS WITH ATTACHED STAFF REPORT

The Superintendent recommended that the County Board approve to adopt and implement recommendations made by the Ad Hoc Committee to address LACHSA and IPOLY Admissions.

Dr. Maricela Ramirez, Chief Education Officer, Dr. Tina Vartanian, LACHSA Principal; and Ms. Ginger Paul, Ipoly Principal provide the report to the County Board.

The County Board had questions related to this item. The County Board complimented Dr. Ramirez for leading the effort of the Ad Hoc Committee to address the issue with LACHSA and Ipoly's Admissions and developing metrics to guide the work on this issue.

There were no Public Speakers for this item.

It was **MOVED** by Dr. Montañó, **SECONDED** by Mr. Cross, and **CARRIED** to approve the adoption and implementation of the recommendations made by the Ad Hoc Committee.

APPROVAL OF LACOE LEGISLATIVE PROPOSAL: POSITION RECOMMENDATION REPORT (PRR), OCTOBER 2024

The Superintendent recommended that the County Board approve the LACOE Legislative Proposal: Position Recommendation Report for October 2024.

There were no Public Speakers for this item.

It was **MOVED** by Dr. Chan, **SECONDED** by Dr. Perez, and **CARRIED** to approve the LACOE Legislative Proposal: Position Recommendation Report for October 2024.

INFORMATIONAL ITEMS

GOVERNMENTAL RELATIONS

Ms. Pam Gibbs provided a Governmental Relations update to the County Board.

LOS ANGELES COUNTY BOARD OF EDUCATION MEETING SCHEDULE, ESTABLISHMENT OF MEETING TIMES, FUTURE AGENDA ITEMS, AND BOARD FOLLOW UP

Dr. Perez indicated that the next Board meeting would be on October 15, 2024.

The County Board took a short break.

Ms. Jimena, Student Board Member left the Board meeting.

LOS ANGELES COUNTY BOARD OF EDUCATION'S DECISION ON INTERDISTRICT ATTENDANCE APPEALS

DYLAN T. V. TORRANCE UNIFIED SCHOOL DISTRICT

The proceedings were conducted in closed session to reach a decision on the interdistrict attendance appeal. Ms. Vibiana Andrade, General Counsel, represented the Los Angeles County Board of Education. Ms. Melissa Schoonmaker, Project Director III for Student Support Services, Los Angeles County Office of Education, was also present.

The appellant was not present but was represented by his parents Mr. Napoleon Tapia and Mrs. Claudia Tapia. Dr. Lisa Hall, Director of Special Education and Ms. Geri Lynn Mauch, Enrollment Services Manager, represented Torrance Unified School District. Mr. Aldo Renteria provided Translation Services.

Four affirmative votes of the Board are required for an interdistrict appeal to be granted. A roll call vote was taken. Voting yes were: Dr. Chan, Mr. Cross, Mrs. Foggy-Paxton, Ms. Forrester, Dr. Montano, Dr. Perez, and Dr. Johnson. The Appeal was granted.

JANDERI G. V. TORRANCE UNIFIED SCHOOL DISTRICT

The proceedings were conducted in closed session to reach a decision on the interdistrict attendance appeal. Ms. Vibiana Andrade, General Counsel, represented the Los Angeles County Board of Education. Ms. Melissa Schoonmaker, Project Director III for Student Support Services, Los Angeles County Office of Education, was also present.

The appellant was not present but was represented by her parents Mr. KayCee Garcia and Ms. Janderi Flores. Dr. Lisa Hall, Director of Special Education and Ms. Geri Lynn Mauch, Enrollment Services Manager, represented Torrance Unified School District.

Four affirmative votes of the Board are required for an interdistrict appeal to be granted. A roll call vote was taken. Voting yes were: Dr. Chan, Mr. Cross, Mrs. Foggy-Paxton, Ms. Forrester, Dr. Montano, Dr. Perez, and Dr. Johnson. The Appeal was granted.

RILEY C. V. AZUSA UNIFIED SCHOOL DISTRICT

The proceedings were conducted in closed session to reach a decision on the interdistrict attendance appeal. Ms. Vibiana Andrade, General Counsel, represented the Los Angeles County Board of Education. Ms. Melissa Schoonmaker, Project Director III for Student Support Services, Los Angeles County Office of Education, was also present.

The appellant was not present but was represented by his mother, Ms. Molly Larios. Mr. Paul Hernandez, Director of Student Support Services, represented Azusa Unified School District.

Four affirmative votes of the Board are required for an interdistrict appeal to be granted. A roll call vote was taken. Voting yes were: Dr. Chan, Mr. Cross, Mrs. Foggy-Paxton, Ms. Forrester, Dr. Montano, Dr. Perez, and Dr. Johnson. The Appeal was granted.

ADJOURNMENT

It was **MOVED** by Dr. Chan, **SECONDED** by Mr. Cross, and **CARRIED** to adjourn the Board meeting.

Yes vote: Dr. Chan, Mr. Cross, Mrs. Foggy-Paxton, Ms. Forrester, Dr. Montano, Dr. Perez, and Dr. Johnson.

The meeting adjourned at 6:31 p.m.

Board Meeting – October 15, 2024

Item IV. Hearings

A. Public Hearing on *Magnolia Science Academy, Grades 6-12*: Renewal Petition (Enclosure)

Magnolia Science Academy has submitted its renewal petition to the Los Angeles County Office of Education. Education Code (EC) section 47607(b) provides that renewals and material revisions of charters shall be governed by the standards and criteria in Section 47605.

EC section 47605(b) provides that no later than 60 days after receiving a charter petition, the Los Angeles County Board of Education (County Board) shall hold a public hearing for the purpose of determining the level of support for the charter petition by teachers, employees and parents.

Within 90 days, the County Board shall review the petition and information provided at the public hearing and either grant or deny the petition unless a 30-day extension is agreed to by the petitioner and the County Board.

Attachments:

- Magnolia Science Academy-1, 2023-24 General Ledger Year to Date
- Magnolia Educational and Research Foundation, 2023-24 General Ledger Year to Date

Board Meeting – October 15, 2024

Item IV. Hearings

B. Public Hearing on *Magnolia Science Academy-2, Grades 6-12: Renewal Petition* (Enclosure)

Magnolia Science Academy-2 has submitted its renewal petition to the Los Angeles County Office of Education. Education Code (EC) section 47607(b) provides that renewals and material revisions of charters shall be governed by the standards and criteria in Section 47605.

EC section 47605(b) provides that no later than 60 days after receiving a charter petition, the Los Angeles County Board of Education (County Board) shall hold a public hearing for the purpose of determining the level of support for the charter petition by teachers, employees and parents.

Within 90 days, the County Board shall review the petition and information provided at the public hearing and either grant or deny the petition unless a 30-day extension is agreed to by the petitioner and the County Board.

Attachments:

- Magnolia Science Academy-2, 2023-24 General Ledger Year to Date
- Magnolia Educational and Research Foundation, 2023-24 General Ledger Year to Date

Board Meeting – October 15, 2024

Item IV. Hearings

C. Public Hearing on *Magnolia Science Academy-3, Grades 6-12: Renewal Petition* (Enclosure)

Magnolia Science Academy-3 has submitted its renewal petition to the Los Angeles County Office of Education. Education Code (EC) section 47607(b) provides that renewals and material revisions of charters shall be governed by the standards and criteria in Section 47605.

EC section 47605(b) provides that no later than 60 days after receiving a charter petition, the Los Angeles County Board of Education (County Board) shall hold a public hearing for the purpose of determining the level of support for the charter petition by teachers, employees and parents.

Within 90 days, the County Board shall review the petition and information provided at the public hearing and either grant or deny the petition unless a 30-day extension is agreed to by the petitioner and the County Board.

Attachments:

- Magnolia Science Academy-3, 2023-24 General Ledger Year to Date
- Magnolia Educational and Research Foundation, 2023-24 General Ledger Year to Date

Board Meeting – October 15, 2024

Item V. Reports / Study Topics

- A. Uniform Complaint Procedure Quarterly Report for Educational Programs, July 1 to September 30, 2024

Education Code section 35186 (d): A school district shall report summarized data on the nature and resolution of all complaints on a quarterly basis to the county superintendent of schools and the governing board of the school district. The summaries shall be publicly reported on a quarterly basis at a regularly scheduled meeting of the governing board of the school district. The report shall include the number of complaints by general subject area with the number of resolved and unresolved complaints. The complaints and written responses shall be available as public records.



Los Angeles County Office of Education

Williams Lawsuit Settlement Quarterly Report on Uniform Complaints 2024-2025

DISTRICT NAME		DATE
PERSON COMPLETING THIS FORM		TITLE

Quarter Covered by This Report (Check One Below):

- | | | |
|----------------------------------|--------------------------|-------------------------------|
| <input type="checkbox"/> 1st QTR | July 1 to September 30 | Due: Friday, October 18, 2024 |
| <input type="checkbox"/> 2nd QTR | October 1 to December 31 | Due: Friday, January 17, 2025 |
| <input type="checkbox"/> 3rd QTR | January 1 to March 31 | Due: Friday, April 18, 2025 |
| <input type="checkbox"/> 4th QTR | April 1 to June 30 | Due: Friday, July 18, 2025 |

DATE REPORT WAS PRESENTED TO THE GOVERNING BOARD AT A REGULARLY SCHEDULED MEETING

Please Check the Box That Applies:

- No complaints were filed with any school in the district during the quarter indicated above.
- Complaints were filed with schools in the district during the quarter indicated above. The following chart summarizes the nature and resolution of these complaints:

	Number of Complaints Received in Quarter	Number of Complaints Resolved	Number of Complaints Unresolved
Instructional Materials			
Facilities			
Teacher Vacancy and Misassignment			
TOTAL			

PRINT NAME OF DISTRICT SUPERINTENDENT	
SIGNATURE OF DISTRICT SUPERINTENDENT	DATE

Submit the Quarterly Summary Using Canvas Account

<https://lacoepd.instructure.com/courses/715>

or Mail to:

Los Angeles County Office of Education
 Attn: Francisco Jimenez, Williams Instructional Materials
 9300 Imperial Highway, ASM/Williams ECW 284
 Downey, CA 90242

Telephone: (562) 803-8382
 Fax: (562) 803-8325
 Email: Jimenez_Francisco@lacoed.edu

Board Meeting – October 15, 2024

Item VI. Consent Calendar Recommendations

A. Adoption of Board Resolution No. 20 to Recognize November 2024 as National Homeless Youth Awareness Month

The Superintendent recommends that the County Board take action and approve Board Resolution No. 20 and continue to support the McKinney-Vento Assistance Act and Education Code that requires County Offices of Education to support the work of Homeless Liaisons in each of our LEAs. This work includes providing training, technical assistance, housing supports with the Los Angeles Homeless Services Authority (LAHSA), statewide work through the Homeless Technical Assistance Centers (HETAC) and collaboration with community partners for resources, such as backpacks, school supplies, books, tutoring serves and other needed items and services in an effort to address the educational needs of homeless youth across Los Angeles County.

Board Resolution No. 20 follows on the next page.

Next Steps:

- The Homeless Education Program provides a planning guide for Homeless Youth Awareness Month in October to the Homeless Liaisons in our 80 Districts & 370 Charters schools to help them plan for awareness related activities in the month of November.
- HETAC (Homeless Technical Assistance Centers) will provide statewide resources to help COEs and LEAs bring awareness to Homeless Youth Awareness Month.
- LACOE Homeless Education Program will send out weekly resources in November, including encouraging everyone to wear green on Fridays.
- LACOE's Homeless Education Program will use their social media accounts to highlight Homeless Youth Awareness Month.

BOARD RESOLUTION No. 20: 2024-25
National Homeless Youth Awareness Month 2024

- WHEREAS** On July 11, 2007, the U.S. Congress established November as National Homeless Youth Awareness Month; and
- WHEREAS** Nationally, 3% of all school-age children will experience homelessness; 1 in 30 youth ages 13 to 24 and 1 in 10 young adults aged 18 to 25 in the United States experience some form of homelessness over the course of a year; and
- WHEREAS** While unemployment rates may have stabilized, inflation rates, cost of living, low wages and lack of affordable housing are resulting in a significant increase in the numbers of students and families experiencing homelessness across the state and the nation; and
- WHEREAS** The Los Angeles County Office Homeless Education Program, the Los Angeles County Superintendent of Schools and the Los Angeles County Board of Education recognize the devastating impact homelessness has on students and are tirelessly working with districts and charters to support this vulnerable and growing population with resources and supplies and continue to serve as partners for consultation and collaboration; and
- WHEREAS** more than half of all children in Housing and Urban Development shelters are under the age of five; homelessness in infancy and toddlerhood has been linked to future child welfare involvement, concerns related to mental health due to the impact of trauma caused by being homeless and early school failure; and
- WHEREAS** only 88% of children experiencing homelessness are enrolled in school; up to 45% do not attend school on a regular basis; students experiencing homelessness are a greater risk of being chronically absent than their housed peers; and
- WHEREAS** the estimated rate of chronic absence for students experiencing homelessness is twice the rate of housed students; 21% repeat a grade because of frequent absences from school; chronic absenteeism is associated with lower academic achievement and higher dropout rates; and
- WHEREAS** within a single school year 40% of students experiencing homelessness attend two different schools; students experiencing homelessness experience greater school mobility than their housed peers, which can cause interruptions to a student's education; and
- WHEREAS** students experiencing homelessness are 87% more likely than their stably- housed peers to drop out of school; and face significant gaps in high school graduation rates compared to their housed peers and are more likely to rely on public assistance; and

WHEREAS youth cite family conflict and breakdown, abuse or neglect, alcohol or drug addiction of a family member, pregnancy and rejection over sexual orientation as the major reason for their homelessness or episodes of running away from home; and

WHEREAS unaccompanied homeless youth (not in the physical custody of a parent or guardian) face serious health and safety threats, including higher risk of physical and sexual abuse and trafficking and many are victimized repeatedly; and

WHEREAS Los Angeles County, in the 2023-2024 school year, preliminarily identified nearly 60,000 homeless students from infancy through grade 12. This is another significant increase since the 2021-2022 school year and includes a growing number of unaccompanied youth and youth with their families who lack stable housing, that experienced homelessness at least one day out of the year; and

WHEREAS the future well-being of our county depends on the value we place on our children and youth, and, in particular, on our actions to provide these most vulnerable of children and young people with opportunities to acquire the knowledge, skills and abilities they need to find and maintain stable housing and develop into healthy, self-sufficient adults; and

WHEREAS the McKinney-Vento Homeless Assistance Act requires every local education agency to appoint a liaison for homeless education to ensure proper identification, immediate enrollment and linkages to other educational services and resources for which students experiencing homelessness are eligible; in addition, the LACOE Homeless Education Program serves as one of three Homeless Technical Assistance Centers (HETAC). The HETAC provide technical assistance to the 50 COE Homeless Liaison, who in turn support their district and charter LEAs; and

WHEREAS the number of effective programs providing services and supports to youth experiencing homelessness in Los Angeles County is only a fraction of what is needed to fully address the needs of these young people; additionally, the funding for homeless education is extremely limited and does not meet the complex needs of this particular population; and

WHEREAS the Los Angeles County Office of Education's Homeless Education Program supports each local education agency to empower homeless students and families through educational advocacy and support and promotes awareness and greater support for homeless students in schools and the community; and

WHEREAS the Los Angeles County Superintendent of Schools and the Los Angeles County Board of Education recognize that homelessness continues to be a serious problem for many students and families across Los Angeles County; and

NOW, THEREFORE, BE IT RESOLVED that the Los Angeles County Superintendent of Schools and the Los Angeles County Board of Education hereby proclaim November as National Homeless Youth Awareness Month; and

BE IT FURTHER RESOLVED, that the Los Angeles County Superintendent of Schools and the Los Angeles County Board of Education continue to encourage citizens across the county to recognize that many students lack fixed, regular and adequate housing and continue to encourage collaboration efforts between school districts, charter schools, early education and higher education systems, organizations serving homeless youth and the community to remove barriers and enable children and youth experiencing homelessness to successfully and fully participate in their education; and

BE IT FURTHER RESOLVED, that the Los Angeles County Superintendent of Schools and the Los Angeles County Board of Education will continue to support outreach efforts to community partners for resources including backpacks, school supplies, books and other needed items in an effort to address the educational needs of children and youth experiencing homelessness across Los Angeles County.

ADOPTED this 15th day of October 2024, by the Los Angeles County Board of Education in Downey, California.

Debra Duardo, M.S.W., Ed.D.
Superintendent

Stanley L. Johnson, Jr. Ph.D.
Board President

Board Meeting – October 15, 2024

Item VI. Consent Calendar Recommendations

B. Adoption of Board Resolution No. 21 to Recognize November 2024 as California Sikh American Awareness and Appreciation Month

The Superintendent recommends that the County Board take action and approve Board Resolution No. 21 and declare November as Sikh Awareness and Appreciation Month and encourages education communities to observe this month with appropriate activities promoting awareness and appreciation of the Sikh community and their contributions to American culture and society.

Board Resolution No. 21 follows on the next page.

Next Steps:

LACOE will promote the Board Resolution and following resources:

- The Sikh American Community in California Lesson Plan
 - <https://www.caeducatorstogether.org/lesson-plans/tv13li2x/the-sikh-american-community-in-california>
- Sikh American Studies
 - [Introductory Video](#)
 - [Lesson Resources](#)
- General and Comparative Ethnic Studies
 - <https://www.caeducatorstogether.org/collections/c42hag38/general-comparative-ethnic-studies>
- Books for use in the elementary classroom:

Fauja Singh Keeps Going - by: Simran Jeet Singh

The inspiring true story of Fauja Singh, who broke world records to become the first one hundred-year-old to run a marathon, shares valuable lessons on the source of his grit, determination to overcome obstacles, and commitment to positive representation of the Sikh community.

Guru Nanak - by Rina Singh and Andree Pouliot

In this biography, exquisitely illustrated in the Indian miniature painting tradition, young readers learn about Guru Nanak's life, his spiritual journeys in which he spread his divine message from the Himalayas to present-day Sri Lanka to Mecca, and his teachings as expressed through his daily life and his poetry. Born into a humble Hindu family, Nanak was an extraordinary child who from a very young age questioned the rituals of religion and the ways of the world around him. He grew up to be a great spiritual teacher and revolutionary for his times. His attempt to define a universal humanity resulted in Sikhism – a religion that embraces everyone. Singh's version of the guru's life is based on the janam sakhis (birth stories) as well as the Sikh scriptures.

BOARD RESOLUTION

NO. 21: 2024-25

**Adoption of Board Resolution No. 21: California Sikh American
Awareness and Appreciation Month, November 2024**

WHEREAS, the California State legislature has designated November as Sikh Awareness and Appreciation Month; and

WHEREAS, there are more than 25 million Sikhs throughout the world and approximately 700,000 Sikhs live in the United States. Approximately half the nation's Sikh population live in California; and

WHEREAS, Sikhs have been living in California for over 100 years. Sikh Americans are part of the American fabric, from coast to coast, working in every profession, serving in our armed forces, holding important positions in American political and civic life and even leading efforts to promote civil rights for all Americans; and

WHEREAS, the Sikh community of California has led a successful effort to pass AB1964, which provides workers in California the nation's strongest protections against religious discrimination; and

WHEREAS, Sikhs share basic values with Americans: the importance of equality, religious pluralism and justice for all; and

WHEREAS, many Sikh Americans continue to experience hate crimes, job discrimination, school bullying and racial profiling; and

WHEREAS, there is a need to raise awareness about the Sikh community and to prevent hate crimes and discriminatory practices against the Sikh community; and

NOW, THEREFORE, BE IT RESOLVED, that the Los Angeles County Board of Education hereby declares November as Sikh Awareness and Appreciation Month and encourages education communities to observe this month with appropriate activities promoting awareness and appreciation of the Sikh community and their contributions to American culture and society.

ADOPTED this October 15, 2024, by the Los Angeles County Board of Education in Downey, California.

Debra Duardo, M.S.W., Ed.D.
Superintendent

Stanley L. Johnson, Jr., Ph.D.
Board President

Board Meeting – October 15, 2024

Item VI. Consent Calendar Recommendations

C. Adoption of Board Resolution No. 22 to Recognize November 2024 as National Native American Heritage Month

The Superintendent recommends that the County Board take action and approve Board Resolution No. 22 and hereby encourages public officials, educator, librarians and school communities to observe this month with appropriate program, ceremonies and activities; hereby support local education agencies in their efforts to commemorate Native American heritage by providing instructional and community resources, relevant research and promising practices during National Native American Heritage Month and throughout the year.

Board Resolution No. 22 follows on the next page.

Next Steps:

- LACOE will offer the following professional development opportunities regarding the inclusion of Native American Studies in Ethnic Studies and American history courses:
 - a. Native American Studies Ethnic Studies Symposium, April 23, 2024 at Kuruvungna Village Springs in Los Angeles.
- LACOE will make Land Acknowledgement resources available for LEAs that wish to incorporate Land Acknowledgements as a step towards truth and reconciliation, and as a way to show solidarity with our Native American community.
- LACOE will curate and make available on LACOE website a list of books, music albums, podcasts, and other media that highlight Native American heritage.
- **Books:**
 - a. In the Footsteps of Crazy Horse by Joseph Marshall, III and Jim Yellowhawk: Jimmy McLean is self-conscious about his blue eyes, fair skin, and light hair. He even worries about his last name-McLean-which doesn't sound Lakota, and is sometimes teased at middle school about being too white. Over summer, Jimmy's Grandpa takes him to visit places significant in the life of the Lakota warrior and leader Crazy Horse, who was known as Light Hair as a boy. The history of Westward expansion and the Indian Wars, including the Battle of Little Bighorn, unfolds from a Lakota perspective, rooted in the drive for survival, while Jimmy gains insight into courage and identity. Lakota author

Joseph Marshall echoes the oral tradition he grew up with in Grandpa's stories about Crazy Horse. Set in italics, these are gripping accounts full of urgency that reveal the warrior's intelligence and effort to keep his people free. Light Hair, later Crazy Horse, is witness time and again to brutality, persistence, and lies of Long Knives and others. But Grandpa is not unsympathetic to the fear and discomfort of U.S. soldiers fighting the Lakota and others so far from home-war is a human story for everyone. The present-day narrative featuring Jimmy and Grandpa is less fluid, but at times unexpectedly moving. (Ages 9-12)

- b. Wild Berries by Julie Flett: Clarence has gone blueberry-picking with his grandma since he was so little she had to carry him on her back. Now he carries his own bucket. As he picks the berries, his lips turning purple from eating them as he goes (he likes the sour ones that pop in his mouth), he takes time to notice creatures small and large: an ant, a spider, a fox sneaking by. He ends his outing with an offering of berries for the birds. The young Native boy's tradition of berry-picking is described in a spare, lyrical narrative that incorporates a word or phrase in Cree along with its English counterpart on each page. Author/illustrator Julie Flett (Métis/Cree) pairs her poetic text with beautifully composed illustrations that are stylized and full of warmth. (Ages 3-6)
 - c. Native American History for Kids by Gibson, Karen Bush: Chronicling American indigenous life, this title captures the history of the complex societies that lived in North America when European explorers appeared on the continent.
 - d. We are Water Protectors by Carole Lindstrom (Anishinaabe, Turtle Mountain Band): A powerful picture book inspired by the Standing Rock Water Protectors, celebrating Indigenous-led movements to protect the Earth's water. (Ages 3-6)
 - e. Rain is Not My Indian Name by Cynthia Leitich Smith (Muscogee Creek Nation): This novel follows a young Native American girl grappling with loss and reconnecting with her community, providing insight into contemporary Native American life. (Ages 10+)
- **Music Albums:**
 - a. Songs of California: Native American Music from Coastal Tribes by Various Artists: A collection of traditional songs from California's coastal tribes, including the Chumash, Tongva, and Miwok. These songs reflect the deep connection between California's Indigenous peoples and their land, incorporating natural sounds like ocean waves and bird calls. It's perfect for

younger students learning about local cultures.

- b. Voices of California: Songs of the Cahuilla by Cahuilla Bird Singers: The Cahuilla Bird Songs are a rich tradition among the Cahuilla people of Southern California. This album features traditional Cahuilla bird singing, which tells stories of migration and the relationship between humans and nature. These songs are rhythmic and repetitive, making them accessible to children.
 - c. Singing the Songs of the Northern Sierra Miwok by Alan Wallace (Miwok): This album includes traditional Miwok songs from Northern California, focusing on cultural stories passed down through generations. The songs are simple and engaging, perfect for teaching younger students about the Miwok people's traditions.
 - d. Songs of the Earth: Native American Music of Northern California by Julian Lang (Karuk): A collection of traditional Karuk songs that are gentle and melodic, celebrating the heritage of Northern California's Karuk tribe. The album includes both ceremonial songs and those for daily life, helping kids connect with the importance of music in Indigenous culture.
 - e. We Are the Protectors by Chumash Children's Singers: Created specifically for kids, this album features Chumash children performing songs about environmental protection and cultural heritage. It emphasizes the role of the Chumash in protecting their land and offers a simple, engaging way for children to learn about stewardship.
 - f. Gather Round Songs" by Piuma Singers (Chumash and Tongva): A playful and engaging album that mixes traditional Chumash and Tongva music with storytelling. The songs are interactive and encourage participation, making it a great resource for introducing children to Native California cultures.
- **Podcasts:**
 - a. The Imagine Neighborhood-Indigenous Heroes Episodes: This podcast is focused on social-emotional learning, and some episodes feature stories of Native American heroes. (Ages 4-10)
 - b. Young and Indigenous: This podcast features young Indigenous leaders sharing their experiences and stories of activism and cultural preservation. It is geared towards older children and teens who want to learn about modern Native youth. (Ages 10+)
 - c. Little Stories for Tiny People-Native American Stories: This podcast includes calming stories, with several episodes inspired by Native American folktales. (Ages 3-8)

BOARD RESOLUTION

NO. 22: 2024-25

National Native American Heritage Month

- WHEREAS** “National Native American Heritage Month” celebrates and recognizes the Indigenous peoples who were the original inhabitants of what is now the United States (U.S.); and
- WHEREAS** in 1976, U.S. President Gerald Ford proclaimed November 10-16 as “Native American Awareness Week,” and in 1986 the U.S. Congress authorized and requested the U.S. President to proclaim the week of November 23-30, 1986, as “American Indian Week”; and
- WHEREAS** beginning in 1990, the month of November was designated as “National American Indian Heritage Month,” and the proclamation of U.S. President George H. W. Bush in 1990 acknowledged that Indigenous peoples “developed rich, thriving cultures, as well as their own systems of social order” before contact with European settlers and endorsed self-determination for Indigenous peoples by reaffirming “support for increased Indian control over tribal government affairs”; and
- WHEREAS** U.S. President Barack Obama designated each November as “National Native American Heritage Month”; and
- WHEREAS** the Governor of the State of California signed bills on “Native American Day” September 25, 2020 to strengthen and clarify the process to repatriate Native American remains and artifacts (AB 275), increase Native American voting rights (AB 2314) and reduce the rates of missing and murdered Indigenous women and girls (AB 3099); and
- WHEREAS** the State of California is home to nearly 200 Native American tribes and Indigenous peoples remain actively engaged in cultural revitalization, resource protection and self-determination within every region of California; and
- WHEREAS** the County of Los Angeles is located on lands sacred to Native Californians including the Tongva, Chumash and Kizh peoples; and
- WHEREAS** the Los Angeles County Office of Education seeks to honor the Indigenous peoples who have inhabited this place for generations and endeavors to be a good steward of the land and waterways for future generations; and
- WHEREAS** the Los Angeles County Office of Education recognizes that systematic denial of Native American knowledge, cultural authority and historical experiences perpetuates the colonial structure of oppression; and

WHEREAS the Los Angeles County Office of Education recognizes indigenous lands and peoples through a land acknowledgement at celebrations and public meetings of the Los Angeles County Board of Education.

NOW, THEREFORE, BE IT RESOLVED, that the Los Angeles County Board of Education and County Superintendent of Schools hereby recognize “National Native American Heritage Month” and support opportunities for all students, staff and members of the public to recognize indigenous histories and cultures; and celebrate contributions to American society.

NOW THEREFORE BE IT RESOLVED, that the Los Angeles County Board of Education and the County Superintendent of Schools hereby encourage public officials, educators, librarians and school communities to observe this month with appropriate programs, ceremonies and activities.

NOW THEREFORE BE IT RESOLVED, that the Los Angeles County Board of Education and the County Superintendent of Schools hereby support local education agencies in their effort to commemorate Native American heritage by providing instructional and community resources, relevant research and promising practices during “National Native American Heritage Month” and throughout the year.

ADOPTED this 15th day of October 2024 by the Los Angeles County Board of Education in Downey, California.

Debra Duardo, M.S.W., Ed.D.
Superintendent

Stanley L. Johnson, Jr., Ph.D.
Board President

Board Meeting — October 15, 2024

Item VII. Recommendations

- A. Approval of Second Reading and Adoption of Board Policy (BP), BP 0410 (Nondiscrimination in LACOE Programs and Activities), BP 1312.3 (Uniform Complaint Procedures), BP 5145.3 (Nondiscrimination/Harassment), BP 5145.7 (Sex Discrimination and Sex-Based Harassment), BP 5146 (Married/Pregnant/Parenting Students), BP 0420.4 (Charter Schools), BP 3516 (Emergencies and Disaster Preparedness Plan), BP 5113 (Absences and Excuses), BP 6158 (Independent Study) and BP 6164.2 (Guidance/Counseling Services) (Enclosure)

Note: The Board Policies were presented to the County Board for First Reading on October 8, 2024.

Philosophy, Goals, Objectives, and Comprehensive Plans

BP 0410(a)

NONDISCRIMINATION IN LACOE PROGRAMS AND ACTIVITIES

This policy shall apply to all acts related to a school activity or school attendance and to all acts of the County Board and the County Superintendent in enacting policies and procedures that govern LACOE ~~as a district~~.

The County Board is committed to equal opportunity for all individuals in education. LACOE programs, activities, and practices shall be free from unlawful discrimination and harassment including discrimination against an individual or group based on race, color, ancestry, nationality, national origin, ethnic group identification, ethnicity, citizenship and immigration status (except where required by law), age, religion, marital status, pregnancy, childbirth, termination of pregnancy, or lactation, including related medical conditions and recovery, parental, family, or marital status, reproductive health decision-making, physical or mental disability, medical condition, sex, sex stereotypes, sex characteristics, sexual orientation, gender, gender identity or expression, or genetic information, veteran or military status; a 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. These terms are defined by state or federal statute.

(cf. 1240 – Volunteer Assistance)

(cf. 4030 - Nondiscrimination in Employment)

(cf. 4032 - Reasonable Accommodation)

(cf. 4119.11/4219.11/4319.11 - Sexual Harassment)

(cf. 5131.2 - Bullying)

(cf. 5145.3 - Nondiscrimination/Harassment)

(cf. 5145.7 - Sexual Harassment)

(cf. 5146 - Married/Pregnant/Parenting Students)

(cf. 6145 – Extracurricular and Cocurricular Activities)

(cf. 6145.2 - Athletic Competition)

(cf. 6164.4 - Identification and Evaluation of Individuals for Special Education)

(cf. 6164.6 - Identification and Education Under Section 504)

All individuals shall be treated equitably in the receipt of LACOE and school services. Personally identifiable information collected in the implementation of any LACOE program, including, but not limited to, student and family information for the free and reduced-price lunch program, transportation, or any other educational program, shall be used only for the purposes of the program, except when the County Superintendent or designee authorizes its use for another purpose in accordance with law. Resources and data collected by LACOE shall not be used, directly or by others, to compile a list, registry, or database of individuals based on race, gender, sexual orientation, religion, ethnicity, national origin, or immigration status or any ~~other category~~ of the categories identified above.

LACOE programs and activities shall be free of any discriminatory use, selection, or rejection of textbooks, instructional materials, library books, or similar educational resources.

The use of any textbook, instructional material, supplemental instructional material, or other curriculum for classroom instruction, or any book or other resource in a school library shall not be rejected or prohibited by the County Board or LACOE on the basis that it includes a study of the role and contributions of any individual or group consistent with the requirements

NONDISCRIMINATION IN LACOE PROGRAMS AND ACTIVITIES (continued)

of Education Code 51204.5 and 60040, unless such study would violate Education Code 51501 or 60044. (Education Code 243)

Additionally, the use of any textbook, instructional material, supplemental instructional material, or other curriculum for classroom instruction, or any book or other resource in a school library shall not be adopted by the County Board or LACOE if the use would subject a student to unlawful discrimination as specified in Education Code 220. (Education Code 244)

LACOE's programs and activities shall be free of any racially derogatory or discriminatory school or athletic team names, mascots, or nicknames.

Annually, the Superintendent or designee shall review LACOE programs and activities to ensure the removal of any derogatory or discriminatory name, image, practice, or other barrier that may unlawfully prevent an individual or group in any of the protected categories stated above from accessing LACOE's programs and activities. The County Superintendent or designee shall take prompt, reasonable actions to remove any identified barrier. The County Superintendent or designee shall report the findings and recommendations to the County Board after each review.

(cf. 1330 - Use of Facilities)

~~All~~ Except for allegations of sex discrimination or sex-based harassment, allegations of unlawful discrimination in LACOE's programs and activities shall be brought, investigated and resolved in accordance with the procedures specified in AR 1312.3 – Uniform Complaint Procedures, for students, and Administrative Regulation 4030 – Nondiscrimination in Employment, for employees. Complaints alleging sex discrimination, including sex-based harassment, shall be investigated and resolved in accordance with 34 CFR 106.44 and 106.45 and as specified in Administrative Regulation 5145.71 – Title IX Sex Discrimination and Sex-Based Harassment Complaint Procedures, for students, and Administrative Regulation 4119.12/4219.12/4319.12 – Title IX Sex Discrimination and Sex-Based Harassment Complaint Procedures, for employees.

(cf. 1312.3 – Uniform Complaint Procedures)

Pursuant to 34 CFR 104.8 and ~~34 CFR~~ 106.8, the County Superintendent or designee will notify students, parents/guardians, employees, employee organizations, applicants for admission and employment, and sources of referral for applicants about LACOE's policy on nondiscrimination and related complaint procedures. Such notification shall be included in each announcement, bulletin, catalog, handbook, application form, or other materials distributed to these groups and, as applicable, to the public. As appropriate, such notification shall be posted in LACOE's schools and offices, including staff lounges, student government meeting rooms, and other prominent locations and shall be posted on LACOE's website and, when available, LACOE-supported social media.

NONDISCRIMINATION IN LACOE PROGRAMS AND ACTIVITIES (continued)

(cf. 1113 – Web Sites)
(cf. 1114 – LACOE Approved Social Media)
(cf. 1312.3 - Uniform Complaint Procedures)
(cf. 4031 - Complaints Concerning Discrimination in Employment)
(cf. 4112.9/4212.9/4312.9 - Employee Notifications)
(cf. 5145.6 - Parental Notifications)

In addition, the annual parental notification shall inform parents/guardians of their children's right to a free public education regardless of immigration status or religious beliefs, including information on educational rights issued by the California Attorney General. Alternatively, such information may be provided through any other cost-effective means determined by the Superintendent or designee. (Education Code 234.7)

LACOE's nondiscrimination policy and related informational materials shall be published in a format that parents/guardians can understand and, when ~~required by law~~ 15 percent or more of a school's students speak a single primary language other than English, those materials shall be translated into that other language., in a language other than English. (Education Code 48985; 20 USC 6312)

Access for Individuals with Disabilities

LACOE programs and facilities, viewed in their entirety, shall be in compliance with the Americans with Disabilities Act (ADA) and any implementing standards and/or regulations. When structural changes to existing LACOE facilities are needed to provide individuals with disabilities access to programs, services, activities, or facilities, the Superintendent or designee shall develop a transition plan that sets forth the steps for completing the changes.

(cf. 7110 - Facilities Master Plan)

The County Superintendent or designee will ensure that LACOE's web and mobile applications comply with technical standards prescribed by law, and as necessary, shall provide ~~provides~~ auxiliary aids and services ~~when necessary~~ to afford individuals with disabilities equal opportunity to participate in or enjoy the benefits of a LACOE services, programs, or activity activities. These aids and services may include, but are not limited to, qualified interpreters or readers, assistive listening devices, assistive technologies or other modifications to increase accessibility to LACOE and school websites, notetakers, written materials, taped text, and Braille or large print materials.

(cf. 6020 - Parent Involvement)

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

(cf. 6020 - Parent Involvement)
(cf. 9320 - Meetings and Notices)
(cf. 9322 - Agenda/Meeting Materials)

NONDISCRIMINATION IN LACOE PROGRAMS AND ACTIVITIES (continued)

The individual identified in AR 1312.3 - Uniform Complaint Procedures as the employee responsible for coordinating LACOE's response to complaints and for complying with state and federal civil rights laws is hereby designated as LACOE's ADA coordinator. The compliance officer shall receive and address requests for accommodation submitted by individuals with disabilities, and shall investigate and resolve complaints regarding their access to LACOE's programs, services, activities, or facilities.

Hugo Aceves
(Name)

ADA Title II Coordinator, Risk Management)
(Title or Position)

12830 Columbia Way, Downey, CA 90242
(Address)

(562) 922-6153
(Telephone number)

Aceves_Hugo@laoe.edu
(Email)

Legal Reference:

EDUCATION CODE
200-262.4 Prohibition of discrimination
48980 Parent/Guardian notifications
48985 Notices to parents in language other than English
51007 Legislative intent: state policy
51204.5 Social sciences instruction; contributions of specified groups
51501 Nondiscriminatory subject matter
60010 Instructional materials; definition
60040-60052 Requirements for instructional materials
GOVERNMENT CODE
8310.3 California Religious Freedom Act
11000 Definitions
11135 Nondiscrimination in programs or activities funded by state
11138 Rules and regulations
12900-12996 Fair Employment and Housing Act
54953 Meetings; Americans with Disabilities Act accessibility
54953.2 Brown Act compliance with Americans with Disabilities Act
PENAL CODE
422.55 Definition of hate crime
422.6 Interference with constitutional right or privilege
CODE OF REGULATIONS, TITLE 5
4600-4687 Uniform complaint procedures
4900-4965 Nondiscrimination in elementary and secondary education programs
UNITED STATES CODE, TITLE 20
1400-1482 Individuals with Disabilities in Education Act
1681-1688 Discrimination based on sex or blindness, Title IX
2301-2415 Carl D. Perkins Vocational and Applied Technology Act
6311 State plans

NONDISCRIMINATION IN LACOE PROGRAMS AND ACTIVITIES (continued)

Legal references (continued)

6312 *Local education agency plans*
UNITED STATES CODE, TITLE 29
794 *Section 504 of the Rehabilitation Act of 1973*
UNITED STATES CODE, TITLE 42
2000d-2000d-7 *Title VI, Civil Rights Act of 1964*
2000e-2000e-17 *Title VII, Civil Rights Act of 1964 as amended*
2000h-2000h-6 *Title IX*
12101-12213 *Americans with Disabilities Act*
CODE OF FEDERAL REGULATIONS, TITLE 28
35.101-35.190 *Americans with Disabilities Act*
36.303 *Auxiliary aids and services*
CODE OF FEDERAL REGULATIONS, TITLE 34
100.1-100.13 *Nondiscrimination in federal programs, effectuating Title VI*
104.1-104.39 *Section 504 of the Rehabilitation Act of 1973*
106.1-106.61 *Discrimination on the basis of sex, effectuating Title IX, especially:*

Management Resources:

CSBA PUBLICATIONS
Legal Guidance on Rights of Transgender and Gender Nonconforming Students in Schools, October 2022
Providing a Safe, Nondiscriminatory School Environment for Transgender and Gender-Nonconforming Students, Policy Brief, February 2014
Safe Schools: Strategies for Governing Boards to Ensure Student Success, 2011
Parental and Student Rights in Relation to Transgender and Gender Nonconforming Students, Recently Asked Questions, August 2023
Instructional Materials Adoptions: State and local governing board processes, roles, and responsibilities, February 2024
Fact Sheet: Instructional Materials Adoption: Local governing board responsibilities, February 2024
Reference: State Roles, Responsibilities, and Process for Instructional Materials Adoption, February 2024
CALIFORNIA CIVIL RIGHTS DEPARTMENT PUBLICATIONS
California Law Prohibits Workplace Discrimination and Harassment
CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES PUBLICATIONS
Policy and Procedures Letter No. 23-004, February 2023
Policy and Procedures Letter No. 21-017R, December 2021
CALIFORNIA OFFICE OF THE ATTORNEY GENERAL PUBLICATION
Promoting a Safe and Secure Learning Environment for All: Guidance and Model Policies to Assist California's K-12 Schools in Responding to Immigration Issues, April 2018
Guidance to School Officials re: Legal Requirements for Providing Inclusive Curricula and Books, January 2024
U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS PUBLICATIONS
Dear Colleague Letter: Race and School Programming, August 2023
Dear Colleague Letter: Frequently Asked Questions About the June 29, 2010 Dear Colleague Letter, May 26, 2011
Supporting Transgender Youth in School, June 2021
Dear Colleague Letter: Resource on Confronting Racial Discrimination in Student Discipline, May 2023
Dear Colleague Letter: Transgender Students, May 2016
Dear Colleague Letter: Harassment and Bullying, October 2010
Dear Colleague Letter: Electronic Book Reader, June 29, 2010
Protecting Students from Harassment and Hate Crime, January 1999
Nondiscrimination in Employment Practices in Education, August 1991

NONDISCRIMINATION IN LACOE PROGRAMS AND ACTIVITIES (continued)

Legal references (continued)

Dear Colleague Letter: Protecting Students from Discrimination, such as Harassment, Based on Race, Color, or National Origin, Including Shared Ancestry or Ethnic Characteristics, May 2024

Dear Colleague Letter: Discrimination, Including Harassment, Based on Shared Ancestry or Ethnic Characteristics, November 2023

U.S. DEPARTMENT OF JUSTICE, CIVIL RIGHTS DIVISION PUBLICATIONS

Guidance on Web Accessibility and the ADA, March 2022

2010 ADA Standards for Accessible Design, September 2010

Accessibility of State and Local Government Websites to People with Disabilities, February 2020

Fact Sheet: New Rule on the Accessibility of Web Content and Mobile Apps Provided by State and Local Governments, April 2024

WORLDWIDE WEB CONSORTIUM PUBLICATIONS

Web Content Accessibility Guidelines, December 2008

Web Content Accessibility Guidelines, September 2023

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

California Civil Rights Department: <https://calcivilrights.ca.gov/>

California Department of Health Care Services (<https://www.dhcs.ca.gov>)

Safe Schools Coalition: <http://www.casafeschoolscoalition.org>

Pacific ADA Center: <http://www.adapacific.org>

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr>

U.S. Department of Justice, Civil Rights Division, Americans with Disabilities Act: <http://www.ada.gov>

U.S. Equal Opportunity Commission: www.eeoc.gov

World Wide Web Consortium, Web Accessibility Initiative: <http://www.w3.org/wai>

Community Relations

BP 1312.3(a)

UNIFORM COMPLAINT PROCEDURES

The County Board recognizes that LACOE has the primary responsibility to ensure compliance with applicable state and federal laws and regulations governing educational programs. The County Board encourages the early resolution of complaints whenever possible. LACOE shall investigate complaints alleging noncompliance with applicable state and federal laws and/or alleging discrimination, harassment, intimidation, or bullying and shall seek to resolve those complaints in accordance with LACOE’s Uniform Complaint Procedures (UCP). (5 CCR 4620)

Complaints Subject to UCP

LACOE’s UCP shall be used to investigate and resolve complaints regarding the following programs and activities:

1. Accommodations for pregnant and parenting students (Education Code 46015)

(cf. 5146 - Married/Pregnant/Parenting Students)

2. Adult education programs (Education Code 8500-8538, 52334.7, 52500-52617)

3. After School Education and Safety programs (Education Code 8482-8484.65)

4. Agricultural career technical education (Education Code 52460-52462)

5. Career technical and technical education and career technical and technical training programs (Education Code 52300-52462)

(cf. 6178 - Career Technical Education)

(cf. 6178.1 - Work Experience Education)

6. Child care and development programs (Education Code 8200-8488)

7. Compensatory education (Education Code 54400)

(cf. 6171 - Title I Programs)

8. Consolidated categorical aid programs (Education Code 33315; 34 CFR 299.10-299.12)

9. Course periods without educational content (Education Code 51228.1-51228.3)

UNIFORM COMPLAINT PROCEDURES (continued)

10. Discrimination, harassment, intimidation, or bullying in LACOE programs and activities, including in those programs or activities funded directly by or that receive or benefit from any state financial assistance, based on a person’s actual or perceived characteristics of race or ethnicity, color, ancestry, nationality, national origin, immigration status, ethnic group identification, age, religion, ~~marital status, pregnancy, parental status,~~ physical or mental disability, medical condition, ~~sex, sexual orientation, gender, gender identity, gender expression,~~ or genetic information, or any other characteristic identified in Education Code 200 or 220, Government Code 11135, or Penal Code 422.55, or based on the person's association with a person or group with one or more of these actual or perceived characteristics (5 CCR 4610)

Discrimination includes, but is not limited to, the County Board’s refusal to approve the use or prohibit the use of any textbook, instructional material, supplemental instructional material, or other curriculum for classroom instruction, or any book or other resource in a school library, on the basis that it includes a study of the role and contributions of any individual or group consistent with the requirements of Education Code 51204.5 and 60040, unless such study would violate Education Code 51501 or 60044. Additionally, discrimination includes, but is not limited to, the County Board’s adoption or approval of use of any textbook, instructional material, supplemental instructional material, or other curriculum for classroom instruction, or any book or other resource in a school library if the use would subject a student to unlawful discrimination pursuant to Education Code 220. A complaint alleging such unlawful discrimination may, in addition to or in lieu of being filed with LACOE, be directly filed with the California Superintendent of Public Instruction (SPI). (Education Code 243, 244)

The UCP shall not be used to investigate and resolve employment discrimination complaints. (5 CCR 4611)

(cf. 0410 - Nondiscrimination in LACOE Programs and Activities)
(cf. 5145.3 - Nondiscrimination/Harassment)
(cf. 5145.7 - Sexual Harassment)
(cf. 5145.71 - Title IX Sexual Harassment Complaint Procedures)

11. Educational and graduation requirements for students in foster care, students experiencing homelessness, students from military families, students formerly in a juvenile court school, students who are migratory, and newcomer students ~~participating in a newcomer program~~ (Education Code 48645.7, 48853, 48853.5, 49069.5, 51225.1, 51225.2)

(cf. 6173 - Education for Homeless Children and Youth)
(cf. 6173.1 - Education for Foster Youth)
(cf. 6173.2 - Education of Children of Military Families)

12. Every Student Succeeds Act (Education Code 52059.5; 20 USC 6301 et seq.)
13. Local control and accountability plan (Education Code 52075)

UNIFORM COMPLAINT PROCEDURES (continued)

(cf. 0460 - Local Control and Accountability Plan)

14. Migrant education (Education Code 54440-54445)
15. Physical education instructional minutes (Education Code 51210, 51222, 51223)

(cf. 6142.7 - Physical Education and Activity)

16. Student fees (Education Code 49010-49013)

(cf. 3260 - Fees and Charges)

17. Reasonable accommodations to a lactating student (Education Code 222)
18. Regional occupational centers and programs (Education Code 52300-52334.7)

(cf. 6178.2 - Regional Occupational Program)

19. School plans for student achievement as required for the consolidated application for specified federal and/or state categorical funding (Education Code 64001)

(cf. 0420 - School Plans/Site Councils)

20. School site councils as required for the consolidated application for specified federal and/or state categorical funding (Education Code 65000)

(cf. 0420 - School Plans/Site Councils)

21. State preschool programs (Education Code 8207-8255)

(cf. 5148.3 - Birth to Five Early Care and Education)

22. State preschool health and safety issues in license-exempt programs (Education Code 8212)
23. Any complaint alleging retaliation against a complainant or other participant in the complaint process or anyone who has acted to uncover or report a violation subject to this policy
24. Any other state or federal educational program the SPI or designee deems appropriate

The County Board recognizes that alternative dispute resolution (ADR) can, depending on the nature of the allegations, offer a process for resolving a complaint in a manner that is acceptable to all parties. An ADR process such as mediation may be offered to resolve complaints that involve more than one student and no adult. However, mediation shall not be offered or used

UNIFORM COMPLAINT PROCEDURES (continued)

to resolve any complaint ~~involving sexual assault or~~ where there is a reasonable risk that a party to the mediation would feel compelled to participate. The County Superintendent or designee shall ensure that the use of ADR is consistent with federal, state, and local ~~federal~~ laws and regulations.

LACOE shall protect all complainants from retaliation. In investigating complaints, the confidentiality of the parties involved shall be protected as required by law. For any complaint alleging retaliation or unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), the County Superintendent or designee shall keep the identity of the complainant, and/or the subject of the complaint if different from the complainant, confidential when appropriate and as long as the integrity of the complaint process is maintained.

(cf. 4119.23/4219.23/4319.23 - Unauthorized Release of Confidential/Privileged Information)
(cf. 5125 - Student Records)
(cf. 9011 - Disclosure of Confidential/Privileged Information)

When an allegation that is not subject to UCP is included in a UCP complaint, LACOE shall refer the non-UCP allegation to the appropriate staff or agency and shall investigate and, if appropriate, resolve the UCP-related allegation(s) through LACOE's UCP.

The County Superintendent or designee shall provide training to LACOE staff to ensure awareness and knowledge of current law and requirements related to UCP, including the steps and timelines specified in this policy and the accompanying administrative regulation.

(cf. 4131 - Staff Development)
(cf. 4231 - Staff Development)
(cf. 4331 - Staff Development)

The County Superintendent or designee shall maintain a record of each complaint and subsequent related actions, including steps taken during the investigation and all information required for compliance with 5 CCR 4631 and 4633.

(cf. 3580 - LACOE_Records)

Non-UCP Complaints

The following complaints shall not be subject to LACOE's UCP but shall be investigated and resolved by the specified agency or through an alternative process:

1. Any complaint alleging child abuse or neglect shall be referred to the County Department of Social Services, Protective Services Division, or the appropriate law enforcement agency. (5 CCR 4611)

cf. 5141.4 - Child Abuse Prevention and Reporting)

UNIFORM COMPLAINT PROCEDURES (continued)

2. Any complaint alleging health and safety violations by a child development program shall, for licensed facilities, be referred to the Department of Social Services (5 CCR 4611)
3. Any complaint alleging that a student, while in an education program or activity ~~in which LACOE exercises substantial control over the context and respondent,~~ was subjected to sexual conduct known to LACOE that may reasonably constitute sex discrimination under Title IX, including sex-based harassment as defined in 34 CFR 106.2.30

Discrimination on the basis of sex includes sex stereotypes; sex characteristics; sexual orientation; gender; gender identity; gender expression; pregnancy, childbirth, termination of pregnancy, or lactation, including related medical conditions or recovery; and parental, marital, and family status. Such a complaint shall be addressed through the federal Title IX complaint procedures adopted pursuant to 34 CFR 106.44-106.45, as specified in AR 5145.71 - Title IX ~~Sexual~~ Sex Discrimination and Sex-Based Harassment Complaint Procedures. (34 CFR 106.2, 106.10, 106.11, 106.44)

4. ~~Any~~ Except for complaints alleging sex discrimination, including sex-based harassment, any complaint alleging employment discrimination or harassment shall be investigated and resolved by LACOE in accordance with the procedures specified in AR 4030 - Nondiscrimination in Employment, including the right to file the complaint with the California Civil Rights Department.

Employment complaints alleging sex discrimination, including sex-based harassment, shall be investigated and resolved as specified in 34 CFR 106.44 and 106.45 and Administrative Regulation 4119.12/4219.12/4319.12 – Title IX Sex Discrimination and Sex-Based Harassment Complaint Procedures.

5. Any complaint alleging a violation of a state or federal law or regulation related to special education, a settlement agreement related to the provision of a free appropriate public education, failure or refusal to implement a due process hearing order to which LACOE is subject, or a physical safety concern that interferes with LACOE's provision of FAPE, shall be submitted to the California Department of Education (CDE) in accordance with AR 6159.1 - Procedural Safeguards and Complaints for Special Education. (5 CCR 3200-3205)

(cf. 6159.1 - Procedural Safeguards and Complaints for Special Education)

6. Any complaint alleging noncompliance of LACOE's food service program with laws regarding meal counting and claiming, reimbursable meals, eligibility of children or adults, or use of cafeteria funds and allowable expenses shall be filed with or referred to CDE in accordance with BP 3555 - Nutrition Program Compliance. (5 CCR 15580-15584)

UNIFORM COMPLAINT PROCEDURES (continued)

7. Any allegation of discrimination based on race, color, national origin, sex, age, or disability in the LACOE food service program shall be filed with or referred to the U.S. Department of Agriculture in accordance with BP 3555 - Nutrition Program Compliance. (5 CCR 15582)
8. Any complaint related to sufficiency of textbooks or instructional materials, emergency or urgent facilities conditions that pose a threat to the health or safety of students or staff, or teacher vacancies and misassignments shall be investigated and resolved in accordance with BP 1312.4 - Williams Uniform Complaint Procedures and applicable administrative regulations. (Education Code 35186)

(cf. 1312.4 - Williams Uniform Complaint Procedures)

Legal Reference:

EDUCATION CODE

200-262.4 Prohibition of discrimination

8200-8488 Child care and development programs

8500-8538 Adult basic education

18100-18203 School libraries

32280-32289.5 School safety plan

35186 Williams uniform complaint procedures

46015 Parental leave for students

48645.7 Juvenile court schools

48853-48853.5 Foster youth

48985 Notices in language other than English

48900.5 Suspension; other means of correction

49010-49014 Student fees

49060-49079 Student records

49069.5 Rights of parents

49490-49590 Child nutrition programs

49701 Interstate Compact on Educational Opportunity for Military Children

51204.5 Social sciences instruction; contributions of specified groups

51210 Courses of study grades 1-6

51222 Physical education, secondary schools

51223 Physical education, elementary school

51225.1-51225.2 Foster youth, homeless children, former juvenile court school students, course credits; graduation requirements

51226-51226.1 Career technical education

51228.1-51228.3 Course periods without educational content

51501 Nondiscriminatory subject matter

52059.5 Statewide system of support

52060-52077 Local control and accountability plan

52075 Complaint for lack of compliance with local control and accountability plan requirements

52300-52462 Career technical education

52500-52617 Adult schools

54400-54425 Compensatory education programs

54440-54445 Migrant education

54460-54529 Compensatory education programs

59000-59300 Special schools and centers

60010 Instructional materials; definition

60040-60052 Requirements for instructional materials

UNIFORM COMPLAINT PROCEDURES (continued)

Legal references (continued)

64000-64001 Consolidated application process; school plan for student achievement
65000-65001 School site councils
GOVERNMENT CODE
11135 Nondiscrimination in programs or activities funded by state
12900-12996 Fair Employment and Housing Act
HEALTH AND SAFETY CODE
1596.7925 California Child Day Care Act; health and safety regulations
PENAL CODE
422.55 Hate crime; definition
422.6 Interference with constitutional right or privilege
CODE OF REGULATIONS, TITLE 2
11023 Harassment and discrimination prevention and correction
CODE OF REGULATIONS, TITLE 5
3200-3205 Special education compliance complaints
4600-4670 Uniform complaint procedures
4680-4687 Williams uniform complaint procedures
4690-4694 Complaints regarding health and safety issues in license-exempt preschool programs
4900-4965 Nondiscrimination in elementary and secondary education programs
15580-15584 Child nutrition programs complaint procedures
UNITED STATES CODE, TITLE 20
1221 Application of laws
1232g Family Educational Rights and Privacy Act
1681-1688 Title IX of the Education Amendments of 1972
6301-6576 Title I Improving the academic achievement of the disadvantaged
6801-7014 Title III language instruction for English Learners and immigrant students
UNITED STATES CODE, TITLE 29
794 Section 504 of Rehabilitation Act of 1973
UNITED STATES CODE, TITLE 42
2000d-2000e-17 Title VI and Title VII Civil Rights Act of 1964, as amended
2000h-2-2000h-6 Title IX of the Civil Rights Act of 1964
6101-6107 Age Discrimination Act of 1975
11431-11435 McKinney-Vento Homeless Assistance Act
12101-12213 Americans with Disabilities Act
CODE OF FEDERAL REGULATIONS, TITLE 28
35.107 Nondiscrimination on basis of disability; complaints
CODE OF FEDERAL REGULATIONS, TITLE 34
99.1-99.67 Family Educational Rights and Privacy Act
100.3 Prohibition of discrimination on basis of race, color or national origin
104.7 Designation of responsible employee for Section 504
106.1-106.82 Nondiscrimination on the basis of sex in education programs, especially:
106.8 Designation of responsible employee and adoption of grievance procedures
106.30 Discrimination on the basis of sex in education programs and activities; Definitions
106.44 Response to notice of sexual harassment
106.45 Titles IX sexual harassment complaint procedures
110.25 Notification of nondiscrimination on the basis of age

Legal References (continued next page)

UNIFORM COMPLAINT PROCEDURES (continued)

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Sample UCP Board Policies and Procedures

Uniform Complaint Procedure Program Instrument

U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS PUBLICATIONS

Questions and Answers on the Title IX Regulations on Sexual Harassment, July 2021

Part 1: Questions and Answers Regarding the Department's Title IX Regulations, January 2021

Dear Colleague Letter: Responding to Bullying of Students with Disabilities, October 2014

U.S. DEPARTMENT OF JUSTICE PUBLICATIONS

Guidance to Federal Financial Assistance Recipients Regarding Title VI Prohibition Against National Origin Discrimination Affecting Limited English Proficient Persons, 2007

Guidance to School Officials re: Legal Requirements for Providing Inclusive Curricula and Books, January 2024

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

California Department of Fair Employment and Housing: <https://www.dfeh.ca.gov>

California Department of Social Services: <https://www.cdss.ca.gov>

Student Privacy Policy Office: <https://www2.ed.gov/about/offices/list/opepd/sppo>

U.S. Department of Agriculture: <https://www.usda.gov>

U. S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr>

U.S. Department of Justice: <http://www.justice.gov>

Students

BP 5145.3(a)

NONDISCRIMINATION/HARASSMENT

This policy shall apply to all acts constituting unlawful discrimination or harassment related to school activity or to school attendance occurring within a LACOE school or program, and to acts which occur off campus or outside of LACOE school-related or school-sponsored activities but which may have an impact or create a hostile environment at the LACOE school.

LACOE is committed to providing a safe school environment that allows all students equal access to opportunities in admission and access to LACOE's academic and other educational support programs, services, guidance and counseling programs, athletic programs, testing procedures, and other activities. LACOE programs and activities shall be free from discrimination, including harassment, intimidation, and bullying, of any student by anyone, based on the with respect to a student's actual or perceived race, color, ancestry, national origin, ethnicity, ethnic group identification, citizenship status, immigration status, age, religion, marital, family, or parental status, pregnancy, childbirth, termination of pregnancy or lactation, including related medical conditions or recovery, physical or mental disability, sex, sex stereotypes, sex characteristics, 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. Specifically, state law prohibits discrimination on the basis of gender in enrollment, counseling, and the availability of physical education, athletic activities, and sports. Transgender students shall be permitted to participate in gender-segregated school programs and activities (e.g., athletic teams, sports competitions, and field trips) and to use facilities consistent with the student's gender identity. LACOE assures that lack of English language skills will not be a barrier to admission or participation in LACOE programs. Unlawful discrimination against a student in any LACOE school, program, or activity, including discriminatory harassment, intimidation, and bullying, is prohibited. Any form of retaliation against an individual who files or otherwise participates in the filing or investigation of a complaint or report regarding an incident of discrimination is also prohibited.

(cf. 0410 - Nondiscrimination in LACOE Programs and Activities)

(cf. 5145.7 - Sexual Harassment)

Unlawful discrimination may result from physical, verbal, nonverbal, or written conduct against a student based on the student's actual or perceived race, color, ancestry, nationality, national origin, immigration status, ethnic group identification, ethnicity, age, religion, marital status, pregnancy, parental status, physical or mental disability, medical condition, sex, sexual orientation, gender, gender identity, gender expression, or genetic information, or the student's association with a person or group with one or more of these actual or perceived characteristics. Unlawful discrimination also occurs when the prohibited conduct is so severe, persistent, or pervasive that it affects a student's ability to participate in or benefit from an educational program or activity; creates an intimidating, threatening, hostile, or offensive educational environment; has the effect of substantially or unreasonably interfering with a student's academic performance; or otherwise adversely affects a student's educational opportunities.

NONDISCRIMINATION/HARASSMENT (continued)

Gender identity of a student means the student's gender-related identity, appearance, or behavior as determined from the student's internal sense, whether or not that gender-related identity, appearance, or behavior is different from that traditionally associated with the student's physiology or assigned sex at birth.

Gender expression means a student's gender-related appearance and behavior, whether stereotypically associated with the student's assigned sex at birth. (Education Code 210.7)

Unlawful discrimination also includes disparate treatment of students based on one of the categories above with respect to the provision of opportunities to participate in any LACOE school, program, or activity, or the provision or receipt of educational benefits or services, such as prohibiting a student from enrolling in a class or course on the basis of the student's sex.

Because unlawful discrimination could occur when disciplining students, including suspension and expulsion, the County Superintendent or designee shall ensure that staff enforce discipline rules fairly, consistently and in a non-discriminatory manner, as specified in Board Policy and Administrative Regulation 5144 - Discipline, Board Policy and Administrative Regulation 5144.1 - Suspension and Expulsion/Due Process, and Administrative Regulation 5144.2 - Suspension and Expulsion/Due Process (Students With Disabilities).

When, as permitted by law, LACOE maintains sex-segregated facilities, such as restrooms and locker rooms, or offers sex-segregated programs and activities, such as physical education classes, students may choose to access facilities and participate in such programs and activities consistent with the student's gender identity. In addition, students may choose to participate in accordance with their gender identity in other circumstances where students are separated by gender, such as for class discussions, yearbook pictures, and field trips.

Each student's gender identity shall be the gender asserted by the student. Transgender and gender-nonconforming students shall be afforded the same rights, benefits, and protections as all LACOE students.

Complaints of unlawful discrimination, including discriminatory harassment, intimidation, or bullying or retaliation may be filed in accordance with LACOE's uniform complaint procedures (UCP) pursuant to BP 1312.3 – Uniform Complaint Procedures. Such complaints must be filed no later than six months after knowledge of the alleged discrimination was first obtained. These terms are defined by state or federal statute. For a complaint form or additional information, contact the Title IX Coordinator or your site principal. The Coordinator is:

~~Diana Velasquez, Executive Director, Educational Programs
9300 Imperial Highway, EC-223
Downey, CA 90242
Phone: (562) 803-8451; Fax: (562) 469-4346
Email: ComplianceSupportServices@lacoedu~~

NONDISCRIMINATION/HARASSMENT (continued)

Lauren Sheahan
Title IX Coordinator
Los Angeles County Office of Education
9300 Imperial Highway, Downey, CA 90242
(562) 803-8506
Sheahan_Lauren@lacoed.edu

~~For~~ Complaints alleging of sex discrimination, including sex-based harassment, under Title IX shall be investigated and resolved in accordance with the procedures specified in 34 CFR 106.44 and 106.45 and Administrative Regulation 5145.71 – Title IX Sex Discrimination and Sex-Based Harassment Complaint Procedures. sexual harassment, it is the responsibility of LACOE's Title IX Coordinator to determine whether the complaint should be addressed through UCP or, if the alleged conduct meets the federal definition of sexual harassment pursuant to 34 CFR 106.30, the complaint procedures established in 34 CFR 106.44-106.45.

Regardless of whether a complainant complies with the writing, timeline, and/or other formal filing requirements, all complaints alleging unlawful discrimination, including discriminatory harassment, intimidation, or bullying, shall be investigated and prompt action shall be taken to stop the discrimination, prevent recurrence, and address any continuing effect on students.

(cf. 0410 - Nondiscrimination in LACOE Programs and Activities)
(cf. 5146 - Married/Pregnant/Parenting Students)
(cf. 6164.6 - Identification and Education Under Section 504)
(cf. 1312.3 - Uniform Complaint Procedures)
(cf. 5145.71 - Title IX Sexual Harassment Complaint Procedures)

The County Board prohibits discrimination, intimidation, or harassment or bullying of any student by any employee, student, or other person in LACOE. Prohibited harassment includes physical, verbal, nonverbal, or written conduct based on one of the categories listed above that is so severe and pervasive that it affects a student's ability to participate in or benefit from an educational program or activity; creates an intimidating, threatening, hostile, or offensive educational environment; has the purpose or effect of substantially or unreasonably interfering with a student's academic performance; or otherwise adversely affects the student's educational opportunities.

The County Board also prohibits any form of retaliation against any student who files a complaint or report regarding an incident of discrimination, harassment, intimidation, or bullying. Retaliation complaints shall be investigated and resolved in the same manner as a discrimination complaint.

School staff and volunteers shall carefully guard against segregation, bias, and stereotyping in the delivery of services, including, but not limited to, instruction, guidance, and supervision. In Juvenile Court Schools, LACOE shall work with the County Probation Department on practices and procedures for incarcerated students.

NONDISCRIMINATION/HARASSMENT (continued)

(cf. 5145.2 - Freedom of Speech/Expression)

(cf. 6145 - Extracurricular and Cocurricular Activities)

(cf. 6145.2 - Athletic Competition)

The Principal or designee shall develop a plan to provide students with appropriate accommodations when necessary for the student's protection from threatened or potentially harassing or discriminatory behavior.

The County Superintendent or designee shall facilitate students' access to the educational program by annual notifications publicizing LACOE's nondiscrimination policy and related complaint procedures to students, parents/guardians, and employees. The County Superintendent or designee shall provide training and information on the scope and use of the policy and complaint procedures and take other measures designed to increase the school community's understanding of the requirements of law related to discrimination. In addition, the Superintendent or designee shall post LACOE's policies prohibiting discrimination, harassment, intimidation, and bullying and other required information on the LACOE website in a manner that is easily accessible to parents/guardians and students, in accordance with law and the accompanying administrative regulation. (Education Code 234.1, 234.6; 34 CFR 106.8)

The County Superintendent or designee shall regularly review the implementation of LACOE's nondiscrimination policies and practices and, as necessary, shall take action to remove any identified barrier to student access to or participation in the educational program. The County Superintendent or designee shall report the findings and recommendations to the County Board after each review.

Students who engage in discrimination, including discriminatory harassment, intimidation, or bullying, or retaliation in violation of law or County Board policy or procedures or administrative regulation shall be subject to appropriate discipline, up to and including counseling, suspension, and/or involuntary release to the student's district of residence when the behavior is severe or pervasive as defined in Education Code 48900.4. Any employee who permits or engages in prohibited discrimination, harassment, intimidation, bullying, or retaliation shall be subject to disciplinary action, up to and including dismissal.

Antidiscrimination Measures

To prevent or address unlawful discrimination in LACOE schools, programs, and activities, LACOE will do the following:

1. Designation of a coordinator/compliance officer to handle complaints alleging unlawful discrimination
2. Posting of information regarding Title IX prohibitions against discrimination based on a student's sex, gender, gender identity, pregnancy, and parental status as required pursuant to Education Code 221.61, and a link to the Title IX information included on

NONDISCRIMINATION/HARASSMENT (continued)

- the California Department of Education’s (CDE) website, in a prominent and conspicuous location on the LACOE’s website in a manner that is easily accessible for parents/guardians and students, as required pursuant to Education Code 221.61 (Education Code 221.6, 221.61, 234/6)
3. Publicizing of LACOE’s nondiscrimination policies and complaint procedures
 4. Provision of training and information about LACOE’s nondiscrimination policies and complaint procedures, including information related to state and federal laws pertaining to the rights of transgender and gender-nonconforming students, to students, parents/guardians, LACOE employees, and others as applicable
 5. Establishment of a complaint process that ensures a prompt and fair resolution of complaints
 6. Provision of annual notification required by law
 7. Maintenance of student records in accordance with law
 8. Posting of LACOE’s policies and procedures prohibiting discrimination, harassment, student sexual harassment, intimidation, bullying, and cyberbullying, including a section on social media bullying that includes all of the references described in Education Code 234.6 as possible forums for social media, in a prominent location on LACOE’s website in a manner that is easily accessible to parents/guardians and students (Education Code 234.6)
 9. Posting of the definition of sex discrimination and harassment as described in Education Code 230, including the rights set forth in Education Code 221.8, in a prominent location on LACOE’s website in a manner that is easily accessible to parents/guardians and students (Education Code 234.6)
 10. Posting of a link to statewide CDE-compiled resources, including community-based organizations, that provide support to youth who have been subjected to school-based discrimination, harassment, intimidation, or bullying and to their families. Such resources shall be posted in a prominent location on the COE's website in a manner that is easily accessible to parents/guardians and students. (Education Code 234.5, 234.6)

Record-Keeping

The County Superintendent or designee shall maintain a record of all reported cases of unlawful discrimination, including discriminatory harassment, intimidation, or bullying, to enable LACOE to monitor, address, and prevent repetitive prohibited behavior in LACOE schools.

(cf. 4118 - Suspension/Dismissal/Disciplinary Action)

(cf. 4119.21/4219.21/4319.21- Professional Standards)

NONDISCRIMINATION/HARASSMENT (continued)

(cf. 4218 - Dismissal/Suspension/Disciplinary Action)
(cf. 5131 - Conduct)
(cf. 5144 - Discipline)
(cf. 5144.1 - Suspension and Expulsion/Due Process)
(cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))
(cf. 0410 - Nondiscrimination in District Programs and Activities)
(cf. 5131 - Conduct)
(cf. 5131.2 - Bullying)
(cf. 5137 - Positive School Climate)
(cf. 5146 - Married/Pregnant/Parenting Students)
(cf. 6164.6 - Identification and Education Under Section 504)

Legal References:

EDUCATION CODE

200-262.4 Prohibition of discrimination
32261 Interagency School Safety Demonstration Act of 1985
35292.5 School Restrooms; all-gender restrooms
48900.3 Suspension or expulsion for act of hate violence
48900.4 Suspension or expulsion for threats or harassment
48900.5 Suspension; other means of correction
48904 Liability of parent/guardian for willful student misconduct
48907 Student exercise of free expression
48950 Freedom of speech
48985 Translation of Notices
51500 Prohibited instruction or activity
51501 Prohibited means of instruction
60044 Prohibited instructional materials

CIVIL CODE

1714.1 Liability of parents/guardians for willful misconduct of minor

GOVERNMENT CODE

11135 Nondiscrimination in programs or activities funded by state

PENAL CODE

422.55 Definition of hate crime
422.6 Crimes, harassment

CODE OF REGULATIONS, TITLE 5

432 Student Record
4600-4687 Uniform Complaint Procedures
4900-4965 Nondiscrimination in elementary and secondary education programs

UNITED STATES CODE, TITLE 20

1681-1688 Title IX of the Education Amendments of 1972

UNITED STATES CODE, TITLE 29

794 Section 504 of Rehabilitation Act of 1973

UNITED STATES CODE, TITLE 42

2000d-2000e-17 Title VI and Title VII Civil Rights Act of 1964, as amended
2000h-2-2000h-6 Title IX of the Civil Rights Act of 1964
6101-6107 Age Discrimination Act of 1975

12101-12213 Title II equal opportunity for individuals with disabilities

CODE OF FEDERAL REGULATIONS, TITLE 28

35.107 Nondiscrimination on basis of disability; complaints
CODE OF FEDERAL REGULATIONS, TITLE 34
100.3 Prohibition of discrimination on basis of race, color or national origin
104.7 Designation of responsible employee for Section 504
104.8 Notice

NONDISCRIMINATION/HARASSMENT (continued)

Legal References (continued)

~~106.18- 106.82~~ Discrimination on the basis of sex; effectuating Title IX ~~Designation of responsible employee for Title IX~~

~~106.9~~ Notification of nondiscrimination on basis of sex

110.25 Prohibition of discrimination based on age

COURT DECISIONS

Donovan v. Poway Unified School District, (2008) 167 Cal.App.4th 567

Flores v. Morgan Hill Unified School District, (2003) 324 F.3d 1130

Management Resources:

CSBA PUBLICATIONS

Updated Legal Guidance: Protecting Transgender and Gender Nonconforming Students Against Sex Discrimination, March 2017

Providing a Safe, Nondiscriminatory School Environment for All Students, Policy Brief, April 2010

Final Guidance Regarding Transgender Students, Privacy, and Facilities, March 2014

Safe Schools: Strategies for Governing Boards to Ensure Student Success, 2011

Instructional Materials Adoptions: State and local governing board processes, roles, and responsibilities, February 2024

Fact Sheet: Instructional Materials Adoption: Local governing board responsibilities, February 2024

Reference: State Roles, Responsibilities, and Process for Instructional Materials Adoption, February 2024

CALIFORNIA DEPARTMENT OF EDUCATION LEGAL ADVISORIES

California Student Safety and Violence Prevention - Laws and Regulations, April 2004

CALIFORNIA OFFICE OF THE ATTORNEY GENERAL PUBLICATIONS

Promoting a Safe and Secure Learning Environment for All: Guidance and Model Policies to Assist California's K-12 Schools in Responding to Immigration Issues, April 2018

Guidance to School Officials re: Legal Requirements for Providing Inclusive Curricula and Books, January 2024

FIRST AMENDMENT CENTER PUBLICATIONS

Public Schools and Sexual Orientation: A First Amendment Framework for Finding Common Ground, 2006

NATIONAL SCHOOL BOARDS ASSOCIATION PUBLICATIONS

Dealing with Legal Matters Surrounding Students' Sexual Orientation and Gender Identity, 2004

U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS PUBLICATIONS

Notice of Non-Discrimination, January 1999

Dear Colleague Letter: Harassment and Bullying, October 2010

Dear Colleague Letter: Title IX Coordinators, April 2015

Resolution Agreement Between the Arcadia Unified School District, U.S. Department of Education, Office for Civil Rights, and the U.S. Department of Justice, Civil Rights Division, (2013) OCR 09-12-1020, DOJ 169-12C-70

Dear Colleague Letter: Harassment and Bullying, October 2010

Notice of Non-Discrimination, Fact Sheet, August 2010

Guidance on Constitutionally Protected Prayer and Religious Expression in Public Elementary and Secondary Schools, May 2023

Dear Colleague Letter: Protecting Students from Discrimination, such as Harassment, Based on Race, Color, or National Origin, Including Shared Ancestry or Ethnic Characteristics, May 2024

Dear Colleague Letter: Discrimination, including Harassment, Based on Shared Ancestry or Ethnic Characteristics, November 2023

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES PUBLICATIONS

Guidance to Federal Financial Assistance Recipients Regarding Title VI Prohibition Against National Origin Discrimination Affecting Limited English Proficient Persons, August 2003

NONDISCRIMINATION/HARASSMENT (continued)

Legal References (continued)

WEB SITES

CSBA: <http://www.csba.org>

California Safe Schools Coalition: <http://www.casafeschools.org>

California Department of Education: <http://www.cde.ca.gov>

California Office of the Attorney General: <http://oag.ca.gov>

First Amendment Center: <http://www.firstamendment.org>

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr>

Students

BP 5145.7(a)

SEXUAL HARASSMENT SEX DISCRIMINATION AND SEX-BASED HARASSMENT

~~Under Title IX, sexual harassment is defined as conduct on the basis of sex that satisfies one or more of the following: (1) An employee of LACOE conditioning the provision of a LACOE aid, benefit, or service on an individual's participation in unwelcome sexual conduct; (2) Unwelcome conduct determined by a reasonable person to be so severe, pervasive, and objectively offensive that it effectively denies a person equal access to the recipient's education program or activity; or (3) "Sexual assault" as defined in 20 U.S.C. 1092(f)(6)(A)(v), "dating violence" as defined in 34 U.S.C. 12291(a)(10), "domestic violence" as defined in 34 U.S.C. 12291(a)(8), or "stalking" as defined in 34 U.S.C. 12291(a)(30).~~

~~Outside of the Title IX context, sexual harassment is defined as unwelcome attention of a sexual nature that interferes with the educational performance, learning environment and/or full participation in a LACOE program or activity by any individual. Sexual harassment may, for example, be physical (including but not limited to pinching, touching, patting, or blocking movements), visual (including but not limited to posters, cartoons, sketches, gestures or other visual displays of a clearly sexual nature), or verbal (including but not limited to spoken or written comments of a clearly sexual nature) and may be used to intimidate or to coerce.~~

Student Sexual Harassment

~~The Los Angeles County Office of Education is committed to maintaining a welcoming, safe, and supportive school environment that is free from harassment and discrimination. LACOE prohibits, at school or at school-sponsored or school-related activities, sex discrimination and sexual sex-based harassment, as defined in the accompanying administrative regulation, targeted at any student, based on the student's: actual or perceived sex; sex stereotypes; sex characteristics; sexual orientation; gender; gender identity; gender expression; pregnancy, childbirth, termination of pregnancy, or lactation, including related medical conditions or recovery; and parental, marital, and family status by anyone. This includes student-to-student or peer sexual harassment as well as harassment between a student and any LACOE participant. Law enforcement will be contacted in actions involving suspected abuse. LACOE shall take all complaints of sexual harassment seriously, investigate and address identified sexual harassment, and if the investigation results in the determination that sexual harassment has occurred, take reasonable, immediate corrective action to stop the harassment, eliminate a hostile environment, and prevent future sexual harassment.~~

~~LACOE also prohibits retaliatory behavior or action against any person who reports, files a complaint or complains or testifies about conduct that reasonably may constitute sex discrimination, including sex-based harassment, or otherwise supports a complainant in alleging sexual harassment reports such conduct, or otherwise participates or refuses to participate in the complaint process established for the purpose of this policy. (Education Code 220.1; 34 CFR 106.71) To the extent possible, complaints shall be kept confidential. For situations of harassment or suspected harassment involving LACOE staff, Superintendent Policy on Personnel is applicable.~~

SEXUAL HARASSMENT **SEX DISCRIMINATION AND SEX-BASED HARASSMENT** (continued)

(cf. 5141.4 – Child Abuse Prevention And Reporting)
(cf. 0410 – Nondiscrimination in LACOE Programs and Activities)
(cf. 5131 – Conduct)
(cf. 5131.2 – Bullying)
(cf. 5145.3 – Nondiscrimination/Harassment)

LACOE strongly encourages students who feel that they are being or have experienced sex discrimination, including sex-based harassment, on school grounds or at a school-sponsored or school-related activity, or off-campus when the conduct has a continuing effect on campus, to immediately contact their teacher, the principal, LACOE’s Title IX Coordinator, or any other available school employee.

Confidential employees are employees whose communications are privileged or confidential under federal or state law. (34 CFR 106.2) Any employee who is not a confidential employee who receives a report or observes an incident of sex discrimination, including sex-based harassment, by or against a person in a LACOE education program or activity shall report the incident to the Title IX Coordinator within one workday.

Any confidential employee who receives a report of sex discrimination, including sex-based harassment, by or against a person in a LACOE education program or activity shall inform the person who provided the report of the following: (1) The employee’s status as confidential for purposes of Title IX and Title IX regulations, including the circumstances in which the employee is not required to notify the Title IX Coordinator about conduct that reasonably may constitute sex discrimination; (2) How to contact LACOE’s Title IX Coordinator and how to make a complaint of sex discrimination; and (iii) That the Title IX Coordinator may be able to offer and coordinate supportive measures, as well as initiate an informal resolution process or an investigation under the grievance procedures. 34 CFR 106.44(d).

Once notified, the Title IX Coordinator shall ensure the complaint or allegation is addressed through Administrative Regulation 5145.71 - Title IX Sex Discrimination and Sex-Based Harassment Complaint Procedures.

The Title IX Coordinator shall offer and coordinate supportive measures to be provided to the complainant and, if LACOE has begun grievance procedures or offered an informal resolution process to the respondent, offer and coordinate supportive measures to be provided to the respondent as deemed appropriate under the circumstances.

LACOE shall ensure that all LACOE staff are trained regarding LACOE’s sex discrimination and sex-based harassment policy, and that all employees receive training related to their duties under Title IX as specified in Administrative Regulation 4119.11/4219.11/4319.11 - Sex Discrimination and Sex-Based Harassment. (34 CFR 106.8)

~~SEXUAL HARASSMENT~~ SEX DISCRIMINATION AND SEX-BASED HARASSMENT (continued)

~~Sexual harassment can occur on school grounds, at a school-sponsored or school-related activity, or off campus. Sexual harassment falls under Title IX if it occurs in a LACOE education program or activity, which includes locations, events, or circumstances over which LACOE exercises substantial control over both the respondent and the context in which the sexual harassment occurs. “Respondent” is defined by 34 CFR 106.30 to mean an individual who has been reported to be the perpetrator of conduct that could constitute sexual harassment.~~

~~Once notified of an off-campus instance of sexual harassment against a student, LACOE must assess whether there are any continuing effects on campus or in an off-campus education program or activity that are creating or contributing to a hostile environment; and, if so, address that hostile environment in the same manner in which it would address a hostile environment created by on-campus misconduct.~~

~~Examples of continuing effects of off-campus sexual harassment may include a perpetrator discussing off-campus harassing conduct with other students; anxiety caused by group assignments that subject a victim to additional contact with a perpetrator; or inappropriate social media posts that cross over into on-campus conversations. The more severe the conduct, the less need there is to show a repetitive series of incidents to prove a hostile environment. A single incident of off-campus sexual violence may create an on-campus hostile environment, where the perpetrator’s mere presence on campus has the continuing effect of subjecting the victim to continued anxiety or trauma.~~

~~The foregoing procedure relating to continuing effects on campus would not apply to sexual harassment falling under Title IX.~~

~~LACOE strongly encourages students who feel that they are being or have been sexually harassed on school grounds or at a school-sponsored or school-related activity by another student or an adult, or who have experienced off-campus sexual harassment that has a continuing effect on campus, to immediately contact their teacher, the principal, LACOE’s Title IX Coordinator, or any other available school employee. Contacting law enforcement may also be appropriate depending on the circumstances. Any employee who receives a report or observes an incident of sexual harassment shall notify the Title IX Coordinator.~~

~~Once notified, the Title IX Coordinator shall ensure the complaint or allegation is addressed through AR 5145.71—Title IX Sexual Harassment Complaint Procedures or BP/AR 1312.3—Uniform Complaint Procedures, as applicable, and shall offer supportive measures to the complainant and respondent, as deemed appropriate under the circumstances. “Complainant” is defined by 34 CFR 106.30 to mean an individual who is alleged to be the victim of conduct that could constitute sexual harassment. Because a complaint or allegation that is dismissed or denied under the Title IX complaint procedure may still be subject to consideration under state law, the Title IX Coordinator shall ensure that any implementation of AR 5145.71 concurrently meets the requirements of BP/AR 1312.3.~~

SEXUAL HARASSMENT (continued)

Legal Reference: Title VI, Title VII, Title IX, Education Code 40, 41, 221.5 et seq., 33032.5, 35294 et seq., 48900 et seq.

(cf. 5141.4 – Child Abuse Prevention and Reporting)

(cf. 1312.3 – Uniform Complaint Procedures)

(cf. 5145.71 – Title IX Sexual Harassment Complaint Procedures)

~~Complaints regarding sexual harassment shall be investigated and resolved in accordance with law and LACOE procedures specified in AR 1312.3 – Uniform Complaint Procedures or AR 5145.71 – Title IX Sexual Harassment Complaint Procedures, as appropriate. Each LACOE site is responsible for notifying students and parents/guardians that complaints of sexual harassment can be filed under AR 1312.3 or AR 5145.71 – Title IX Sexual Harassment Complaint Procedures, as appropriate, and where to obtain a copy of the procedures.~~

(cf. 1312.3 – Uniform Complaint Procedures)

(cf. 5145.71 – Title IX Sexual Harassment Complaint Procedures)

~~LACOE shall inform students and parents/guardians of LACOE’s sexual harassment policy by disseminating it through parent/guardian notifications, publishing it on LACOE’s website, and including it in student and staff handbooks. All LACOE staff shall be trained regarding the policy.~~

~~In taking action to reinforce LACOE’s sexual harassment policy, staff will take the following actions:~~

- ~~1. Removing vulgar or offending graffiti~~
- ~~2. Providing training to students, staff, and parents/guardians about how to recognize harassment and how to respond~~

(cf. 4131/4231/4331 – Staff Development)

- ~~3. Consistent with the laws regarding the confidentiality of student and personnel records, communicating the school’s response to parents/guardians and the community~~

(cf. 4119.23/4219.23/4319.23 – Unauthorized Release of Confidential/Privileged Information)

(cf. 5125 – Student Records)

- ~~4. Taking appropriate disciplinary action~~

~~— In addition, disciplinary measures may be taken against any person who is found to have made a complaint of sexual harassment which he/she knew was not true.~~

(cf. 4118 – Suspension/Disciplinary Action)

(cf. 4218 – Dismissal/Suspension/Disciplinary Action)

(cf. 5144.1 – Suspension and Expulsion/Due Process)

(cf. 5144.2 – Suspension and Expulsion/Due Process (Students with Disabilities))

~~SEXUAL HARASSMENT~~ SEX DISCRIMINATION AND SEX-BASED HARASSMENT (continued)

Instruction/Information

LACOE will ensure that all LACOE students receive age-appropriate ~~instruction and~~ information on sex discrimination and sexual sex-based harassment. Such instruction and information shall include:

1. What acts and behavior constitute sex discrimination and sexual sex-based harassment, including the fact that sex discrimination and sexual sex-based harassment could occur between people of the same sex and could involve sexual violence
2. A clear message that students do not have to endure sex discrimination or sexual sex-based harassment under any circumstance
3. Encouragement to report observed instances of sex discrimination and sexual sex-based harassment, even when the victim of the harassment has not complained
4. A clear message that student safety is LACOE's primary concern, and that any separate rule violation involving an alleged victim or any other person reporting a sex discrimination or sexual sex-based harassment incident will be addressed separately and will not affect the manner in which the sex discrimination or sexual sex-based harassment complaint will be received, investigated, or resolved
5. A clear message that, regardless of a complainant's noncompliance with the writing, timeline, or other formal filing requirements, every sex discrimination and sexual sex-based harassment allegation that involves a student, whether as the complainant, respondent, or victim of sex discrimination or sexual sex-based harassment, shall be investigated and ~~prompt~~ action shall be taken to ~~stop and/or~~ respond to any harassment, prevent recurrence, and address any continuing effect on students
6. Information about LACOE's procedures for investigating complaints and the person(s) to whom a report of sex discrimination and/or sexual sex-based harassment should be made
7. Information about the rights of students and parents/guardians to file a civil or criminal complaint, as applicable, including the right to file a civil or criminal complaint while LACOE's investigation of a sex discrimination or sexual sex-based harassment complaint continues
8. A clear message that, when needed, LACOE will implement supportive measures to ensure a safe school environment for a student who is the complainant or victim of sex discrimination and/or sexual sex-based harassment and/or other students during an investigation

~~SEXUAL HARASSMENT~~ SEX DISCRIMINATION AND SEX-BASED HARASSMENT (continued)

~~(cf. 5137 – Positive School Climate)~~

~~(cf. 5145.3 – Nondiscrimination/Harassment)~~

~~(cf. 6142.1 – Sexual Health and HIV/AIDS Prevention Instruction)~~

Disciplinary Actions

Upon completion of an investigation of sex discrimination and/or sex-based harassment, any student found to have engaged in sex discrimination, and/or sex-based harassment or sexual violence, in violation of this policy, shall be subject to disciplinary action. Disciplinary action may include suspension and/or expulsion, provided that, in imposing such discipline, the entire circumstances of the incident(s) shall be taken into account.

Upon investigation of sex discrimination and/or sex-based harassment, any employee found to have engaged in sex discrimination against, and/or sex-based harassment or sexual violence toward, any student, shall be subject to disciplinary action, up to and including dismissal, in accordance with law, the applicable collective bargaining agreement, and the Superintendent's policy.

Notice of LACOE Policy

A copy of the LACOE's sexual harassment policy and regulation shall:

1. ~~Be included in the notifications that are sent to parents/guardians at the beginning of each school year (Education Code 48980; 5 CCR 4917)~~
2. ~~Be displayed in a prominent location in the main administrative building or other area where notices of LACOE rules, regulations, procedures, and standards of conduct are posted (Education Code 231.5)~~
3. ~~Be posted on the LACOE and school web sites and, when available, on LACOE-supported social media~~
4. ~~Be provided as part of any orientation program conducted for student enrollment (Education Code 231.5)~~
5. ~~Appear in any publication that sets forth the program/school's or LACOE's comprehensive rules, regulations, procedures, and standards of conduct (Education Code 231.5)~~
6. ~~Be included in the specialized high school LACHSA and IPoly's student handbook~~
7. ~~Be made available to the County Superintendent for distribution to employees and employee organizations~~

~~SEXUAL HARASSMENT~~ SEX DISCRIMINATION AND SEX-BASED HARASSMENT (continued)

~~8. This Notice will include a statement of policy, definitions, how to file a complaint, confidentiality of any investigations into complaints, LACOE's policy against retaliation for complaints, and the disciplinary consequences of substantiated claims of harassment and false claims~~

~~Legal Reference: Title VI, Title IX, OCR Guidelines, Education Code 212.5, 221.5, 220, 230, 35294 et seq. [Stats. 1997, c. 736 (SB 187)], 48980.~~

~~Upon completion of an investigation of a sexual harassment complaint, any student found to have engaged in sexual harassment or sexual violence in violation of this policy shall be subject to disciplinary action. For students in grades 4-12, disciplinary action may include suspension and/or expulsion, provided that, in imposing such discipline, the entire circumstances of the incident(s) shall be taken into account.~~

~~(cf. 5144—Discipline)
(cf. 5144.1—Suspension and Expulsion/Due Process)~~

~~Upon investigation of a sexual harassment complaint, an employee found to have engaged in sexual harassment or sexual violence toward any student shall be subject to disciplinary action, up to and including dismissal, in accordance with law and the applicable collective bargaining agreement.~~

~~(cf. 5131—Conduct)
(cf. 4117.7—Employment Status Reports)
(cf. 4118—Dismissal/Suspension/Disciplinary Action)
(cf. 4119.11/4219.11/4319.11—Sexual Harassment)
(cf. 4218—Dismissal/Suspension/Disciplinary Action)~~

~~To file a Title IX Complaint or for questions on this policy or related matters contact:~~

~~Dr. Diana Velasquez Title IX Coordinator
9300 Imperial Highway, EC 222, Downey, CA 90242
(562) 803-8451
velasquez_diana@lacoed.edu~~

~~(cf. 5131—Conduct)
(cf. 5144.1—Suspension and Expulsion/Due Process)
(cf. 5144.2—Suspension and Expulsion/Due Process (Students with Disabilities))~~

Confidentiality and Record-Keeping

~~All complaints and allegations of sexual harassment shall be kept confidential except as necessary to carry out the investigation or take other subsequent necessary action. (5-CCR 4964)~~

SEXUAL HARASSMENT **SEX DISCRIMINATION AND SEX-BASED HARASSMENT** (continued)

~~(cf. 4119.23/4219.23/4319.23 – Unauthorized Release of Confidential/Privileged Information)~~
~~(cf. 5125 – Student Records)~~

~~In accordance with law and district policies and regulations, LACOE will maintain a record of all reported cases of sexual harassment to enable LACOE to monitor, address, and prevent repetitive harassing behavior in the schools.~~

~~(cf. 3580 – LACOE Records)~~

LACOE shall maintain records in accordance with law, including in accordance with 34 CFR 106.8 as specified in Administrative Regulation 5145.71 - Title IX Sex Discrimination and Sex-Based Harassment Complaint Procedures, and LACOE policies and regulations, of all reported cases of sex-based harassment to enable LACOE to monitor, address, and prevent repetitive harassing behavior in LACOE schools.

Legal References:

EDUCATION CODE

200-262.4 Prohibition of discrimination on the basis of sex

220.1 Prohibition of retaliation related to educational equity

220.3 Prohibition of disclosure of information related to student's sexual orientation, gender identity, or gender expression

220.5 Prohibition of policies requiring disclosure of information related to student's sexual orientation, gender identity, or gender expression

35292.5 School restrooms; all-gender restrooms

48900 Grounds for suspension or expulsion

48900.2 Additional grounds for suspension or expulsion; sexual harassment

48904 Liability of parent/guardian for willful student misconduct

48980 Notice at beginning of term

48985 Notices, report, statements and records in primary language

49060-49079 Student records

CIVIL CODE

51.9 Liability for sexual harassment; business, service and professional relationships

1714.1 Liability of parents/guardians for willful misconduct of minor

GOVERNMENT CODE

12950.1 Sexual harassment training

CODE OF REGULATIONS, TITLE 5

432 Student Records

4600-4687 Uniform complaint procedures

4900-4965 Nondiscrimination in elementary and secondary education programs

UNITED STATES CODE, TITLE 20

1092 Definition of sexual assault

1221 Application of laws

1232g Family Educational Rights and Privacy Act

1681-1688 Title IX of the Education Amendments of 1972

UNITED STATES CODE, TITLE 34

12291 Definition of dating violence, domestic violence, and stalking

UNITED STATES CODE, TITLE 42

1983 Civil action for deprivation of rights

2000d-2000d-7 Title VI, Civil Rights Act of 1964

SEXUAL HARASSMENT **SEX DISCRIMINATION AND SEX-BASED HARASSMENT** (continued)

Legal References (continued)

2000e-2000e-17 Title VII, Civil Rights Act of 1964 as amended
CODE OF FEDERAL REGULATIONS, TITLE 34
99.1-99.67 Family Educational Rights and Privacy
106.1-106.82 Nondiscrimination on the basis of sex in education programs

COURT DECISIONS

Donovan v. Poway Unified School District, (2008) 167 Cal.App.4th 567
Flores v. Morgan Hill Unified School District, (2003, 9th Cir.) 324 F.3d 1130
Reese v. Jefferson School District, (2000, 9th Cir.) 208 F.3d 736
Davis v. Monroe County Board of Education, (1999) 526 U.S. 629
Gebser v. Lago Vista Independent School District, (1998) 524 U.S. 274
Oona by Kate S. v. McCaffrey, (1998, 9th Cir.) 143 F.3d 473
Doe v. Petaluma City School District, (1995, 9th Cir.) 54 F.3d 1447

Management Resources:

CSBA PUBLICATIONS

Providing a Safe, Nondiscriminatory School Environment for Transgender and Gender-Nonconforming Students, Policy Brief, February 2014

Legal Guidance on Rights of Transgender and Gender Nonconforming Students in Schools, October 2022

Safe Schools: Strategies for Governing Boards to Ensure Student Success, 2011

U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS PUBLICATIONS

Questions and Answers on Title IX and Sexual Violence, April 2014

Dear Colleague Letter: Sexual Violence, April 4, 2011

Sexual Harassment: It's Not Academic, September 2008

Revised Sexual Harassment Guidance: Harassment of Students by School Employees, Other Students, or Third Parties, January 2001

Examples of Policies and Emerging Practices for Supporting Transgender Students, May 2016

Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Financial Assistance, April 29, 2024, Vol. 89, No. 83, pages 33474-33896 of Federal Register

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr>

Students

BP 5146(a)

MARRIED/PREGNANT/PARENTING STUDENTS

The County Board recognizes that responsibilities related to marriage, pregnancy, or parenting and related responsibilities may disrupt a student's education and increase the chance of a student dropping out of school. The County Board therefore desires to support married, pregnant, and parenting students to continue their education, attain strong academic and parenting skills, and promote the healthy development of their children.

Education Code 221.51, as added by AB 2289 (Ch. 942, Statutes of 2018), codifies federal and state regulations that prohibit LACOE from applying any rule concerning a student's actual or potential parental, family, or marital status that treats students differently on the basis of sex.

(cf. 5113.1 - Chronic Absence and Truancy)
(cf. 5147 - Dropout Prevention)
(cf. 5149 - At-Risk Students)
(cf. 6011 - Academic Standards)

LACOE shall not exclude or deny any student from any educational program or activity, including any class or extracurricular activity, solely on the basis of the student's current, potential, or past pregnancy, childbirth, false pregnancy, termination of pregnancy, lactation, or related medical conditions or related recovery. In addition, LACOE shall not adopt any rule concerning a student's actual, ~~or~~ potential, or past parental, family, or marital status that discriminates against and/or treats students differently on the basis of sex. (Education Code 221.51, 230; 5 CCR 4950; 34 CFR 106.40)

(cf. 0410 - Nondiscrimination in LACOE Programs and Activities)
(cf. 5127 - Graduation Ceremonies and Activities)

The County Superintendent or designee shall annually notify parents/guardians at the beginning of the school year of the rights and options available to pregnant and parenting students under the law. In addition, pregnant and parenting students shall be notified of the rights and options available to them under the law through annual school year welcome packets and through independent study packets. (Education Code 222.5, 48980)

(cf. 5145.6 - Parental Notifications)

Any employee who is informed by a student, or a person who has a legal right to act on behalf of a student, of a student's pregnancy or related conditions shall provide that person with the Title IX Coordinator's contact information and inform the person that the Title IX Coordinator can coordinate specific acts to prevent sex discrimination, including sex-based harassment, and ensure the student's equal access to LACOE's education program or activity. (34 CFR 106.8)

When notified of a student's pregnancy or related conditions, the Title IX Coordinator shall provide the student, and if applicable the person who has a legal right to act on behalf of the student and who notified the Title IX Coordinator of the student's pregnancy or related conditions, with LACOE's notice of nondiscrimination, as specified in Administrative Regulation 5145.3 - Nondiscrimination/Harassment. The Title IX Coordinator shall also

MARRIED/PREGNANT/PARENTING STUDENTS (continued)

coordinate actions specified in 34 CFR 106.40 to prevent discrimination against, and ensure equal access to, the student, including the following: (34 CFR 106.44)

1. Notifying the student that LACOE is required to not discriminate in its education program or activity against any student based on the student’s current, potential, or past pregnancy or related conditions. However, a student’s voluntary participation in a separate portion of LACOE’s education program or activity does not constitute prohibited discrimination if LACOE ensures that the separate portion is comparable to that offered to students who are not pregnant and do not have related conditions.
2. To the extent consistent with 34 CFR 106.40(b)(3), ensuring that pregnancy or related conditions are treated in the same manner and under the same policies as any other temporary medical condition with respect to any medical or hospital benefit, service, plan, or policy LACOE administers, operates, offers, or participates in with respect to students admitted to LACOE’s education program or activity
3. Informing the student that LACOE may not require the student who is pregnant or has related conditions to provide certification from a healthcare provider or any other person verifying that the student is physically able to participate in LACOE’s class, program, or extracurricular activity unless the certified level of physical ability of health is necessary for participation in the class, program, or extracurricular activity; LACOE requires such certification of all participating students; and, the information obtained is not used as a basis for Title IX discrimination

For school-related purposes, a student under the age of 18 years who enters into a valid marriage shall have all the rights and privileges of students who are 18 years old, even if the marriage has been dissolved. (Family Code 7002)

Education and Support Services for Pregnant and Parenting Students

Pregnant and parenting students shall retain the right to participate in the regular education program or an alternative education program. The classroom setting shall be the preferred instructional strategy unless an alternative is necessary to meet the needs of the student and/or the student’s child.

(cf. 6158 - Independent Study)

(cf. 6181 - Alternative Schools/Programs of Choice)

Any alternative education program, activity, or course that is offered separately to pregnant or parenting students, including any class or extracurricular activity, shall be equal to that offered to other LACOE students. A student’s participation in such programs shall be voluntary. (Education Code 221.51; 5 CCR 4950)

~~When necessary, LACOE shall provide accommodations to enable a pregnant or parenting student to access the educational program. A pregnant student shall have access to any services~~

MARRIED/PREGNANT/PARENTING STUDENTS (continued)

~~available to other students with temporary disabilities or medical conditions. A lactating student shall have access to a private location, other than a restroom, to breastfeed or express milk for an infant child.~~

~~If required for students with any other temporary disabling condition, †The County Superintendent or designee may shall not~~ require a student, based on pregnancy, childbirth, false pregnancy, termination of pregnancy, lactation, or related medical conditions or recovery, to obtain certification from a physician or nurse practitioner indicating that the student is physically and emotionally able to continue participation in the regular education program or activity, unless the certified level of physical ability is necessary for participation and such certification is required of all students. (Education Code 221.51; 5 CCR 4950; 34 CFR 106.40)

As appropriate, teachers, administrators, and/or other personnel who work with pregnant and parenting students shall receive related professional development.

(cf. 4131/4231/4331 - Staff Development)

(cf. 4231 - Staff Development)

(cf. 4331 - Staff Development)

Absences

Pregnant or parenting students shall be excused for absences for medical appointments and other purposes specified in BP/AR 5113 - Absences and Excuses.

A student shall be excused for absences to care for a sick child for whom the student is the custodial parent. A note from a physician shall not be required for such an absence. (Education Code 48205)

(cf. 5113 - Absences and Excuses)

Parental Leave

A student who is pregnant or parenting student, or has a related condition, shall be entitled to eight weeks of parental leave in order to protect the health of the student ~~who gives or expects to give birth and/or~~ the infant, and to allow the ~~pregnant or parenting~~ student to care for and bond with the infant. The period of the leave shall be the greater of eight weeks, or the length of time deemed medically necessary by the student's healthcare provider, or, if LACOE has a leave policy for which the student qualifies, the amount of time provided for in such policy. Such leave may be taken before the birth of the student's infant if there is a medical necessity

and after childbirth during the school year in which the birth takes place, inclusive of any mandatory summer instruction. ~~The County Superintendent or designee may grant parental leave beyond eight weeks if deemed medically necessary by the student's physician.~~ (Education Code 46015; 34 CFR 106.40)

MARRIED/PREGNANT/PARENTING STUDENTS (continued)

The student, if age 18 years or older, or the student’s parent/guardian shall notify the school of the student’s intent to take parental leave. No student shall be required to take all or part of the parental leave. (Education Code 46015; 34 CFR 106.40)

When a student takes parental leave, the attendance supervisor shall ensure that absences from the regular school program are excused until the student is able to return to the regular school program or an alternative education program. A student who is pregnant or parenting student, or has related conditions, shall not be required to complete academic work or other school requirements during the period of the parental leave. (Education Code 46015)

Following the leave, a student who is pregnant or parenting, or has related conditions, ~~student,~~ may elect to return to the school and the course of study in which the student was enrolled before taking parental leave or to an alternative education option provided by the LACOE. Upon return to school, a pregnant or parenting student shall have opportunities to make up work missed during the leave, including, but not limited to, makeup work plans and reenrollment in courses. (Education Code 46015; 34 CFR 106.40)

When necessary to complete high school graduation requirements, the student may remain enrolled in school for a fifth year of instruction, unless the County Superintendent or designee makes a finding that the student is reasonably able to complete LACOE graduation requirements in time to graduate by the end of the fourth year of high school. (Education Code 46015)

(cf. 6146.1 - High School Graduation Requirements)
(cf. 6146.2 - Certificate of Proficiency/High School Equivalency)

Accommodations

When necessary, LACOE shall provide reasonable accommodations to enable a student who is pregnant or parenting, or with related medical conditions, ~~student~~ to access the educational program. LACOE shall consult with the student when identifying potential modifications. Any modification accepted by the student shall be implemented. Any proposed modification that would fundamentally alter the nature of LACOE’s education program or activity shall not be implemented. (34 CFR 106.40)

Reasonable modifications may include, but are not limited to: (34 CFR 106.40)

1. Breaks during class to express breast milk, breastfeed, or attend to health needs associated with pregnancy or related conditions, including eating, drinking, or using the restroom
2. Intermittent absences to attend medical appointments
3. Access to online or homebound education

MARRIED/PREGNANT/PARENTING STUDENTS (continued)

4. Changes in schedule or course sequence
5. Extensions of time for coursework and rescheduling of tests and examinations
6. Allowing a student to sit or stand, or carry or keep water nearby
7. Counseling
8. Changes in physical space or supplies, such as access to a larger desk or a footrest
9. Elevator access
10. Any other change to policies, practices, or procedures

A student who is pregnant student or who has a related condition shall have access to any services available to other students with temporary ~~disabilities~~ or medical conditions. (34 CFR 106.40)

The school shall provide reasonable accommodations to any lactating student to express breast milk, breastfeed an infant, or address other needs related to breastfeeding. A student shall not incur an academic penalty for using any of these reasonable accommodations, and shall be provided the opportunity to make up any work missed due to such. Reasonable accommodations include, but are not limited to: (Education Code 222; 34 CFR 106.40)

1. Access to a private and secure room, other than a restroom, that is clean, shielded from view, and free from intrusion by others to express breast milk or breastfeed an infant child
2. Permission to bring onto a school campus a breast pump or 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
4. Access to a place to store expressed breast milk safely
5. A reasonable amount of time to accommodate the student's need to express breast milk or breastfeed an infant child

Complaints

Any complaint alleging discrimination on the basis of a student's current, potential, or past pregnancy, family or marital or parental status, LACOE noncompliance with the requirements

MARRIED/PREGNANT/PARENTING STUDENTS (continued)

of Education Code 46015 ~~shall be addressed through LACOE's uniform complaint procedures in accordance with 5 CCR 4600-4687-4670 and BP/AR 1312.3 – Uniform Complaint~~

~~Procedures.~~ or 34 CFR 106.40, or LACOE noncompliance with the requirement to provide reasonable accommodations for lactating students, shall be investigated and resolved in accordance with the Title IX grievance procedures as specified in 34 CFR 106.44 and 106.45 and Administrative Regulation 5145.71 - Title IX Sex Discrimination and Sex-Based Harassment Complaint Procedures and/or Board Policy/Administrative Regulation 1312.3 - Uniform Complaint Procedures, as applicable. (Education Code 222, 46015; 5 CCR 4600-4670; 34 CFR 106.44, 106.45)

(cf. 1312.3 - Uniform Complaint Procedures)

~~Any complaint alleging LACOE noncompliance with the requirements to provide reasonable accommodations for lactating students also may be filed in accordance with LACOE's procedures in AR1312.3 – Uniform Complaint Procedures. A complainant who is not satisfied with LACOE's decision may appeal the decision to the California Department of Education (CDE). If LACOE or CDE finds merit in an appeal, the LACOE shall provide a remedy to the affected student. (Education Code 222, 46015; 5 CCR 4600-4670)~~

(cf. 0500 - Accountability)

(cf. 6162.5 - Student Assessment)

Legal Reference:

EDUCATION CODE

221.51 Nondiscrimination; married, pregnant, and parenting students

222 Reasonable accommodations; lactating students

222.5 Pregnant and parenting students, notification of rights

230 Sex discrimination

8200-8498 Child Care and Development Services Act

46015 Parental leave

48205 Excused absences

48206.3 Temporary disability, definition

48220 Compulsory education requirement

48410 Persons exempted from continuation classes

48980 Parental notifications

49553 Nutrition supplements for pregnant/lactating students

51220.5 Parenting skills and education

51745 Independent study

52610.5 Enrollment of pregnant and parenting students in adult education

CIVIL CODE

51 Unruh Civil Rights Act

FAMILY CODE

7002 Description of emancipated minor

HEALTH AND SAFETY CODE

104460 Tobacco prevention services for pregnant and parenting students

CODE OF REGULATIONS, TITLE 5

4600-4670 Uniform complaint procedures

4670 Uniform complaint procedures

MARRIED/PREGNANT/PARENTING STUDENTS (continued)

Legal References (continued)

4950 *Nondiscrimination, marital and parental status*
CODE OF REGULATIONS, TITLE 22
101151-101239.2 *General licensing requirements for child care centers*
101351-101439.1 *Infant care centers*
UNITED STATES CODE, TITLE 20
1681-1688 *Title IX, Education Act Amendments*
UNITED STATES CODE, TITLE 42
1786 *Special supplemental nutrition program for women, infants, and children*
CODE OF FEDERAL REGULATIONS, TITLE 7
246.1-246.28 *Special supplemental nutrition program for women, infants, and children*
CODE OF FEDERAL REGULATIONS, TITLE 34
106.1-106.82 *Discrimination on the basis of sex; effectuating Title IX*
106.40 *Marital or parental status*
ATTORNEY GENERAL OPINIONS
87 *Ops. Cal. Atty. Gen. 168 (2004)*
COURT DECISIONS
American Academy of Pediatrics et al v. Lungren et al (1997) 16 Cal.4th 307

Management Resources:

CALIFORNIA WOMEN'S LAW CENTER PUBLICATIONS
Pregnant Students and Confidential Medical Services, 2013
(<https://www.cwlc.org/dev2019/download/pregnant-students-and-confidential-medical-services/>)
Educational Rights of Pregnant and Parenting Teens: Title IX and California State Law Requirements, 2012
The Civil Rights of Pregnant and Parenting Teens in California Schools, 2002
(<https://www.cwlc.org/dev2019/download/the-civil-rights-of-pregnant-and-parenting-teens-in-california-schools/>)
U.S. DEPARTMENT OF EDUCATION PUBLICATIONS
Supporting the Academic Success of Pregnant and Parenting Students under Title IX of the Education Amendments of 1972, rev. June 2013 (<https://www2.ed.gov/about/offices/list/ocr/docs/pregnancy.html>)
FEDERAL REGISTER
Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance, April 29, 2024, Vol. 89, No. 83, pages 33474-33896
(<https://www.federalregister.gov/documents/2024/04/29/2024-07915/nondiscrimination-on-the-basis-of-sex-in-education-programs-or-activities-receiving-federal>)

WEB SITES

California Department of Education: <http://www.cde.ca.gov>
California Women's Law Center: <http://www.cwlc.org/>
U.S. Department of Agriculture, Women, Infants, and Children Program: <http://www.fns.usda.gov/wic>
U.S. Department of Education: <http://www.ed.gov>

Philosophy, Goals, Objectives, and Comprehensive Plans

BP 0420.4(a)

CHARTER SCHOOLS

Purpose and Scope

The County Board when considering charter petitions shall be guided by the intent of the Legislature: that quality charter schools are and should be an integral part of the California educational system. The County Board encourages charter schools in order to create an opportunity to implement accountability-based school-level reform, support innovations which improve student learning, and provide choice for parents. These schools shall operate under the provisions of their charters, applicable state and federal laws, and the general oversight of the County Board.

The County Board shall only grant a charter if it is satisfied that doing so is consistent with sound educational practice and the petition complies with the applicable requirements of Education Code.

The County Board supports this effort by establishing a clearly defined system for reviewing petitions and determining the effectiveness of the charter schools it authorizes. Charter schools are public schools; as such, their performance is subject to review and comparison with any other publicly funded school and its demographic composition should reflect the school district in which it is located.

Chartering Authority – The agency that grants the charter for a charter school. Under most circumstances, the chartering authority has primary responsibility for monitoring and oversight of the charter school and the authority to reauthorize the charter as well as to revoke the charter if the school does not meet the conditions of its charter or of law. The County Board receives some types of charter petitions directly and receives others only on appeal after denial by a school district board. The County Board delegates the administrative functions of receiving, reviewing, and reporting on charter petitions to the County Superintendent. Petitioner is responsible for certifying that the petition is complete. The County Board may act as the chartering authority to the following:

Direct County Charter – A charter school that serves pupils for whom LACOE would otherwise be responsible for providing direct education and related services. Students must have been expelled, referred by the district or social worker, and/or currently be on probation. A petition for this type of charter school is submitted directly to the County Board. (Education Code 47605.5)

Countywide Charter – A charter school that operates at one or more sites within the geographic boundaries of the county and provides instructional services not generally provided by LACOE. There must be reasonable justification for why the charter could not be established by petition to a local school district. A petition for this type of charter school is submitted directly to the County Board. (Education Code 47605.6)

CHARTER SCHOOLS (continued)

County Conversion Charter – An existing public school operated by LACOE that converts to a charter school. The petition must be supported by over 50% of the teachers employed at the school and is submitted directly to the County Board. (Education Code 47605.5)

Previously Denied Charter Petition on Appeal – The County Board considers petitions for the establishment of a charter school if a school district board denied the petition based on written factual findings, and the petitioner wishes to appeal that decision. The County Board may receive petitions on appeal for new and non-renewed charter schools. The County Board shall review and may approve only the same petition that was denied by the school district board except for those changes necessary to reflect the County Board as the authorizer. To ensure the petition is the same one denied by the school district board, the petitioner shall submit or have the district submit, a certified copy of the petition acted upon by the local district board; receipt of this certified copy of the petition triggers the timeline for County Board action. If the petition submitted on appeal contains new or different material terms as defined by the Education Code, the County Board shall immediately remand the petition to the governing board of the school district for reconsideration, which shall grant or deny the petition within 30 days. If the governing board of the school district denies a petition after reconsideration, the petitioner may elect to resubmit the petition for the establishment of a charter school to the County Board. If the County Board grants the charter, it shall be the chartering authority that has primary responsibility and oversight of the charter school. (Education Code 47605(j)(1)). If the County Board denies the petition, the petitioner may appeal to the State Board of Education (SBE).

Timelines

Public Hearing – No later than 60 calendar days after receiving a petition that complies with all requirements set forth in law, the County Board shall hold a public hearing on the provisions of the charter. At the public hearing, the County Board shall consider the level of support for the petition by teachers, parents/guardians, and the school district(s) where the charter school petitioner proposes to place school facilities. A petition is deemed received on the day the petitioner submits a petition to LACOE's Charter School Office, along with a signed certification that the petitioner deems the petition to be complete. (Education Code 47605, 47605.6).

County Board Decision – No later than 90 calendar days after receiving a petition that complies with all requirements set forth in law, the County Board shall either grant or deny the charter. The date of the decision may be extended an additional 30 calendar days if both parties agree to the extension. (Education Code 47605, 47605.6) The request for an extension must be made prior to the County Board taking a vote to approve or deny the charter petition.

CHARTER SCHOOLS (continued)

At least 15 days before the public hearing at which the County Board will grant or deny the charter, the County Board shall make public all staff recommendations, including the recommended findings, regarding the petition. During the public hearing, petitioners shall have equal time and opportunity to present evidence and testimony to respond to the staff recommendations and findings. (Education Code 47605, 47605.6)

Appeal of Denied Petition to Establish a Charter School – The County Board must receive the petition for the establishment of a charter school that was denied by a school district board, not later than 30 calendar days after the denial action. Any appeal for the establishment of a charter school received more than 30 calendar days after denial will not be acted upon by the County Board. At the same time the petition is submitted to the County Board, the petitioner shall also provide a copy of the petition to the school district.

The County Board shall review the petition pursuant to Education Code 47605(b) and (c). If the petition submitted on appeal contains new or different material terms, the County Board shall immediately remand the petition to the governing board of the school district for reconsideration, which shall grant or deny the petition within 30 days. “Material terms” of the petition means the signatures, affirmations, disclosures, documents, and descriptions described in Education Code 47605(a), (b), (c), and (h), but shall not include minor administrative updates to the petition or related documents due to changes in circumstances based on the passage of time related to fiscal affairs, facilities arrangements, or state law, or to reflect the County Board of Education as the chartering authority.

If the governing board of the school district denies a petition after reconsideration, the petitioner may elect to resubmit the petition for the establishment of a charter school to the County Board. The County Board shall review the appeal petition pursuant to Education Code 47605(c). If the denial of the petition was made pursuant to paragraph (8) of subdivision (c), the County Board shall also review the school district’s findings pursuant to paragraph (8) of subdivision (c).

If the County Board denies a petition, the petitioner may appeal that denial to the SBE.

The petitioner shall submit the petition to the SBE within 30 days of a denial by the County Board. The petitioner shall include the findings and documentary record from the governing board of the school district and the County Board and a written submission detailing, with specific citations to the documentary record, how the governing board of the school district or the County Board, or both, abused their discretion. The governing board of the school district and County Board shall prepare the documentary record, including transcripts of the public hearing at which the governing board of the school district and County Board denied the charter, at the request of the petitioner. The documentary record shall be prepared by the governing board of the school district and County Board no later than 10 business days after the request of the petitioner is made. At the same time the petition and supporting documentation is submitted to the SBE, the petitioner shall also provide a copy of the petition and supporting documentation to the school district and the County Board.

CHARTER SCHOOLS (continued)

If the appeal contains new or different material terms, the SBE shall immediately remand the petition to the governing board of the school district to which the petition was submitted for reconsideration. The governing board of the school district shall grant or deny the petition within 30 days. If the governing board of the school district denies a petition after reconsideration, the petitioner may elect to resubmit the petition to the SBE.

Within 30 days of receipt of the appeal submitted to the SBE, the governing board of the school district or County Board may submit a written opposition to the SBE detailing, with specific citations to the documentary record, how the governing board of the school district or the County Board did not abuse its discretion in denying the petition. The governing board of the school district or the County Board may submit supporting documentation or evidence from the documentary record that was considered by the governing board of the school district or the County Board.

The SBE’s Advisory Commission on Charter Schools shall hold a public hearing to review the appeal and documentary record. Based on its review, the Advisory Commission on Charter Schools shall submit a recommendation to the SBE whether there is sufficient evidence to hear the appeal or to summarily deny review of the appeal based on the documentary record. If the Advisory Commission on Charter Schools does not submit a recommendation to the SBE, the SBE shall consider the appeal, and shall either hear the appeal or summarily deny review of the appeal based on the documentary record at a regular public meeting of the SBE.

The SBE shall either hear the appeal or summarily deny review of the appeal based on the documentary record. If the SBE hears the appeal, the SBE may affirm the determination of the governing board of the school district or the County Board, or both of those determinations, or may reverse only upon a determination that there was an abuse of discretion. If the denial of a charter petition is reversed by the SBE, the SBE shall designate, in consultation with the petitioner, either the governing board of the school district or the County Board in which the charter school is located as the chartering authority.

If either the County Board of Education or the SBE fails to act on a petition within 180 days of receipt, the decision of the governing board of the school district to deny the petition shall be subject to judicial review.

Renewal Petitions – If the petition for the renewal of a charter school, which at a minimum is comprised of all requirements in Education Code 47607 and the California Code of Regulations, Title 5 section 11966.5, was denied by a school district board, the County Board must receive the petition no later than 30 calendar days after the school district board makes written factual findings. A petition for renewal not submitted to the County Board within this time shall be considered denied with no further options for administrative appeal. ~~The County Board and the charter petitioner may extend this date by an additional 30 calendar days only by written mutual agreement. The date of the decision may be extended an additional 30 calendar days if both parties agree to the extension.~~ If the school district board did not comply with the statutory and regulatory timelines for making written factual findings for denial of a

CHARTER SCHOOLS (continued)

renewal petition, the petition is deemed approved by the school district board and the County Board has no jurisdiction to hear an appeal.

~~The County Board must take action to approve the extension or may initiate the request for an extension. The County Board delegates the authority to receive the request for an extension to the County Superintendent of Schools. The County Superintendent must receive the request no later than 30 calendar days from the date the school district made its written findings of fact.~~

No later than 60 calendar days after receiving a renewal petition, whether submitted to the County Board as the authorizer or on appeal, the County Board shall hold a public hearing on the provisions of the charter. Within 90 days of the receipt of the petition, the County Board shall either grant or deny the charter. The date of the decision may be extended an additional 30 calendar days if both parties agree to the extension. The request for an extension must be made prior to the County Board taking a vote to approve or deny the charter petition.

If the County Board denies or takes no action, the charter school may submit the petition for renewal to the SBE. The renewal of a countywide charter is exempt from this provision.

The renewal petition for charter schools authorized by the County Board may be submitted no earlier than the date the California Department of Education (CDE) releases the schools' California Assessment of Student Performance and Progress (CAASPP) data for the school year prior to the last year of the term of the charter and no later than January 31st of the last year of the term of the charter. A charter school may apply for renewal prior to the release of the CAASPP data referenced above if it can demonstrate the school has met the statutory criteria for renewal without the information contained in this report.

Approval or Denial of Petitions

All meetings of the County Board at which the granting, revocation, appeal, or renewal of a charter petition is to be discussed shall be subject to the State open meeting laws. (Education Code 46708)

The County Board shall grant a charter for the operation of a direct county charter, county conversion charter, or previously denied charter petition appeal only if it is satisfied that granting the charter is consistent with sound educational practice and with the interests of the community in which the school is proposing to locate. The County Board shall consider the academic needs of the students the school proposes to serve. In granting charter petitions, the County Board shall give preference to petitions that demonstrate the capability to provide comprehensive learning experiences to academically low-achieving students according to CDE standards. Prior to authorizing any charter, the County Board shall verify that the charter includes adequate ~~proceeded~~ processes and measures for monitoring and holding the charter school accountable for fulfilling the terms of its charter and for complying with all applicable laws, including Education Code 47604.1. Such processes and measures shall include fiscal

CHARTER SCHOOLS (continued)

accountability systems, multiple measures for evaluating the educational program, regular reports to the County Board, and inspections and observations of any part of the charter school.

The County Board may grant a charter for the operation of a countywide charter if the County Board is satisfied that granting the charter is consistent with sound educational practice and the charter school has reasonable justification for why it could not be established by petition to a school district under Education Code 47605. The County Board may impose any additional requirements beyond those of Education Code 47605.6 that it considers necessary for the sound operation of a countywide charter.

The County Board shall deny any charter petition that:

1. Proposes to operate a charter school as or by a for-profit corporation, and for-profit educational management organization, or a for-profit charter management organization. (Education Code 47604)
2. Authorizes the conversion of a private school to a charter school. (Education Code 47602)
3. Proposes to offer nonclassroom-based instruction. (This section remains in effect until January 1, 2026 and is currently set to be repealed after that date) (Education Code 47612.7)

In addition, the County Board shall deny a petition for a countywide charter, and may otherwise deny a petition ~~-serving LACOE students~~, if the County Board makes written factual findings setting forth specific facts to support one or more of the following:

1. The charter school presents an unsound educational program that presents a likelihood of physical, educational, or psychological harm to, or which is not likely to provide an educational benefit for the students who attend the school.
2. The petitioners are demonstrably unlikely to successfully implement the program set forth in the petition.
3. The petition does not contain the required number and type of signatures.
4. The petition does not contain an affirmation that the charter school shall be nonsectarian, shall not charge tuition, and shall not discriminate on the basis of disability, gender, gender identity, gender expression, nationality, race or ethnicity, religion, sexual orientation, immigration status, or association with a person or group with one or more of these actual or perceived characteristics.
5. The petition does not contain reasonably comprehensive descriptions of the charter provisions in Education Code 47605(c) or Education Code 47605.6 in the case of a countywide charter.

CHARTER SCHOOLS (continued)

- Under Education Code 47605(c)(5)(G) and 47605.6(c)(5)(H), which described the plan to achieve a Racial and Ethnic balance reflective of the general population residing within the geographic boundaries of the school district in which the charter proposes to locate (or in the case of a countywide charter, the geographic boundaries of LACOE), the plan should strive to achieve the racial and ethnic balance of the students enrolled in the school district (or in the case of a countywide charter, all school districts in Los Angeles county) as reported by CDE. In the case of a direct county charter, the plan should be based on the Racial and Ethnic balance of adjudicated and expelled youth served by LACOE and any of its charter schools that are authorized to serve this student population.
6. The County Board shall not deny a petition based on the actual or potential costs of serving students with disabilities, nor shall it deny a petition solely because the charter school might enroll disabled students who reside outside the Special Education Local Plan Area (SELPA) in which LACOE or in the case of a Previously Denied Charter Petition Appeal, the district that denied the petition participates. (Education Code 47605.7, 47647)
 7. The approval or denial of a charter petition shall not be controlled by collective bargaining agreements or subject to review or regulation by the Public Employment Relations Board. (Education Code 47611.5)
 8. In granting charter petitions, the County Board shall give preference to petitions that demonstrate the capability to provide comprehensive learning experiences for academically low-achieving students according to standards established by the CDE. (Education Code 47605(i))
 9. The County Board shall not grant any charter that authorizes the conversion of a private school to a charter school. (Education Code 47602)
 10. The County Board may approve a petition for the establishment of a countywide charter only if it finds that it meets the conditions as specified (Education Code 47605.6(a)). The criteria for the establishment of a countywide charter are further clarified as set forth in the Superintendent's Administrative Regulations 0420.4, which are incorporated by reference.
 11. The petition does not contain a declaration of whether or not the charter school shall be deemed the exclusive public employer of the employees of the charter school for purposes of Educational Employment Relations act.
 12. The charter school is demonstrably unlikely to serve the interests of the entire community in which the school is proposing to locate. Analysis of this finding shall include consideration of the fiscal impact of the proposed charter school. A written

CHARTER SCHOOLS (continued)

factual finding shall detail specific facts and circumstances that analyze and consider the following factors:

- a. The extent to which the proposed charter school would substantially undermine existing services, academic offerings, or programmatic offerings
 - b. Whether the proposed charter school would duplicate a program currently offered within the COE, or the District (as applicable), when the existing program has sufficient capacity for the students proposed to be served within reasonable proximity to where the charter school intends to locate
13. LACOE and/or the District (as applicable) is not positioned to absorb the fiscal impact of the proposed charter school. LACOE and/or the District meets this criterion if it has a negative interim certification pursuant to Education Code 1240, or has a qualified interim certification and the County Superintendent certifies that approving the charter school would result in LACOE and/or the District having a negative interim certification.

A petition to establish a charter school, other than a countywide charter serving LACOE students that is denied by the County Board may be appealed to the SBE within ~~180~~ 30 days of the denial. (Education Code 47605; 5 CCR 11967). If the County Board denies a petition for a countywide charter, the petitioner shall not elect to submit the petition for the establishment of the charter school to the state board. (Education Code 47605.6(k))

Additional Requirements for Countywide Charters

In addition to the requirements described above, the following conditions apply to countywide charter school petitions: (Education Code 47605.6)

1. The County Board shall only consider a petition for a countywide charter if each of the school districts where the petitioner proposes to operate a facility has received at least 30 days' notice of the intent to operate a charter school.
2. An existing public school may not be converted to a countywide charter school.
3. The County Board shall only approve a petition for a countywide charter if it finds that the charter school will provide educational services to a student population that will benefit from those services, and the petition includes a reasonable justification why its students cannot be served as well by a charter school that operates in only one school district in the county.
4. The County Board may require any elements that it considers necessary to the sound operation of a countywide charter school.

CHARTER SCHOOLS (continued)

5. A countywide petition may be denied for any other basis that the County Board finds justifies the denial.

Additional Requirements

In addition to the foregoing, the County Board must consider the additional requirements of Education Code 47605(d) through (m) for all charters except where the Education Code refers to the State Board. These additional requirements include, but are not limited to, submission of a first year operational budget including startup costs, cash flow and financial projections for the first three (3) years of operation; submission of the annual audit report; teacher credentialing requirements, and the description and location of the proposed charter.

A charter school that receives approval of its petition from the County Board on appeal shall be subject to the same requirements concerning geographic location to which it would otherwise be subject if it received approval from the entity to which it originally submitted its petition.

The initial term of an approved charter may be one (1) to five (5) years at the discretion of the County Board. The term of all charters shall expire on June 30 of the final year of the charter term, unless otherwise specifically stated in the approval action of the County Board.

Charter schools shall comply with all conflict of interest laws that pertain to public agencies including Government Code 1090 and the Political Reform Act. (Government Code 87100 et seq.) The County Board's conflict of interest code includes the filing of the Form 700 Statement of Economic Interests with LACOE.

Charter schools are responsible for complying with the Ralph M. Brown Act and the California Public Records Act.

Charter schools shall not charge students fees, deposits, or other charges for participation in educational activities offered by the charter school, including curricular and extracurricular activities. Charter schools shall maintain policies with regard to student fees and provide a complaint process under the uniform complaint procedures. (Education Code 49010; Government Code Sec. 905)

Charter schools shall not deny a pupil enrollment or readmission solely on the basis that the student has had contact with the juvenile justice system. (Education Code 48645)

Standard Conditions of Authorization – If the County Board approves the establishment or renewal of a charter, the governing board of the charter school shall, prior to commencing operations under the term of that charter, fulfill all the standard conditions of authorization, which may include, but are not limited to, making changes to the petition necessary to reflect the County Board as the authorizer; signing the LACOE Monitoring and Oversight Memorandum of Understanding (MOU) which includes adherence to all requirements

CHARTER SCHOOLS (continued)

established therein; correcting technical deficiencies in the petition as identified in the LACOE staff report; submitting a school safety/student discipline plan which finalizes the reasons a student may and must be suspended or expelled and the policies, procedures, and process for suspending and expelling students; finalizing the curriculum to be used and the scope and sequence of all subjects to be offered; providing evidence of applying to or membership in a SELPA; providing evidence of insurance; and submitting to a facilities inspection. Additionally, the charter school shall commence operations within the timeframe specified in the approval action and commence instruction by September 30 of the first year of operation. Failure of the charter school to fulfill the standard conditions of authorization is grounds for termination or revocation of the charter.

Where provisions of the MOU differ from provisions of the charter, and the difference would not require a material revision to the charter, the provisions of the MOU prevail.

In the case of a countywide charter, the County Board may impose additional conditions of authorization. (Education Code 47605.6 (b))

If the County Board denies the charter, the petitioner may appeal to the SBE except in the case of a countywide charter.

Special Education

The charter shall comply with all applicable requirements of state and federal law regarding the provision of special education services. (Education Code 56000 et. seq., Individual with Disabilities Education Act 20 U.S.C. Chapter 33)

Material Revisions to an Authorized Charter

A material revision is a change to the content of an authorized charter that affects substantively the process or manner in which the charter school operates. A material revision does not include minor administrative updates to the petition or related documents due to changes to reflect the County Board of Education as the chartering authority, or other changes of a technical nature. Some examples of material revisions include changes to the vision, mission, instructional design, accountability plan, location of facilities, governance or operational structure, grade levels or number of pupils to be served, admissions requirements or procedures, and changes that affect the charter school's fiscal status. Requests for material revision must be submitted at least 90 days prior to intended implementation or 60 days with a showing of good cause. Material revisions to an authorized charter may be made only with County Board approval. (Education Code 47605(a)(4), 47607(a)(1))

Material revisions are governed by the same standards and criteria that apply to new charter petitions as set forth in Education Code 47605 and 47605.6, as applicable. Revisions shall include, but are not limited to a reasonably comprehensive description of any new requirement

CHARTER SCHOOLS (continued)

of charter schools enacted into law after the charter was originally granted or last renewed. (Education Code 47607)

If an approved charter school proposes to expand operations at one or more additional sites or grade levels, the charter school shall request a material revision to its charter and shall notify the County Board of those additional locations or grade levels. The County Board shall consider approval of the additional locations or grade levels and the impact to the community, including the fiscal impact to the district and LACOE (as applicable) at an open meeting. (Education Code 47605)

The County Board shall, in its sole discretion, determine whether a proposed change in charter school operations constitutes a material revision of the approved charter.

Waivers

~~If the governing board of a charter school authorized by the County Board wishes to submit to the SBE an application for a waiver of any Education Code provision, the application must first be presented to the County Board. The County Board shall hold a public hearing on the waiver request no later than 90 days following receipt of the request and prepare a summary of the public hearing to be forwarded with the waiver request to the SBE. If the County Board recommends against approval of the waiver request, it shall set forth written reasons for its disapproval and forward those reasons to the SBE. (Education Code 33050)~~

If the charter school wishes to request a general waiver of any applicable state law or regulation applicable to it, it shall request that the County Board approve and LACOE submit a general waiver request to the State Board of Education (SBE) on its behalf. If the County Board approves such a request, the County Board shall ask the County Superintendent or designee to submit the waiver request to SBE on behalf of the charter school.

Accountability, Monitoring, and Oversight

Charter schools are governed at the school level in accordance with the provisions of the charter and all applicable laws.

The County Board supports this effort by approving a defined accountability system for monitoring the educational effectiveness, statutory compliance, governance and operational structures, and fiscal condition of the charter schools it authorizes. The County Board also monitors whether the charter school implements the terms of the charter as authorized. The County Board may appoint a single representative on the board of directors of any charter school it authorizes. (Education Code 47604(c))

Charter schools granted by the County Board shall be held accountable for pupil performance, including meeting measurable pupil outcomes and making satisfactory yearly progress on state

CHARTER SCHOOLS (continued)

and federal accountability measures. The County Board has the responsibility to monitor each charter school to determine whether the school, both schoolwide and for all numerically significant student subgroups of students served by the school as defined in Education Code 52052, is achieving the measurable student outcomes set forth in its charter. This determination shall be based on the measures specified in the approved charter and any applicable memorandum of understanding (MOU), and on the charter school’s annual review and assessment of its progress toward the goals and actions identified in its local control and accountability plan (LCAP).

The County Board delegates the administrative function of monitoring and oversight of its charter schools to the County Superintendent. In fulfilling this statutory responsibility, the County Board is guided by the intent of the Legislature that charter schools shall provide innovative, accountability-based reform that improves student learning and provides choice for parents. Monitoring shall be on an ongoing basis in accordance with applicable laws and the MOU and shall begin immediately upon approval of a petition by the County Board with any applicable submissions required of the charter school. The County Board and LACOE staff may inspect or observe any part of the charter school at any time. (Education Code 47607(a)(5))

Whenever the Superintendent or designee issues a Notice of Concern to any charter school, and the school has failed to take action to correct the matters specified in the notice, or if the school has repeatedly received a Notice of Concern, LACOE staff will inform the school of the date of the County Board meeting when this matter will be discussed. The charter school shall be required to attend this County Board meeting to explain their actions or failure to act to the County Board. The County Board may propose additional corrective and/or supportive actions.

An annual written report to the County Board regarding fiscal accountabilities, pupil performance, governance, and charter school-specific accountabilities shall be made in accordance with provisions of law and as established in the MOU. The report shall be submitted no later than the first Friday in February in a format satisfactory to the County Board. Fiscal reporting shall be during the sixth month following the close of the fiscal year. The content and format shall be satisfactory to the County Board.

In addition, if, in three out of four consecutive school years, a charter school fails to improve outcomes for three or more numerically significant student subgroups, or for all of the student subgroups if the school has fewer than three subgroups, in regard to one or more state or school priorities identified in the charter, the County Superintendent may request assistance from the California Collaborative for Educational Excellence. (Education Code 47607.3, 52072)

CHARTER SCHOOLS (continued)

Charter Renewal

The County Board shall deny a renewal petition of any charter school operated as or by a for-profit corporation, a for-profit educational management organization, or a for-profit charter management organization. (Education Code 47604)

When a charter school, concurrently with its renewal petition, proposes to expand operations to one or more additional sites or grade levels, the charter school shall request a material revision to its charter. The material revision may be made only with the approval of the County Board and in accordance with the standards and criteria in Education Code 47605 for material revisions. (Education Code 47607)

The petition for renewal shall include a reasonably comprehensive description of how the charter school has met all new charter school requirements enacted into law after the charter was originally granted or last renewed. (Education Code 47607; 5 CCR 11966.4)

Renewals shall be governed by the same standards and criteria that apply to new charter petitions as set forth in Education Code 47605. However, a charter renewal shall not be denied based on the fiscal impact of the charter school on the ~~County~~ COE or the District or a finding that the charter school is demonstrably unlikely to serve the interests of the entire community in which the school is located, as described in Education Code 47605. (Education Code 47607)

The signature requirement for charter authorization petitions is not applicable to petitions for renewal. (Education Code 47607; 5 CCR 11966.4)

In determining whether to grant a charter renewal, the County Board shall review both schoolwide performance and the performance of numerically significant student subgroups on the state and local indicators included in the California School Dashboard, giving greater weight to performance on measurements of academic performance. If the Dashboard indicators are not yet available for the most recently completed academic year before renewal, the County Board shall consider verifiable data provided by the charter school related to the Dashboard indicators, such as data from the California Assessment of Student Performance and Progress, or any successor system, for the most recent academic year. (Education Code 47607)

Following the County Board's review, a renewal of the charter petition may be granted in accordance with a three-tiered system based on school performance, as follows:

1. **Renewal of Five to Seven Years**

A renewal shall be granted for a period of five to seven years to a charter school that is not eligible for technical assistance pursuant to Education Code 47607.3 and that, for two consecutive years immediately preceding the renewal, or for two of the most recent

CHARTER SCHOOLS (continued)

- years for which state data is available preceding the renewal if the two consecutive years immediately preceding the renewal decision include the 2019-20 or 2020-21 school year, achieved either of the following: (Education Code 47607)
- a. Received the two highest performance levels schoolwide on all the state indicators included in the Dashboard for which the charter school receives performance levels, provided the charter school has schoolwide performance levels on at least two measurements of academic performance per year in each of the two years
 - b. For all measurements of academic performance, received status levels schoolwide that are the same or higher than the state average and, for a majority of numerically significant student subgroups performing statewide below the state average in each respective year, received status levels that are higher than the state average, provided the charter school has performance levels on at least two measurements of academic performance for at least two subgroups
 - c. If the charter school satisfies the above criteria, it shall only be required to update the renewal petition to include a reasonably comprehensive description of any new requirement of charter schools enacted into law after the charter was originally granted or last renewed and, as necessary, to reflect the current program offered by the charter school. (Education Code 47607)
2. Renewal of Five Years
- a. A renewal shall be granted for five years if clear and convincing evidence, demonstrated by verified data, shows either of the following: (Education Code 47607.2)
 - (1) Measurable increases in academic achievement, as defined by at least one year's progress for each year in school
 - (2) Strong postsecondary outcomes, as defined by college enrollment, persistence, and completion rates equal to similar peers
 - b. For any such charter school, the County Board may deny the renewal petition only upon making written factual findings that the charter school failed to meet or make sufficient progress toward meeting standards that provide a benefit to students at the school, that the closure of the charter school is in the best interest of students, and that the County Board's decision provided greater weight to performance on measurements of academic performance. (Education Code 47607.2)

CHARTER SCHOOLS (continued)

3. Denial with Option for Two-Year Renewal

- a. The County Board shall generally not renew a charter if, for two consecutive years immediately preceding the renewal decision, or for two of the most recent years for which state data is available immediately preceding the renewal if the two consecutive years immediately preceding the renewal decision include the 2019-20 or 2020-21 school year, either of the following applies: (Education Code 47607.2)
 - (1) The charter school has received the two lowest performance levels schoolwide on all the state indicators included in the Dashboard for which it receives performance levels, provided the charter school has schoolwide performance levels on at least two measurements of academic performance per year in each of the two years.
 - (2) For all measurements of academic performance, the charter school has received performance levels schoolwide that are the same or lower than the state average and, for a majority of numerically significant student subgroups performing statewide below the state average in each respective year, received performance levels that are lower than the state average, provided the charter school has performance levels on at least two measurements of academic performance for at least two subgroups.
- b. However, the County Board may grant a two-year renewal to any such charter school if the County Board makes written factual findings, setting forth specific facts to support the findings, that:
 - (1) The charter school is taking meaningful steps to address the underlying cause(s) of low performance, and those steps are reflected, or will be reflected, in a written plan adopted by the governing body of the charter school.
 - (2) There is clear and convincing evidence, demonstrated by verified data, showing achievement of the criteria specified in item #2a above

In addition to all the grounds stated above for denial of a charter, the County Board may deny renewal of a charter upon a finding that the school is demonstrably unlikely to successfully implement the program set forth in the petition due to substantial fiscal or governance factors or a finding that the school is not serving all students who wish to attend. When denying a charter renewal for either of these reasons, the County Board shall provide the charter school at least 30 days' notice of the alleged violation and a reasonable opportunity to cure the violation, including the submission of a proposed corrective action plan. The renewal shall be denied if the County Board finds either that the corrective action proposed by the charter school

CHARTER SCHOOLS (continued)

has been unsuccessful or that the violations are sufficiently severe and pervasive as to render a corrective action plan unviable. Any finding that a school is not serving all students who wish to attend shall specifically identify the evidence supporting the finding. (Education Code 47607)

In accordance with law, the County Board may deny a charter school's renewal petition or may revoke a charter based on the charter school's poor performance, especially with regard to inadequate academic achievement of all numerically significant subgroups of students served by the charter school. (Education Code 47607, 47607.2)

A charter school that is eligible for the state's Dashboard Alternative School Status shall not be subject to any of the above criteria. Instead, in determining whether to grant a charter renewal for such a charter school, the County Board shall consider, in addition to the charter school's performance on the state and local indicators included in the Dashboard, the charter school's performance on alternative metrics applicable to the charter school based on the student population served. The County Board shall meet with the charter school during the first year of the charter school's term to mutually agree to discuss alternative metrics to be considered and shall notify the charter school of the alternative metrics to be used within 30 days of this meeting. The County Board may deny a charter renewal only upon making written findings, setting forth specific facts to support the findings, that the closure of the charter school is in the best interest of students. (Education Code 47607)

Within 60 days of receiving the renewal petition, the County Board shall hold a public hearing to review documentation submitted by the charter school and obtain public input. A petition is deemed received on the day the petitioner submits a petition to the County Office, along with a signed certification that the petitioner deems the petition to be complete. (Education Code 47605)

The County Board shall either grant or deny the charter renewal within 90 days of receiving the petition, or within 120 days with the consent of both the petitioner and the County Board. (Education Code 47605)

At least 15 days before the public hearing at which the County Board will grant or deny the charter petition, the County Board shall publish all staff recommendations and recommended findings regarding the petition. During the public hearing, petitioners shall have equal time and opportunity to present evidence and testimony to respond to the staff recommendations and findings. (Education Code 47605)

The County Superintendent or designee shall provide notification to the CDE, within 10 calendar days of the County Board's action, whenever a renewal of the charter is granted or denied. (Education Code 47604.32; 5 CCR 11962.1)

CHARTER SCHOOLS (continued)

School Closure

If a charter is not renewed and the charter school ceases operation, the County Board and/or the charter school shall implement the school closure procedures specified in the charter and LACOE MOU in accordance with Education Code 47605 and 5 CCR 11962. (Education Code 47604.32)

Founding Parents/Founders Preference

The County Board has discretion to permit admission preferences in addition to those established in Education Code 47605(e)(2)(B) on an individual school basis and only if consistent with the law. Admission preferences are entitled to additional weight in a lottery, but are not exempt from a lottery. Exemptions shall only be allowed if permitted by law. Pupils currently attending the charter school are one example of a permissible exemption. Founding Parents/Founders are one example of an enrollment lottery preference that may be granted.

The founders' admission preference, if such a preference is to be offered, must be included in the petition to establish the charter. The petition must provide a reasonably comprehensive description that addresses and complies with the following:

Founding Period – The specific time period during which the charter petition team is developing the charter school through the school's first day of instruction. A school may not add to the founding group after the first day of instruction.

Founding Parents/Founders – Parents, legal guardians, or individuals who contribute substantial personal time and effort to develop the new charter school during the established Founding Period noted above. There shall be no requirement that Founding Parents/Founders contribute funds as a part of their commitment. Petitioners must prescribe in the charter petition the eligibility criteria for Founding Parents/Founders, including defining the appropriate minimum number of required volunteer hours. Founding Parent status cannot be delegated or transferred to other individuals.

Preference for Children of Founding Parents/Founders – The preference may apply during the life of the charter as long as the number of pupils who qualify for this preference does not constitute more than ten (10) percent of the school's enrollment. The admissions preference is applicable to all children of the charter school's Founding Parents/Founders even if the children do not begin attending the charter school until after the school's first year of operation.

Dispute Resolution Procedure

The County Board shall only approve a dispute resolution procedure if it is equitable to both parties. The County Board may condition its approval of a charter petition subject to the petitioner(s) making changes to the dispute resolution procedure that is equitable to both parties. Such changes must be made prior to the first day of the charter term.

CHARTER SCHOOLS (continued)

Both parties will attempt to settle such dispute by meeting and conferring in a good faith attempt to resolve the dispute.

Charter Revocation

The County Board expects any charter school it authorizes to provide a sound educational program that promotes student learning and to carry out its operations in a manner that complies with law and the terms of its charter. The County Board may revoke a charter in accordance with law.

When the County Board determines, in writing, that any violation under Education Code 47607 constitutes a severe and imminent threat to the health or safety of students, the County Board may immediately revoke the school's charter. When such a determination is made, the County Board shall approve and deliver to the charter school's governing body and the California

Department of Education (CDE) a Notice of Revocation by Determination of a Severe and Imminent Threat to Pupil Health or Safety. (Education Code 47607; 5 CCR 11968.5.3)

In all other circumstances, the County Board may revoke a charter after providing due process and using the procedures described below. The County Board may revoke a charter if it makes a written factual finding specific to that charter school and supported by substantial evidence that the charter school has done any of the following: (Education Code 47607)

1. Committed a material violation of any of the conditions, standards, or procedures set forth in the charter
2. Failed to meet or pursue any of the student outcomes identified in the charter
3. Failed to meet generally accepted accounting principles or engaged in fiscal mismanagement
4. Violated any law

The County Board shall also consider revoking the charter of any charter school for which the California Collaborative for Educational Excellence (CCEE) has provided advice and assistance pursuant to Education Code 47607.3 if CCEE has issued either of the following findings: (Education Code 47607.3)

1. That the charter school has failed or is unable to implement the recommendations of the CCEE.

CHARTER SCHOOLS (continued)

2. That the inadequate performance of the charter school, as based on the California School Dashboard, is so persistent or acute as to require revocation of the charter. In determining whether to revoke a charter, the County Board shall consider increases in student academic achievement for all numerically significant groups of students served by the charter school, as defined in Education Code 52052. (Education Code 47607, 47607.3)

In accordance with the law, the County Board may revoke a charter based on the charter school's poor performance, especially with regard to inadequate academic achievement of all numerically significant subgroups of students served by the charter school. (Education Code 47607, 47607.2)

Revocation Procedures

If the County Board is considering a revocation of a charter school, it shall take action to approve and deliver a Notice of Violation to the charter school's governing body. The Notice of Violation shall identify:

1. The charter school's alleged violation(s).
2. All evidence relied upon by the County Board in determining that the charter school committed the alleged violation(s), including the date and duration of the alleged violation(s). The Notice shall show that each alleged violation is both material and uncured and that it occurred within a reasonable period of time before the Notice of Violation is issued.
3. The period of time that the County Board has concluded is a reasonable period of time for the charter school to remedy or refute the identified violation(s). In identifying this time period, the County Board shall consider the amount of time reasonably necessary to remedy each identified violation, which may include the charter school's estimation as to the anticipated remediation time.

At least 72 hours prior to any meeting at which the County Board will consider issuing a Notice of Violation, the County Board shall provide the charter school with notice and all relevant documents related to the proposed action. ((Education Code 47607; 5 CCR 11965, 11968.5.2)

By the end of the remedy period identified in the Notice of Violation, the charter school's governing body may submit to the County Board a detailed written response and supporting evidence addressing each identified violation, including, as applicable, a refutation, remedial action taken, or proposed remedial action. (5 CCR 11968.5.2)

CHARTER SCHOOLS (continued)

At the conclusion of the remedy period specified in the Notice of Violation, the County Board shall evaluate any response and supporting evidence provided by the charter school's governing body and shall take one of the following actions: (5 CCR 11968.5.2)

1. Discontinue revocation of the charter and provide timely written notice of such action to the charter school's governing body.
2. Continue revocation of the charter, by issuing a Notice of Intent to Revoke to the charter school's governing body within 60 calendar days of the conclusion of the remedy period, if there is substantial evidence that the charter school has failed to remedy a violation identified in the Notice of Violation or to refute a violation to the County Board's satisfaction. All evidence relied upon by the County Board for the decision shall be included in the Notice of Intent to Revoke.

If the County Board issues a Notice of Intent to Revoke, it shall hold a public hearing concerning the revocation on the date specified in the notice, which shall be no later than 30 days after providing the notice. Within 30 calendar days after the public hearing, or within 60 calendar days if extended by written mutual agreement of the County Board and the charter school, the County Board shall issue a final decision on the revocation of the charter. (Education Code 47607; 5 CCR 11968.5.2)

If the County Board fails to meet the timelines specified above for issuing a Notice of Intent to Revoke or a final decision, the revocation process shall be deemed terminated. (5 CCR 11968.5.2)

Within 10 calendar days of the County Board's final decision, the County Superintendent or designee shall provide a copy of the final decision to CDE. (Education Code 47604.32; 5 CCR 11968.5.2) The County Board's decision may subsequently be appealed to the State Board of Education ("SBE") by the charter school. Pursuant to Education Code 47607, if the SBE reverses the revocation, the County Board remains the chartering authority.

Appeals to the County Board of a District Revocation

If a school district revokes a charter, the charter school may, within 30 days of the final decision, appeal the revocation to the County Board. The County Board's decision may subsequently be appealed to the SBE by either the charter school or the district.

The County Board may reverse the revocation if it determines that the district's findings are not supported by substantial evidence, in which case the district may appeal the reversal to SBE. If the County Board upholds the revocation or does not issue a decision within 90 days of its receipt of the appeal, the charter school may appeal to SBE. Pursuant to Education Code 47607, if either the County Board or SBE reverses the revocation, the district remains the chartering authority.

CHARTER SCHOOLS (continued)

However, a revocation based upon the findings of CCEE pursuant to Education Code 47607.3 may not be appealed. (Education Code 47607, 47607.3; 5 CCR 11968.5.3-11968.5.5)

School Closure

If a charter school ceases operation due to revocation, the County Board and/or the charter school shall implement the school closure procedures specified in the charter and LACOE MOU in accordance with Education Code 47605 and 5 CCR 11962. (Education Code 47604.32)

Complaints

To enable any person alleging the school's noncompliance with Education Code 47606.5 or 47607.3 to file a complaint, each charter school shall establish policies and procedures in accordance with the uniform complaint procedures specified in 5 CCR 4600-4670. (Education Code 52075)

A complaint may be filed anonymously if the complaint provides evidence or information leading to evidence to support an allegation of noncompliance. A complainant who is not satisfied with the decision of the charter school resulting from the uniform complaint procedures may appeal the decision to the Superintendent of Public Instruction (SPI). If the charter school finds merit in the complaint or the SPI finds merit in an appeal, the charter school shall provide a remedy to all affected students and parents/guardians. (Education Code 52075)

In keeping with Education Code 47605(e), a charter school shall not discourage a pupil from enrolling or seeking to enroll in the charter school for any reason and the charter school shall post the CDE approved notice in this regards on their website. Additionally, the charter school shall provide a copy of this notice (1) when a parent, guardian, or pupil inquires about enrollment, (2) before conducting an enrollment lottery, and (3) before disenrollment of a pupil. A person who suspects that a charter school has violated this paragraph may file a complaint with the chartering authority.

In keeping with Education Code 221.61, a charter school shall prominently post on their website specified information related to the prohibition against discrimination under Title IX of the Education Amendments of 1972 in a prominent and conspicuous location on their school website, including, but not limited to, the name, phone number, and email address of the Title

CHARTER SCHOOLS (continued)

IX Coordinator, the rights of the pupil and the responsibilities of the charter school, and a description of how to file a complaint under Title IX, which shall include all of the following:

- (A) An explanation of the statute of limitations within which a complaint must be filed after an alleged incident of discrimination has occurred, and how a complaint may be filed beyond the statute of limitations.
- (B) An explanation of how the complaint will be investigated and how the complainant may further pursue the complaint, including, but not limited to, Internet Web links to this information on the United States Department of Education Office for Civil Rights' Internet Web site.
- (C) An Internet Web link to the United States Department of Education Office for Civil Rights complaints form, and the contact information for the office, which shall include the phone number and email address for the office.

Finance

The County Superintendent may charge for the actual costs of oversight of a charter school not to exceed any limits imposed in law. The County Board is not required to provide facilities for charter schools, and will not do so. The County Superintendent shall not place upon the County Office any additional financial liability for the operation of charter schools.

In the case of a countywide charter, the County Board may, at the expense of the charter school, engage a third-party, selected by the County Board, to oversee, monitor, or report to the County Board and County Superintendent on the operations of the charter school pursuant to Education Code 47605.6(c).

Fiscal Accountability

The County Board and LACOE will require evidence that the charter school demonstrates effective fiscal accountability. The charter school must demonstrate that:

1. It has established and maintains positive fund and cash balances to ensure solvency. Failure to remain solvent is grounds for revocation of the charter. Additionally, in cases where a fiscal stabilization plan is requested of the charter school, an escrow account may be required.
2. LACOE will not provide funds to meet on-going fiscal operations or obligations to a charter school authorized by the County Board.

CHARTER SCHOOLS (continued)

3. A charter school authorized by the County Board must provide written notification prior to accepting public, private, or commercial loans or other debt instruments. Loan requests must be consistent with sound fiscal practices and repayment schedules included in budget proposal and other appropriate financial reports.

Business and Noninstructional Operations

BP 3516(a)

EMERGENCIES AND DISASTER PREPAREDNESS PLAN

The County Board recognizes that all LACOE staff and students must be prepared to respond quickly and responsibly to emergencies, disasters, and threats of disaster.

The County Superintendent or designee will develop and maintain a disaster preparedness plan which details provisions for handling routine and emergencies and disasters emergency disaster procedures, including, but not limited to, earthquake emergency procedures, and adaptations for individuals with disabilities in accordance with the Americans with Disabilities Act, the federal Individuals with Disabilities Education Act, and Section 504 of the federal Rehabilitation Act of 1973. ~~and which shall be included in~~ Such procedures shall be incorporated into LACOE's comprehensive school safety plan. (Education Code 32282)

(cf. 0450 - Comprehensive Safety Plan)
(cf. ~~3516.3 - Earthquake Emergency Procedure System~~)

Plan Development and Review

The County Superintendent or designee will also develop and maintain emergency plans for each LACOE school site and Administrative Facilities ~~office~~ Location .

In developing LACOE Administrative Office and school safety emergency plans, the County Superintendent or designee will collaborate with city, county, state and national emergency responders and agencies.

The County Superintendent or designee will use state-approved Standardized Emergency Management System guidelines (SEMS) and the National Incident Management System (NIMS) when updating LACOE Administrative Office and site-level emergency and disaster preparedness plans.

The County Board and/or Superintendent or designee shall grant the use of LACOE facilities, school buildings, grounds, and equipment to public agencies, including the American Red Cross, for mass care and welfare shelters during disasters or other emergencies affecting the public health and welfare. The County Board shall cooperate with such agencies in furnishing and maintaining whatever services they deem necessary to meet the community's needs. (Education Code 32282)

(cf. 1330 - Use of LACOE Facilities)

School employees are considered disaster service workers and are subject to disaster service activities assigned to them. (Government Code 3100)

(cf. 4112.3/4212.3/4312.3 - Oath or Affirmation)
(cf. ~~4119.3/4219.3/4319.3 - Duties of Personnel~~)

EMERGENCY DRILLS AND PROCEDURES (continued)

Periodic fire alarm and emergency drills shall be conducted, an emergency preparedness manual be available to all employees, and appropriate in-service training on emergency preparedness provided for LACOE staff.

Emergency preparedness plans shall be developed and appropriate staff in-service training in emergency preparedness shall be provided at all facilities maintained by LACOE or by school districts for LACOE use. Required periodic fire alarm and evacuation drills also shall be conducted.

(LACOE Legal Reference: Cal. Code Regs. Title 5, §§ 550, 560)

Legal Reference:

EDUCATION CODE

32001 Fire alarms and drills

32040 Duty to equip school with first aid kit

32280-32289 School safety plans

32290 Safety devices

39834 Operating overloaded bus

46390-46392 Emergency average daily attendance in case of disaster

49505 Natural disaster; meals for homeless students; reimbursement

GOVERNMENT CODE

3100-3109 Public employees as disaster service workers

8586.5 California Cybersecurity Integration Center

8607 Standardized emergency management system

11549 Cybersecurity assessment

11549.3 Office of information security

Public Utilities Code 2872 Automatic dialing

CODE OF REGULATIONS, TITLE 5

550 Fire drills

560 Civil defense and disaster preparedness plans

CODE OF REGULATIONS, TITLE 19

2400-2450 Standardized emergency management system

UNITED STATES CODE, TITLE 20

1400-1482 Individuals with Disabilities Education Act

UNITED STATES CODE, TITLE 29

794 Rehabilitation Act of 1973; Section 504

UNITED STATES CODE, TITLE 42

12101-12213 Americans with Disabilities Act

Management Resources:

CSBA PUBLICATIONS

Avian Influenza, Governance and Policy Services Fact Sheet, April 2006

911! A Manual for Schools and the Media During a Campus Crisis, 2001

CENTERS FOR DISEASE CONTROL AND PREVENTION PUBLICATIONS

Pandemic Influenza Planning Checklist, 2006

CONTRA COSTA COUNTY OFFICE OF EDUCATION

Pandemic Flu School Action Kit, June 2006

GOVERNOR'S OFFICE OF EMERGENCY SERVICES

School Emergency Response: Using SEMS at LACOE's and Sites, June 1998

California Emergency Management for Schools: A Guide for Districts and Sites

State of California Emergency Plan, 2017

Active Shooter Awareness Guidance, February 2018

EMERGENCY DRILLS AND PROCEDURES (continued)

Management Resources (continued)

FEDERAL EMERGENCY MANAGEMENT AGENCY PUBLICATION

National Incident Management System, 3rd ed., October 2017

U.S. DEPARTMENT OF EDUCATION PUBLICATIONS

Practical Information on Crisis Planning: A Guide for Schools and Communities, May 2003

Guide for Developing High-Quality School Emergency Operations Plans, 2013

WEB SITES

CSBA: <http://www.csba.org>

American Red Cross: <http://www.redcross.org>

California Department of Education, Crisis Preparedness: <http://www.cde.ca.gov/ls/ss/cp>

California Emergency Management Agency: <http://www.calema.ca.gov>

California Seismic Safety Commission: <http://www.seismic.ca.gov>

Centers for Disease Control and Prevention: <http://www.cdc.gov>

Contra Costa County Office of Education, Pandemic influenza resources:

http://www.cccoe.k12.ca.us/about/flu/resources_flu_action_kit

Federal Emergency Management Agency: <http://www.fema.gov>

U.S. Department of Education, Emergency Planning:

<http://www.ed.gov/admins/lead/safety/emergencyplan>

U.S. Department of Homeland Security: <http://www.dhs.gov>

California Cybersecurity Integration Center: (<https://www.caloes.ca.gov/office-of-the-director/operations/homeland-security/california-cybersecurity-integration-center/>)

California Office of Emergency Services: School Emergency Planning & Safety

(<https://www.caloes.ca.gov/office-of-the-director/operations/planning-preparedness-prevention/planning-preparedness/school-emergency-planning-safety/>)

Students

BP 5113(a)

ABSENCES AND EXCUSES

The County Board believes that regular attendance plays an important role in student achievement. The County Board recognizes its responsibility to ensure that students attend school regularly. Parents/guardians of children aged 6 to 18 are obligated to send their children to school unless otherwise provided by law.

(cf. 5112.1 - Exemptions from Attendance)
(cf. 5112.2 - Exclusions from Attendance)
(cf. 5113.1 – Chronic Absence and Truancy)
(cf. 5121 - Grades/Evaluation of Student Achievement)
(cf. 6154 - Homework/Makeup Work)

Excused Absences

Absence ~~In accordance with law, Board policy, and administrative regulation,~~ absence from school shall be excused only for health reasons, family emergencies and justifiable personal reasons, ~~as permitted by law, County Board policy and administrative regulation.~~ (as specified in Education Code 48205) and work in the entertainment or allied industry as permitted pursuant to Education Code 48225.5.

When a student’s absence from school is excused, the student’s teacher shall determine identical or reasonably equivalent assignments and tests to those missed during the absence which the student shall be permitted to complete for full credit within a reasonable amount of time as determined by the teacher. (Education Code 48205, 48225.5)

Student absence for religious instruction or participation in religious exercises away from school property may be considered excused subject to law and administrative regulation. (Education Code 46014)

Inasmuch as school attendance and class participation are integral to students’ learning experiences, parents/guardians and students shall be encouraged to schedule medical and other appointments during non-school hours.

Students shall not be absent from school without their parents/guardians’ knowledge or consent, except in cases of medical emergency or, as authorized pursuant to Education Code 46010.1, for a confidential medical appointment.

The County Board shall, by resolution entered into its minutes, approve reasonable methods that may be used to verify student absences due to illness or quarantine. (5 CCR 421)

A student’s grades may be affected by excessive unexcused absences in accordance with County Board policy.

(cf. 5121 - Grades/Evaluation of Student Achievement)
(cf. 6154 - Homework/Makeup Work)

Legal References: (see next page)

ABSENCES AND EXCUSES (continued)

Legal References:

EDUCATION CODE

1740 *Employment of personnel to supervise attendance (county superintendent)*

37201 *School month*

37223 *Weekend classes*

41601 *Reports of average daily attendance*

42238-42250.1 *Apportionments*

46000 *Records (attendance)*

46010-46014 *Absences*

46100-46119 *Attendance in kindergarten and elementary schools*

46140-46148 *Attendance in junior high and high schools*

48200-48208 *Compulsory education law*

48210-48216 *Exclusions from attendance*

48240-48246 *Supervisors of attendance*

48260-48273 *Truants*

48292 *Filing complaint against parent*

48320-48324 *School attendance review boards*

48340-48341 *Improvement of student attendance*

48980 *Parental notifications*

49067 *Unexcused absences as cause of failing grade*

ELECTIONS CODE

12302 *Student participation on precinct boards*

FAMILY CODE

6920-6929 *Consent by minor for medical treatment*

VEHICLE CODE

13202.7 *Driving privileges; minors; suspension or delay for habitual truancy*

WELFARE AND INSTITUTIONS CODE

601-601.4 *Habitually truant minors*

11253.5 *Compulsory school attendance; eligibility for aid*

CODE OF REGULATIONS, TITLE 5

306 *Explanation of absence*

420-~~424~~424 *Record of verification of absence due to illness and other causes*

ATTORNEY GENERAL OPINIONS

66 *Ops. Cal. Atty. Gen. 245, 249 (1983)*

COURT DECISIONS

American Academy of Pediatrics et al v. Lungren et al (1997) 16 Cal.4th 307

Management Resources:

CDE MANAGEMENT ADVISORIES

0114.98 *School Attendance and CalWORKs, Management Bulletin 98-01*

CSBA ADVISORIES

0520.97 *Welfare Reform and Requirements for School Attendance*

WEB SITES

CSBA: <http://www.csba.org>

Instruction

BP 6158(a)

INDEPENDENT STUDY

Definitions

~~*Live interaction* means interaction between the student and classified or certificated staff, and may include peers, provided for the purpose of maintaining school connectedness, including, but not limited to, wellness checks, progress monitoring, provision of services, and instruction. This interaction may take place in person or in the form of internet or telephonic communication. (Education Code 51745.5)~~

~~*Student-parent-educator conference* means a meeting involving, at a minimum, all parties who signed the student's written independent study agreement pursuant to Education Code 51747. (Education Code 51745.5)~~

~~*Synchronous instruction* means classroom-style instruction or designated small group or one-on-one instruction delivered in person, or in the form of internet or telephonic communications, and involving live two-way communication between the teacher and student. Synchronous instruction shall be provided by the teacher of record for that student pursuant to Education Code 51747.5. (Education Code 51745.5)~~

Individualized Instruction

Guidelines governing the operation of activities and programs of instruction for the individual needs of students shall be established under the direction of the Chief Education Officer and the Executive Director of Educational Programs

Independent Study

The Los Angeles County Board of Education (County Board) recognizes its responsibility for the education of all students in LACOE-operated programs. The County Board authorizes the County Superintendent to establish Independent Study (IS) as an optional, continuously voluntary, alternative instructional strategy by which all enrolled students may achieve curriculum objectives that meet LACOE and content standards and fulfill graduation requirements in a setting outside the regular classroom. IS shall offer a means of individualizing the educational plan to serve students who desire a more challenging educational experience, whose health or other personal circumstances make classroom attendance difficult, who are unable to access course(s) due to scheduling problems, and/or who need to make up credits or fill gaps in their learning. As necessary to meet student needs, IS may be offered on a full-time or part-time basis and in conjunction with part- or full-time classroom study.

The County Superintendent or designee may provide a variety of IS opportunities, including, but not limited to, through a program or class within a comprehensive school, an alternative school or program of choice, and an online course.

INDEPENDENT STUDY (continued)

(cf. 0420.4 - Charter School Authorization)
(cf. 6181 - Alternative Schools/Programs of Choice)

~~Except for students who, during the 2021-22 school year, cannot participate in classroom-based instruction due to quarantine or school closure for exposure to or infection with COVID-19, s~~Students' participation in IS shall be voluntary. (Education Code 51747, 51749.5, 51749.6)

IS for each student shall be under the general supervision of a LACOE employee who possesses a valid certification document pursuant to Education Code 44865 or an emergency credential pursuant to Education Code 44300. Students' IS shall be coordinated, evaluated, and documented, as prescribed by law and reflected in AR 6158. (Education Code 51747.5)

~~With the exception of students who, during the 2021-22 school year, cannot participate in classroom-based instruction due to a quarantine or school closure for exposure to or infection with COVID-19, the minimum period of time for any IS option shall be three consecutive school days. (Education Code 51747)~~

The primary purpose for IS is to offer a means of individualizing the educational plan for students whose needs may be best met through study outside the regular classroom setting. Students shall be carefully screened and appropriately selected.

1. No course required for high school graduation shall be offered exclusively through IS.
2. No individual with exceptional needs, as defined in Education Code (EC) 56026, may participate in IS unless ~~his/her~~ the Individualized Education Program (IEP) specifically provides for that participation.
3. In accordance with EC 51745(d), no temporarily disabled pupil may receive individual instruction pursuant to EC 48206.3 through IS.
4. The LACOE-operated program shall provide appropriate existing services and resources to enable pupils to complete IS successfully, and shall ensure IS students the same access to existing services and resources in the school in which students are enrolled as is available to all other students in the school.

General Independent Study Requirements

~~For the 2021-22 school year, LACOE shall offer IS, as specified in Education Code 51745, to meet the educational needs of students unless LACOE has obtained a waiver. (Education Code 51745)~~

~~For the 2022-23 school year and thereafter, t~~The County Superintendent or designee may offer and approve IS for an individual student upon determining that the student is

INDEPENDENT STUDY (continued)

prepared to meet LACOE’s requirements for IS and is likely to succeed in IS as well as or better than the student would in the regular classroom setting.

(cf. 5147 - Dropout Prevention)

(cf. 6011 - Academic Standards)

(cf. 6143 - Courses of Study)

(cf. 6146.1 - High School Graduation Requirements)

The minimum instructional minutes for students participating in IS shall be the same as required for their peers at the school who are receiving in-person instruction, except as otherwise permitted by law. (Education Code 46100)

Because excessive leniency in the duration of IS assignments may result in a student falling behind peers and increase the risk of dropping out of school, IS assignments shall be completed as follows:

For students in grades seven and eight, the maximum length of time that may elapse between the time an assignment is made and the date by which the student must complete the assigned work is one week. For students in grades nine through twelve, the maximum length of time that may elapse between the time an assignment is made and the date by which the student must complete the assigned work is one week.

When special or extenuating circumstances justify a longer assignment completion period for individual students, the County Superintendent or designee may allow for a longer period of time between the date an assignment is made and when it is due, up to the termination date of the written master agreement for the IS student.

When a student fails to make satisfactory educational progress and/or fails to complete three assignments, an evaluation to determine whether it is in the best interest of the student to remain in IS will be conducted. Satisfactory educational progress shall be determined based on all of the following indicators: (Education Code 51747)

1. The student’s achievement and engagement in the IS program, as indicated by the student’s performance on applicable student-level measures of student achievement and engagement specified in Education Code 52060;
2. The completion of assignments, assessments, or other indicators that evidence that the student is working on assignments;
3. Learning of required concepts, as determined by the supervising teacher; and
4. Progress toward successful completion of the course of study or individual course, as determined by the supervising teacher.

INDEPENDENT STUDY (continued)

Written documentation of this evaluation shall be kept in the student’s records for three years. If the pupil transfers to another California public school, the record shall be forwarded to that school.

The County Superintendent or designee shall ensure that students participating in IS are provided with content aligned to grade-level standards at a level of quality and intellectual challenge substantially equivalent to in-person instruction. For high schools, this shall include access to all courses offered by LACOE for graduation and approved by the University of California or the California State University as creditable under the A-G admissions criteria. (Education Code 51747)

The County Superintendent or designee shall ensure that all students participating in IS for 156 school days or more receive the following throughout the school year: (Education Code 51747)

1. For students in grades transitional kindergarten, kindergarten, and grades 1 to 3, opportunities for daily synchronous instruction
2. For students in grades 4-8, opportunities for both daily live interaction and at least weekly synchronous instruction
3. For students in grades 9-12, opportunities for at least weekly synchronous instruction

The County Superintendent or designee shall ensure that procedures for tiered reengagement strategies are used for all students participating in an IS program for 156 school days or more who: (Education Code 51747)

1. Are not generating attendance for more than ~~three school days or 60 percent of the instructional days in a school week, or~~ 10 percent of required minimum instructional time over four continuous weeks of ~~the~~ LACOE’s approved instructional calendar
2. Are ~~found to be not participatory~~ ing in synchronous instructional offerings pursuant to ~~Section~~ Education Code 51747.5 for more than ~~the greater of three schooldays or 650~~ percent of the scheduled ~~day~~times of synchronous instruction in a school month as applicable by grade span
3. Are in violation of their written agreement

Tiered reengagement strategies and procedures used in LACOE IS programs shall include local programs intended to address chronic absenteeism, as applicable, including, but ~~are~~ not necessarily limited to, all of the following: (Education Code 51747)

1. Verification of current contact information for each enrolled student

INDEPENDENT STUDY (continued)

2. Notification to parents/guardians of lack of participation within one school day of the recording of a non-attendance day or lack of participation
3. A plan for outreach from the school to determine student needs, including connection with health and social services as necessary
4. A clear standard for requiring a student-parent-educator conference to review a student's written master agreement and reconsider the IS program's impact on the student's achievement and well-being

The County Superintendent or designee shall, for students who participate in an IS program for 16 school days or more, develop a plan to transition students whose families wish to return to in-person instruction from IS expeditiously. Students who wish to return to in-person instruction from IS will be transitioned no later than five instructional days. ~~This requirement only applies to students participating in an IS program for 15 school days or more.~~ (Education Code 51747)

When any student enrolled in classroom-based instruction is participating in independent study due to necessary medical treatment or inpatient treatment for mental health or substance abuse under the care of appropriately licensed professionals, the student shall be exempt from the live interaction and/or synchronous instruction, tiered reengagement strategies, and transition back to in-person instruction requirements specified above. In such cases, evidence from appropriately licensed professionals, of the student's need to participate in independent study, shall be submitted to the County Superintendent or designee. (Education Code 51747)

The County Superintendent or designee shall ensure that a written master agreement exists for each participating student as prescribed by law. (Education Code 51747, 51749.5)

~~LACOE shall provide written notice to the parents/guardians of all enrolled students of the option to enroll their child in in-person instruction or IS during the 2021-22 school year. This notice shall be posted on LACOE's website, and shall include, at a minimum, information about the right to request a student-parent-educator conference before enrollment, student rights regarding procedures for enrolling, disenrolling, and reenrolling in IS, and the instructional time, including synchronous and asynchronous learning, that a student will have access to as part of IS.~~ (Education Code 51747)

Upon the request of the parent/guardian of a student, and before signing a written master agreement to do so, LACOE shall conduct a telephone, videoconference, or in-person student-parent-educator conference or other meeting during which the student, parent/guardian, and, if requested, their advocate may ask questions about the educational options, including which curriculum offerings and nonacademic supports will be available to the student in IS. (Education Code 51747)

INDEPENDENT STUDY (continued)

IS Written Master Agreement

A written master agreement shall be developed and implemented for each student participating in independent study ~~for three or more consecutive school days~~. (Education Code 46300, 5174741747; 5 CCR 11703).

~~However, for the 2021-22 school year only, LACOE shall obtain a signed written master agreement for each student participating in an independent study program for any length of time, no later than 30 days after the first day of instruction in the independent study program.~~

The agreement shall include general student data, including the student's name, address, grade level, birth date, school of enrollment, and program placement.

Once a written master agreement is executed, no change, addition, or deletion may be made without full agreement by all parties to the written master agreement, evidenced by execution of a new written master agreement, which is re-signed and re-dated by the student, parent/guardian/caregiver, certificated employee, and all other persons having responsibility for providing direct assistance to the student. The written master agreement requires a learning plan that represents not less than the equivalent of a minimum school day for the student's grade level for every school day covered by the written master agreement.

The written master agreement for each participating student shall also include, but is not limited to, all of the following: (Education Code 51747; 5 CCR 11700, 11702)

1. The frequency, time, place, and manner for submitting the student's assignments, reporting the student's academic progress, and communicating with a student's parent/guardian regarding the student's academic progress;
2. The objectives and methods of study for the student's work and the methods used to evaluate that work;
3. The specific resources that will be made available to the student, including materials and personnel, and access to Internet connectivity and devices adequate to participate in the educational program and complete assigned work;
4. A statement of the County Board's policy detailing the maximum length of time allowed between an assignment and its completion, the level of satisfactory educational progress, and the number of missed assignments which will trigger an evaluation of whether the student should be allowed to continue in IS;
5. The duration of the written master agreement, including the beginning and ending dates for the student's participation in IS under the written master agreement, with a maximum of one school year;

INDEPENDENT STUDY (continued)

6. A statement of the number of course credits, or for the elementary grades, other measures of academic accomplishment appropriate to the written master agreement, to be earned by the student upon completion;
7. A statement detailing the academic and other supports that will be provided to address the needs of students who are not performing at grade level, or need support in other areas, such as English learners, students with disabilities with an individualized education program or a Section 504 plan in order to be consistent with their program or plan, students in foster care or experiencing homelessness, and students requiring mental health supports;
8. A statement that IS is an optional educational alternative in which no student may be required to participate.

~~For the 2021-22 school year, this statement shall not be required for a student's participation in IS if the student is unable to attend in-person instruction because of a quarantine or school closure mandated by a local or state health order or guidance due to the student's exposure to or infection with COVID-19;~~

9. In the case of a suspended or expelled student who is referred or assigned to any school, class, or program pursuant to Education Code 48915 or 48917, a statement that instruction may be provided through IS only if the student is offered the alternative of classroom instruction;

(cf. 5144.1 - Suspension and Expulsion/Due Process)

10. Before the commencement of IS, the written master agreement shall be signed and dated by the student, the student's parent/guardian or caregiver if the student is less than 18 years of age, the certificated employee responsible for the general supervision of IS, and for students with disabilities, the certificated employee designated as having all persons who have direct responsibility for the special education programming of the student. providing assistance to the student.

~~However, for the 2021-22 school year, LACOE shall obtain a signed written master agreement for IS from the student (or the student's parent/guardian if the student is less than 18 years of age), the certificated employee who has been designated as having responsibility for the general supervision of independent study, and all persons who have direct responsibility for providing assistance to the student, no later than 30 days after the first day of instruction in the IS program or October 15, whichever date comes later;~~

11. Subject(s); and

INDEPENDENT STUDY (continued)

12. All subsidiary agreements such as IS Assignment Contracts should be made part of the written master agreement by specific reference(s).

Written master agreements may be signed using an electronic signature that complies with state and federal standards, as determined by the California Department of Education (CDE). (Education Code 51747)

The parent/guardian’s signature on the written master agreement shall constitute permission for the student to receive instruction through IS.

Student-Parent-Educator Conferences

A student-parent-educator conference shall be held as appropriate, including, but not limited to, as a reengagement strategy and/or if requested by a parent/guardian prior to enrollment in or disenrollment from IS. (Education Code 51745.4, 51747, 51749.5)

Records

The County Superintendent or designee shall ensure that records are maintained for audit purposes. These records shall include, but are not limited to: (Education Code 51748; 5 CCR 11703)

1. A copy of the Board policy, administrative regulation, and other procedures related to IS;
2. A listing of the students, by grade level, program, and school, who have participated in IS, along with the units of the curriculum attempted and awarded to students in grades 9-12 and adult education;
3. A file of all agreements, with representative samples of each student’s work products bearing the supervising teacher’s signed or initialed and dated notations indicating the teacher has personally evaluated the work or personally reviewed the evaluations made by another certificated teacher;
4. As appropriate to the program in which the students are participating, a daily or hourly attendance register that is separate from classroom attendance records, maintained on a current basis as time values of student work products judged by a certificated teacher, and reviewed by the supervising teacher if they are two different persons;
5. Appropriate documentation of compliance with the teacher-student ratios required by Education Code 51745.6 and 51749.5; and

INDEPENDENT STUDY (continued)

6. Appropriate documentation of compliance with the requirements pursuant to Education Code 51747.5 to ensure the coordination, evaluation, and supervision of the IS of each student by a LACOE employee who possesses a valid certification document pursuant to Education Code 44865 or an emergency credential pursuant to Education Code 44300 (Education Code 51747.5).

LACOE shall document each student's participation in live interaction and synchronous instruction pursuant to Education Code 51747 on each school day, as applicable, in whole or in part, for which live interaction or synchronous instruction is provided as part of the IS program. A student who does not participate in scheduled live interaction or synchronous instruction shall be documented as nonparticipatory for that school day. (Education Code 51747.5)

The County Superintendent or designee shall also maintain a written or computer-based record such as a grade book or summary document of student engagement, for each class, of all grades, assignments, and assessments for each student for IS assignments. (Education Code 51747.5)

(cf. 3580 - LACOE Records)

The signed, dated written master agreement, any supplemental written master agreement, assignment records, work samples, and attendance records may be maintained on file electronically. (Education Code 51747)

Legal References:

EDUCATION CODE

17289 Exemption for facilities

41020 Audit guidelines

41422 ~~Apportionment credit for student inability to attend in person or school closure due to COVID-19~~

Emergency conditions and apportionments

41976.2 ~~Independent study programs; adult education funding~~

42238 Revenue limits

42238.05 Local control funding formula; average daily attendance

44865 Qualifications for home teachers and teachers in special classes and schools

46100 Length of school day

46200-46208 Instructional day and year

46300-46307.1 Methods of computing average daily attendance

46600 Interdistrict attendance computation

46390-46393 Emergency average daily attendance

47612-47612.1 Charter school operation

47612.5 Independent study in charter schools

48204 Residency

48206.3 Home or hospital instruction; students with temporary disabilities

INDEPENDENT STUDY (continued)

48220 *Classes of children exempted*
48340 *Improvement of pupil attendance*
48915 *Expulsion; particular circumstances*
48916.1 *Educational program requirements for expelled students*
48917 *Suspension of expulsion order*
49011 *Student fees*
51225.3 *Requirements for high school graduation*
51744.5-51749.6 *Independent study programs*
56026 *Individuals with exceptional needs*
52522 *Adult education alternative instructional delivery*
52523 *Adult education as supplement to high school curriculum; criteria*
56026 *Individuals with exceptional needs*
58500-58512 *Alternative schools and programs of choice*

FAMILY CODE

6550-6552 *Authorization affidavits*
CODE OF REGULATIONS, TITLE 5
11700-11703 *Independent study*
UNITED STATES CODE, TITLE 20
6301 *Highly qualified teachers*
6311 *State plans*

COURT DECISIONS

Modesto City Schools v. Education Audits Appeal Panel, (2004) 123 Cal.App.4th 1365

CALIFORNIA CODE OF REGULATIONS

Title 5 sections 11700, 11701, 11701.5, 11702, 11703

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

2021-22 AA & IT Independent Study FAQs, 2021
Clarifications for Student Learning in Quarantine, 2021
Conducting Individualized Determinations of Need, 2021
Legal Requirements for Independent Study, 2021
Elements of Exemplary Independent Study
California Digital Learning Integration and Standards Guidance, April May 2021
EDUCATION AUDIT APPEALS PANEL PUBLICATIONS
Guide for Annual Audits of K-12 Local Education Agencies and State Compliance Reporting

WEB SITES

California Consortium for Independent Study: <http://www.ccis.org>
California Department of Education, Independent Study: <http://www.cde.ca.gov/sp/eo/is>
Education Audit Appeals Panel: <http://www.eap.ca.gov>

Instruction

BP 6164.2(a)

GUIDANCE/COUNSELING SERVICES

The County Board recognizes that a structured, coherent and comprehensive counseling program promotes academic achievement and serves the diverse needs of all LACOE students. Counseling staff shall be available to provide students with individualized reviews of their educational progress toward academic and/or career and vocational goals and, as appropriate, may discuss social, personal, or other issues that may impact student learning.

The County Superintendent or designee shall ensure that all persons employed to provide school counseling, school psychology, and/or school social work services shall possess the appropriate credential from the Commission on Teacher Credentialing authorizing their employment in such positions. Responsibilities of each position shall be clearly defined in a job description.

(cf. 4112.2 - Certification)

Responsibilities of school counselors include, but are not limited to:

1. Engaging with, advocating for, and providing support for all students with respect to learning and achievement
2. Planning, implementing, and evaluating programs to promote the academic, career, personal, and social development of all students, including students from low-income families, foster youth, homeless youth, undocumented youth, and students at all levels of academic, social, and emotional abilities
3. Using multiple sources of information to monitor and improve student behavior and achievement
4. Collaborating and coordinating with school and community resources
5. Promoting and maintaining a safe learning environment for all students by providing restorative justice practices, positive behavior interventions, and support services

(cf. 5131 - Conduct)

(cf. 5131.2 - Bullying)

~~*(cf. 5138 - Conflict Resolution/Peer Mediation)*~~

(cf. 5144 - Discipline)

6. Intervening to ameliorate school-related problems, including issues related to chronic absences

(cf. 5113.1 - Chronic Absence and Truancy)

7. Using research-based strategies to reduce stigma, conflict, and student-to-student mistreatment and bullying

GUIDANCE/COUNSELING SERVICES (continued)

8. Improving school climate and student well-being

(cf. 5137 - Positive School Climate)

9. Enhancing students' social and emotional competence, character, health, civic engagement, cultural legacy, and commitment to lifelong learning and the pursuit of high-quality educational programs

(cf. 6142.4 - Service Learning/Community Service Classes)

10. Providing counseling interventions and support services for students classified as English learners, eligible for free or reduced-priced meals, or foster youth, including enhancing equity and access to the education system and community services

(cf. 0460 - Local Control and Accountability Plan)

(cf. 6173 - Education for Homeless Children)

(cf. 6173.1 - Education for Foster Youth)

(cf. 6174 - Education for English Language Learners)

11. Engaging in continued development as a professional school counselor

(cf. 4131 - Staff Development)

Educational Counseling

The educational counseling program shall include academic counseling in the following areas:
(Education Code 49600)

1. Development and implementation, with parent/guardian involvement, of the student's immediate and long-range educational plans
2. Optimizing progress towards achievement of proficiency standards
3. Completion of the required curriculum in accordance with the student's needs, abilities, interests, and aptitudes
4. Academic planning for access and success in higher education programs, including advisement on courses needed for admission to public colleges and universities, standardized admissions tests, and financial aid
5. Career and vocational counseling, in which students are assisted in doing all of the following:
 - A. Planning for the future, including, but not limited to, identifying personal interests, skills, and abilities, career planning, course selection, and career transition

GUIDANCE/COUNSELING SERVICES (continued)

- B. Becoming aware of personal preferences and interests that influence educational and occupational exploration, career choice, and career success
- C. Developing realistic perceptions of work, the changing work environment, and the effect of work on lifestyle
- D. Understanding the relationship between academic achievement and career success, and the importance of maximizing career options
- E. Understanding the value of participating in career technical education and work-based learning activities and programs, including, but not limited to, service learning, regional occupational centers and programs, partnership programs, job shadowing, and mentoring experiences

(cf. 6178 - Career Technical Education)

(cf. 6178.1 - Work-Based Learning)

(cf. 6178.2 - Regional Occupational Program)

- F. Understanding the need to develop essential employable skills and work habits
- G. Understanding the variety of four-year colleges and universities and community college vocational and technical preparation programs, as well as admission criteria and enrollment procedures

LACOE’s educational counseling program also may include, but not be limited to, identification of students who are at risk of not graduating with the rest of their class, development of a list of coursework and experience necessary to assist students to satisfy the curricular requirements for college admission and successfully transition to postsecondary education or employment, and counseling regarding available options for a student to continue his/her education if he/she fails to meet graduation requirements.

The County Superintendent or designee shall establish and maintain a program of guidance, placement, and follow-up for all high school students subject to compulsory continuation education. (Education Code 48431)

(cf. 6184 - Continuation Education)

~~To enhance the educational counseling program and assist students in reaching their educational and professional goals, LACOE shall provide students in grades 9-12 with financial aid support; social services support; state funded immigration legal services; academic opportunities; and parent/guardian and family workshops. (Education Code 54680, 54683)~~

No counselor shall unlawfully discriminate against any student. Guidance counseling BP

GUIDANCE/COUNSELING SERVICES (continued)

regarding school programs and career, vocational, or higher education opportunities shall not be differentiated on the basis of any protected category specified in BP 0410 Nondiscrimination in LACOE Programs and Activities.

(cf. 0410 - Nondiscrimination in LACOE Programs and Activities)
(cf. 5145.3 - Nondiscrimination/Harassment)

In addition, counselors shall affirmatively explore with students the possibility of careers, or courses leading to careers, that are nontraditional for that student's sex. (Education Code 221.5)

For assessing or counseling students, LACOE shall not use testing or other materials that permit or require impermissible or unlawful differential treatment of students, unless such different materials cover the same occupations and interest areas and the use of such materials is essential to the elimination of bias and discrimination. (5 CCR 4931)

LACOE recognizes the importance of providing students with information about postsecondary education and career options. LACOE shall notify each community college district that shares jurisdiction with any high school operated by LACOE of the date, time, and location of all planned college or career fairs, and shall provide these community college districts with an opportunity to participate.

Colleges and prospective employers, including military recruiters, shall have the same access to students for recruiting purposes. (Education Code 49603; 10 USC 503; 20 USC 7908)

(cf. 5125.1 - Release of Directory Information)

Personal or Mental Health Counseling

A school counselor, school psychologist, or school social worker may provide individualized personal, mental health, or family counseling to students in accordance with the specialization(s) authorized by his/her credential. Such services may include, but are not limited to, support related to the student's social and emotional development, behavior, substance abuse, mental health assessment, depression, or mental illness. As appropriate, students and their parents/guardians shall be informed about community agencies, organizations, or health care providers that offer qualified professional assistance.

~~*(cf. 1020 - Youth Services)*~~
(cf. 5113 - Absences and Excuses)
(cf. 5131.6 - Alcohol and Other Drugs)
(cf. 5141.4 - Child Abuse Prevention and Reporting)
(cf. 5141.6 - School Health Services)
~~*(cf. 5145.9 - Hate Motivated Behavior)*~~
(cf. 5147 - Dropout Prevention)
(cf. 6164.5 - Student ~~Success~~ Planning Teams)

GUIDANCE/COUNSELING SERVICES (continued)

Written parent/guardian consent shall be obtained before mental health counseling or treatment services are provided to a student, except when the student is authorized to consent to the service pursuant to Family Code ~~6920-6929~~ 6924, Health and Safety Code 124260, or other applicable law. In accordance with Assembly Bill 665 (2023), the County Board of Education

recognizes that minors aged 12 or older may consent to outpatient mental health counseling or treatment services without parent/guardian consent. This is permissible if (1) a school psychologist or other qualified professional determines that the minor is mature enough to participate in the services and (2) if the minor would present a danger of serious physical or mental harm to self or others without the mental health treatment or counseling or if the minor is the alleged victim of incest or child abuse. Parental involvement is required unless, after consultation with the minor, the professional determines that it would be inappropriate.

Any information of a personal nature disclosed to a school counselor by a student age 12 years or older or by his/her parent/guardian is confidential and shall not become part of the student record without the written consent of the person who disclosed the confidential information. The information shall not be revealed, released, discussed, or referred to except under the limited circumstances specified in Education Code 49602. (Education Code 49602)

(cf. 5022 - Student and Family Privacy Rights)
(cf. 5125 - Student Records)

A counselor shall consult with the County Superintendent or designee and, as appropriate, with LACOE's Office of General Counsel whenever unsure of how to respond to a student's personal problem or when questions arise regarding the possible release of confidential information regarding a student.

Crisis Counseling

The Board recognizes the need for a prompt and effective response when students are confronted with a traumatic incident. School counselors shall assist in the development of the comprehensive school safety plan, emergency and disaster preparedness plan, and other prevention and intervention practices designed to assist students and parents/guardians before, during, and after a crisis.

(cf. 0450 - Comprehensive Safety Plan)
(cf. 3516 - Emergencies and Disaster Preparedness Plan)

In addition, the County Superintendent or designee shall identify crisis counseling resources to train LACOE staff in effective threat assessment, appropriate response techniques, and/or methods to directly help students cope with a crisis if it occurs.

Early identification and intervention plans shall be developed to help identify those students who may be at risk for violence so that support may be provided before they engage in

GUIDANCE/COUNSELING SERVICES (continued)

violent or disruptive behavior.

~~(cf. 5136 - Gangs)~~
(cf. 5141.52 - Suicide Prevention)

Legal Reference:

EDUCATION CODE

221.5 Prohibited sex discrimination

44266 Pupil personnel services credential

48431 Establishing and maintaining high school guidance and placement program

49600-49604 Educational counseling

51250-51251 School age military dependents

51513 Personal beliefs

FAMILY CODE

6920-6929 Consent by minor for treatment or counseling

HEALTH AND SAFETY CODE

124260 Mental health services; consent by minors age 12 and older

PENAL CODE

11166-11170 Reporting known or suspected cases of child abuse

WELFARE AND INSTITUTIONS CODE

5850-5883 Mental Health Services Act

CODE OF REGULATIONS, TITLE 5

4930-4931 Counseling

80049-80049.1 Pupil personnel services credential

80632-80632.5 Preparation programs for pupil personnel services

UNITED STATES CODE, TITLE 10

503 Military recruiter access to directory information

UNITED STATES CODE, TITLE 20

1232g Family Educational Rights and Privacy Act

7908 Armed forces recruiter access to students and student recruiting information

CODE OF FEDERAL REGULATIONS, TITLE 34

99.1-99.67 Family educational rights and privacy

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

California Results-Based School Counseling and Student Support Guidelines, 2007

WEB SITES

American School Counselor Association: <http://www.schoolcounselor.org>

California Association of School Counselors: <http://www.schoolcounselor-ca.org>

California Department of Education: <http://www.cde.ca.gov>

Commission on Teacher Credentialing: <http://www.ctc.ca.gov>

U.S. Department of Education, access to military recruiters:

<http://www.ed.gov/policy/gen/guid/fpco/hottopics/ht10-09-02.html>

Board Meeting – October 15, 2024

Item VII. Recommendations

B. Approval of Comprehensive School Safety Plans (CSSPs) for the Division of Student Programs with Attached Staff Report

Per California Education Code Sections 32280-32289.5 the Superintendent recommends approval of Comprehensive School Safety Plans (CSSP) for LACOE operated schools. Each school is to develop and maintain a CSSP to address risks, prepare for emergencies, and create safe and secure learning environments for students, staff, and visitors.

Checklists are provided for Angeles Forest (Afflerbaugh-Paige and Rockey), Barry J. Nidorf, IPoly, Kilpatrick, Kirby, LACHSA, Los Padrinos, and Renaissance. Included are the CSSPs for IPoly, LACHSA, and Renaissance. The plans for our Juvenile Court Schools are available for review by the public in Education Center 113 due to sensitive information related to safety and security that is included with the plans.

Attachments:

- LACOE Checklist for 2023-24 Comprehensive School Safety Plans (International Polytechnic High School – Pgs. 1-241; Los Angeles County High School for the Arts – Pgs. 242-398; and Renaissance PAU – pgs. 399-507)
- LACOE Checklist for 2023-24 Comprehensive School Safety Plans (Angeles Forest PAU, Barry J. Nidorf, Kilpatrick, Dorothy Kirby, and Los Padrinos)

Board Meeting – October 15, 2024

Item VIII. Informational Items

A. Governmental Relations

Dr. Duardo will provide an update on Governmental Relations.

Board Meeting – October 15, 2024

Item VIII. Informational Items

- B. Los Angeles County Board of Education Meeting Schedule, Establishment of Meeting Times, Future Agenda Items, and Follow up.

**LOS ANGELES COUNTY
BOARD OF EDUCATION**

**MEETING CALENDAR
October 15 - June 30, 2025**

OCTOBER 15 2024	OCTOBER 15 (Cont'd) 2024
<p>3:00 Board Meeting</p> <p>Public Hearing: <u>Public Hearing on Magnolia Science Academy, Grades 6-12: Renewal Petition (Enclosure)</u></p> <p>Public Hearing: <u>Public Hearing on Magnolia Science Academy-2, Grades 6-12: Renewal Petition (Enclosure)</u></p> <p>Public Hearing: <u>Public Hearing on Magnolia Science Academy-3, Grades 6-12: Renewal Petition (Enclosure)</u></p> <p>Rpt: Uniform Complaint Procedure Quarterly Report for Educational Programs, July 1 to September 30, 2024</p> <p>Consent Rec: Adoption of Board Resolution No. 20 to Recognize November 2024 as National Homeless Youth Awareness Month</p> <p>Consent Rec: Adoption of Board Resolution No. 21 to Recognize November 2024 as California Sikh American Awareness and Appreciation Month</p> <p>Consent Rec: Adoption of Board Resolution No. 22: United Against Hate Week</p> <p>Consent Rec: Approval of Board Resolution No. 22 to Recognize November in Recognition of Native American Heritage Month</p> <p>Rec: Approval of Second Reading and Adoption of Board Policy (BP), BP 0410 (Nondiscrimination in LACOE Programs and Activities), BP 1312.3 (Uniform Complaint Procedures), BP 5145.3 (Nondiscrimination/Harassment), BP 5145.7 (Sex Discrimination and Sex-Based Harassment), BP 5146 (Married/Pregnant/Parenting Students), BP 0420.4 (Charter Schools), BP 3516 (Emergencies and Disaster Preparedness Plan), BP 5113 (Absences and Excuses), BP 6158 (Independent Study) and BP 6164.2 (Guidance/Counseling Services) (Enclosure)</p> <p>Rec: Approval of Comprehensive School Safety Plans (CSSPs) for the Division of Student Programs with Attached Staff Report (Enclosure)</p> <p>Interdistrict Attendance Appeals</p> <ol style="list-style-type: none"> 1. <u>Maya P. v. Newhall SD</u> 2. Roxanne O. v. Azusa USD 3. Irene M. v. Azusa USD 4. Anthony G. v. Azusa USD 5. Daxton E. P. v. Azusa USD 6. Shaela F. v. Compton USD 7. Benjamin F. v. Compton USD 	<p>Interdistrict Attendance Appeals (Cont'd)</p> <ol style="list-style-type: none"> 8. David H. v. Los Angeles USD 9. Savannah C. v. Los Angeles USD 10. Isaiah D. L. S. C. v. Los Angeles USD 11. Ethan G. v. Los Angeles USD 12. Madelyn G. v. Los Angeles USD 13. Cecilia M. v. Los Angeles USD 14. Jack A. v. Los Angeles USD 15. Sovereign W. v. Los Angeles USD 16. Dominico G. v. Los Angeles USD

NOVEMBER 5 CANCELLED

2024

3:00 Board Meeting

Interdistrict Attendance Appeals

1. ~~Viktoriya D. v. Los Angeles USD (Russian Interpreter)~~
2. ~~Lyusi S. v. Los Angeles USD (Armenian Interpreter)~~
3. ~~Gabriella S. v. Los Angeles USD (Armenian Interpreter)~~
4. ~~Anh N. v. Los Angeles USD (Vietnamese Interpreter)~~
5. ~~Han T. V. Los Angeles USD (Vietnamese Interpreter)~~
6. ~~Ruby L. v. Alhambra USD (Mandarin Interpreter)~~
7. ~~Mohammad A. v. Los Angeles USD (Urdu Interpreter)~~
8. ~~Susana L. G. v. Los Angeles USD (Spanish Interpreter)~~
9. ~~Maylene C. v. Los Angeles USD (Spanish Interpreter)~~
10. ~~Mariana L. v. Los Angeles USD (Spanish Interpreter)~~
11. ~~Daniel F. v. Los Angeles USD (Spanish Interpreter)~~
12. ~~Isaac A. v. Los Angeles USD~~
13. ~~Lester G. v. Los Angeles USD (Spanish Interpreter)~~
14. ~~Cesar M. v. Los Angeles USD (Spanish Interpreter)~~
15. ~~Samuel M. v. Los Angeles USD (Spanish Interpreter)~~
16. ~~Diana P. M. v. Covina Valley USD (Spanish Interpreter)~~
17. ~~Mia M. v. Lynwood USD (Spanish Interpreter)~~
18. ~~Zoe M. v. Lynwood USD (Spanish Interpreter)~~
19. ~~Ami G. v. Lynwood USD (Spanish Interpreter)~~
20. ~~Alexandra A. v. El Monte Union HSD~~
21. ~~Josemaria B. v. El Monte Union HSD~~
22. ~~Ruben R. v. Lynwood USD~~
23. ~~Ayden R. v. Lynwood USD~~
24. ~~Isiavia A. v. Lynwood USD~~
25. ~~Daniel C. v. Lynwood USD~~
26. ~~Dahlia P. v. Long Beach USD~~
27. ~~Evan S. v. Long Beach USD~~
28. ~~Kali O. v. Long Beach USD~~
29. ~~Kanai J. v. Long Beach USD~~
30. ~~Liam B. v. Wiseburn USD~~
31. ~~Annabella L. v. Azusa USD~~
32. ~~Miles V. v. Inglewood USD~~
33. ~~Josiah G. v. Inglewood USD~~
34. ~~Nickolas G. v. Inglewood USD~~
35. ~~Madelyn G. v. Inglewood USD~~
36. ~~Julia K. v. Torrance USD~~
37. ~~Gio L. v. Torrance USD~~
38. ~~Zelda C. v. Torrance USD~~
39. ~~Denny Z. v. San Marino USD~~
40. ~~Derry Z. v. San Marino USD~~
41. ~~Sergio M. v. Los Angeles USD~~
42. ~~Mateo R. v. Los Angeles USD~~
43. ~~Alice T. v. Los Angeles USD~~
44. ~~Marcell S. v. Los Angeles USD~~
45. ~~Dylan H. v. Los Angeles USD~~
46. ~~Amir M. v. Los Angeles USD~~
47. ~~Melody M. v. Los Angeles USD~~
48. ~~Amelia M. v. Los Angeles USD~~
49. ~~Dominic G. v. Los Angeles USD~~
50. ~~Theo G. v. Los Angeles USD~~
51. ~~Tyanna K. v. Los Angeles USD~~
52. ~~Jason O. v. Los Angeles USD~~
53. ~~Ashley A. v. Los Angeles USD~~
54. ~~Andres K. v. Los Angeles USD~~
55. ~~Abigail R. v. Los Angeles USD~~
56. ~~Keyion H. v. Los Angeles USD~~
57. ~~Luka F. C. v. Los Angeles USD~~
58. ~~Enrique R. v. Los Angeles USD~~
59. ~~Caleb S. v. Los Angeles USD~~

NOVEMBER 5 (Cont'd)

2024

Interdistrict Attendance Appeals (Cont'd)

60. ~~Cristian L. v. Los Angeles USD~~
61. ~~Asher H. v. v. Los Angeles USD~~
62. ~~Anh N. v. Los Angeles USD~~
63. ~~Yaretzi R. v. Los Angeles USD~~
64. ~~Han T. v. Los Angeles USD~~
65. ~~Ariana M. v. Los Angeles USD~~
66. ~~Lester G. v. Los Angeles USD~~
67. ~~Sashay D. v. Los Angeles USD~~
68. ~~Dailen W. v. Los Angeles USD~~
69. ~~Gabriela G. L. v. Los Angeles USD~~
70. ~~Adrian C. v. Los Angeles USD~~
71. ~~Siena A. v. Los Angeles USD~~
72. ~~Mila D.L. G. v. Los Angeles USD~~
73. ~~Jeremiah O. v. Los Angeles USD~~
74. ~~Adalese M. v. Los Angeles USD~~
75. ~~Manuel M. v. Los Angeles USD~~
76. ~~Liam P. v. Los Angeles USD~~
77. ~~Noah P. v. Los Angeles USD~~
78. ~~Koinonia G. v. Los Angeles USD~~
79. ~~Jeremiah G. v. Los Angeles USD~~
80. ~~Zoe G. v. v. Los Angeles USD~~
81. ~~Ava G. v. Los Angeles USD~~
82. ~~Elijah B. v. Los Angeles USD~~
83. ~~Leah B. v. Los Angeles USD~~

NOVEMBER 12

2:30 p.m. Study Session: Universal Pre-K and Career Development

3:00 Board Meeting

Rpt: Update on the Business Enhancement System Transformation (BEST) Project

Rpt: Williams Legislation 2023 Annual Report of Findings for the 2023-24 School Visits and Monitoring

Consent Rec: Adoption of Board Resolution No. 23: National Special Education Day, December 2, 2024

Consent Rec: Adoption of Board Resolution No. 24: International Migrants Day, December 18, 2024

Rec: Approval of Head Start and Early Learning Division Community Assessment and Strategic Planning Update with Attached Staff Report

Rec: LACOE 2025 State Legislative Agenda

Interdistrict Attendance Appeals

1. Viktoriya D. v. Los Angeles USD (Russian Interpreter)
2. Lyusi S. v. Los Angeles USD (Armenian Interpreter)
3. Gabriella S. v. Los Angeles USD (Armenian Interpreter)
4. Anh N. v. Los Angeles USD (Vietnamese Interpreter)
5. Han T. V. Los Angeles USD (Vietnamese Interpreter)
6. Ruby L. v. Alhambra USD (Mandarin Interpreter)
7. Mohammad A. v. Los Angeles USD (Urdu Interpreter)
8. Susana L. G. v. Los Angeles USD (Spanish Interpreter)
9. Daniel F. v. Los Angeles USD (Spanish Interpreter)
10. Isaac A. v. Los Angeles USD
11. Lester G. v. Los Angeles USD (Spanish Interpreter)
12. Cesar M. v. Los Angeles USD (Spanish Interpreter)
13. Samuel M. v. Los Angeles USD (Spanish Interpreter)
14. Manuel M. v. Los Angeles USD (Spanish Interpreter)
15. Diana P. M. v. Covina-Valley USD (Spanish Interpreter)
16. Alexandra A. v. El Monte Union HSD
17. Josemaria B. v. El Monte Union HSD
18. Ruben R. v. Lynwood USD
19. Ayden R. v. Lynwood USD
20. Isiavia A. v. Lynwood USD
21. Daniel C. v. Lynwood USD
22. Dahlia P. v. Long Beach USD
23. Kali O. v. Long Beach USD
24. Kanai J. v. Long Beach USD
25. Liam B. v. Wiseburn USD
26. Annabella L. v. Azusa USD
27. Julia K. v. Torrance USD
28. Gio L. v. Torrance USD
29. Zelda C. v. Torrance USD
30. Denny Z. v. San Marino USD
31. Derry Z. v. San Marino USD
32. Isaiah C. v. Hawthorne SD
33. Sergio M. v. Los Angeles USD
34. Mateo R. v. Los Angeles USD
35. Alice T. v. Los Angeles USD
36. Marcell S. v. Los Angeles USD
37. Amir M. v. Los Angeles USD
38. Melody M. v. Los Angeles USD
39. Amelia M. v. Los Angeles USD
40. Dominic G. v. Los Angeles USD
41. Theo G. v. Los Angeles USD
42. Tyanna K. v. Los Angeles USD
43. Ashley A. v. Los Angeles USD
44. Andres K. v. Los Angeles USD
45. Abigail R. v. Los Angeles USD
46. Keyion H. v. Los Angeles USD

NOVEMBER 12 (Cont'd)**2024****Interdistrict Attendance Appeals (Cont'd)**

47. Enrique R. v. Los Angeles USD
48. Caleb S. v. Los Angeles USD
49. Cristian L. v. Los Angeles USD
50. Asher H. v. v. Los Angeles USD
51. Yaretzi R. v. Los Angeles USD
52. Ariana M. v. Los Angeles USD
53. Sashay D. v. Los Angeles USD
54. Dailen W. v. Los Angeles USD
55. Gabriela G. L. v. Los Angeles USD
56. Adrian C. v. Los Angeles USD
57. Siena A. v. Los Angeles USD
58. Mila D.L. G. v. Los Angeles USD
59. Jeremiah O. v. Los Angeles USD
60. Adalese M. v. Los Angeles USD
61. Isaiah T. v. Los Angeles USD
62. Noah A. A. v. Los Angeles USD
63. Leonie D. v. Los Angeles USD
64. Amari W. v. Los Angeles USD
65. Scarlett M. v. Los Angeles USD
66. Liam P. v. Los Angeles USD
67. Noah P. v. Los Angeles USD
68. Koinonia G. v. Los Angeles USD
69. Jeremiah G. v. Los Angeles USD
70. Zoe G. v. v. Los Angeles USD
71. Ava G. v. Los Angeles USD
72. Elijah B. v. Los Angeles USD
73. Leah B. v. Los Angeles USD

NOVEMBER 19

2:30 Study Session: Mental Health Initiatives

3:00 Board Meeting

Rec: Approval of Head Start and Early Learning Division 2025-26 State Programs Continued Funding Application with Attached Staff Report

<p>DECEMBER 3 2024</p> <p>2:30 p.m. Study Session: Introduction of Board Members Responsibilities under the Head Start Act and Program Performance Standards</p> <p>3:00 Board Meeting</p> <p>Rec: Approval of the School Plan for Student Achievement (Title I) for Educational Programs Schools 2024-25 with Attached Staff Report</p>	<p>DECEMBER 10 2024</p> <p>2:30 Board Audit Committee Meeting</p> <p>3:00 Board Meeting</p> <p>Rec: Annual Financial Report (AFR) for the Fiscal Year ended June 30, 2024 (Enclosure)</p> <p>Rec: Approval of First Interim Report 2024-25 With Attached Staff Report (Enclosure)</p> <p>Rec/Public Hearing: <u>Adopt the Superintendent's Recommendation to Approve/Deny the Renewal Petition for Magnolia Science Academy, Grades 6-12 Pursuant to Education Code Section 47607</u></p> <p>Rec./Public Hearing: <u>Adopt the Superintendent's Recommendation to Approve/Deny the Renewal Petition for Magnolia Science Academy-2, Grades 6-12 Pursuant to Education Code Section 47607</u></p> <p>DECEMBER 17</p> <p>2:30 Study Session: Analysis of what is preventing districts/charters from exiting out of Technical Assistance and Support</p> <p>3:00 Board Meeting</p> <p>Consent Rec: Adoption of Board Resolution No. __: Dr. Martin Luther King Jr. Day, January __, 2025</p> <p>Consent Rec: Adoption of Board Resolution No. __: Fred Korematsu Day of Civil Liberties and the Constitution (Education Code 37222.15), January __, 2025</p> <p>Consent Rec: Adoption of Board Resolution No. 20: National Human Trafficking Month, January 2025</p> <p>Rec./Public Hearing: <u>Adopt the Superintendent's Recommendation to Approve/Deny the Renewal Petition for Magnolia Science Academy-3, Grades 6-12 Pursuant to Education Code Section 47607</u></p>
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<p>JANUARY 7 2025</p> <p>3:00 Board Meeting</p> <p>Consent Rec: Approval of Board Resolution No. 26 to Recognize Religious Freedom Day 2024</p>	<p>JANUARY 14 2025</p> <p>3:00 Board Meeting</p> <p>Rpt: Uniform Complaint Procedure Quarterly Report for Educational Programs, October 1 to December __, 2025</p> <p>Rpt: Local Control and Accountability Plan Parent Engagement Update</p> <p>Consent Rec: Approval of Nominees for the School Attendance Review Board (SARB)</p> <p>JANUARY 21</p> <p>3:00 Board Meeting</p> <p>Presentation: Recognition of Head Start and Early Learning Division Golden Apple Awards</p> <p>Rpt: Update on the Business Enhancement System Transformation (BEST) Project</p> <p>Consent Rec: Adoption of Board Resolution No. __: National School Counseling Week, February __, 2025- <i>CWSS</i></p> <p>Consent Rec: Adoption of Board Resolution No. __: National African American History Month, February 2025</p> <p>Consent Rec: Adoption of Board Resolution No. 29 to Recognize and celebrate the Spectrum of Asian American, Native Hawaiian, and Pacific Islander (AANHPI) New Year Traditions</p>
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<p>FEBRUARY 4 3:00 Board Meeting</p> <p>FEBRUARY 11 3:00 Board Meeting Presentation: Introduction of Head Start and Early Learning Division Policy Council Executive Members to the County Board of Education</p>	<p>FEBRUARY 18 3:00 Board Meeting Public Hearing: Disposal of Textbooks and Instructional Materials for Educational Programs School Sites Rpt: Preview of 2023-24 Annual Report of Performance Data for LACOE-Operated Educational Programs Consent Rec/Bd. Res.: Adoption of Board Resolution No. __: Read Across America Day, March __, 2025 Consent Rec/Bd. Res.: Adoption of Board Resolution No. __: Anniversary of Boston Massacre and Death of Crispus Attucks, March __, 2025 Consent Rec/Bd. Res.: Adoption of Board Resolution No. __: International Day for the Elimination of Racial Discrimination, March __, 2025 Consent Rec/Bd. Res.: Adoption of Board Resolution No. __: Cesar Chavez Day, March __, 2025 Consent Rec/Bd. Res.: Adoption of Board Resolution No. __: Arts Education Month in California / Youth Arts Month, March 2025 Consent Rec/Bd. Res.: Adoption of Board Resolution No. __: National Nutrition Month, March 2025 Consent Rec/Bd. Res.: Adoption of Board Resolution No. __: National Social Work Month, March 2025 Consent Rec/Bd. Res.: Adoption of Board Resolution No. __: National Women’s History Month, March 2025 Rec: Approval of Educational Programs 2024-25 Textbooks and Instructional Materials Disposal List</p>
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<p>MARCH 4 3:00 Board Meeting Rpt: Report on Policies Consent Rec/Bd. Res.: Adoption of Board Resolution No. __: to establish a week during the Month of April 2025 as Public Schools Month</p> <p>MARCH 11 3:00 Board Meeting Rec: Approval of First Reading of Policies Rec: Approval of Second Interim Report 2024-25 With Attached Staff Report (Enclosure)</p>	<p>MARCH 18 3:00 Board Meeting Presentation: Visual and Performing Arts Presentation Consent Rec/Bd. Res.: Adoption of Board Resolution No. __: Declaring April as “Sexual Assault Awareness Month” and April ____, 2025 as “Denim Day” at the Los Angeles County Office of Education Consent Rec/Bd. Res.: Adoption of Board Resolution No. __: Dolores Huerta Day, April __, 2025 Consent Rec/Bd. Res.: Adoption of Board Resolution No. __: Armenian Genocide Remembrance Day, April __, 2025 Consent Rec/Bd. Res.: Adoption of Board Resolution No. __: National Child Abuse Prevention Month, April 2025 Consent Rec/Bd. Res.: Adoption of Board Resolution No. 40: Recognizing Earth Day as April __, 2025 Consent Rec: Adoption of Board Resolution No. __: National Arab American Heritage Month, April 2024 Rec: Approval of Second Reading and Adoption of Policies Rec: 2023-24 Annual Report of Performance Data for LACOE-Operated Educational Programs with Attached Staff Report Rec: 2024-25 Approval of Head Start/Early Head Start 2025-26 Consolidated Funding Application with Attached Staff Report</p>
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<p>APRIL 1 3:00 Board Meeting</p> <p>APRIL 8 2:30 Board Audit Committee Meeting 3:00 Board Meeting Rpt: Williams Uniform Complaint Procedure Quarterly Report for Educational Programs, January 1 to March 31, 2025</p>	<p>2025</p>	<p>APRIL 15 3:00 Board Meeting Presentation: 2024-25 Los Angeles County Academic Decathlon Winners Rpt: Update on the Business Enhancement System Transformation (BEST) Project Consent Rec/Bd. Res.: Adoption of Board Resolution No. ___ to recognize May __, 2025, as El Dia del Maestro, or Day of the Teacher, in Los Angeles County Consent Rec/Bd. Res.: Adoption of Board Resolution No. ___ to recognize May ____, 2025 as Classified School Employees Week in Los Angeles County Consent Rec/Bd. Res.: Adoption of Board Resolution No. ___: May Day, May __, 2025 Consent Rec: Adoption of Board Resolution No. ___: to recognize May __, 2025, as National School Nurse Day Consent Rec: Adoption of Board Resolution No. ___: to recognize May 2025, as National Foster Care Month Consent Rec: Adoption of Board Resolution No. ___: Asian American and Pacific Islander Heritage Month, May 2025 Consent Rec: Adoption of Board Resolution No. ___: to recognize May ____, 2025 as Harvey Milk Day Consent Rec: Adoption of Board Resolution No. ___: National Mental Health Month, May 2025 Consent Rec: Adoption of Board Resolution No. ___ to Recognize May as Jewish American Heritage Month Rpt: Approval of Head Start and Early Learning Division Budget Revision – Non-Federal Match Waiver Request with Attached Staff Report</p>	<p>2025</p>
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<p>MAY 6 3:00 Board Meeting Presentation: Day of the Teacher 2025</p>	<p>2025</p>	<p>MAY 13 3:00 Board Meeting Presentation: Recognition of Classified School Employees Week Presentation: Recognition of the 2025 Los Angeles County Spelling Bee Consent Rec: Approval of Los Angeles County Board of Education Institutional Memberships for the 2025-26 Fiscal Year</p> <p>MAY 20 3:00 Board Meeting Presentation: History Day Awards 2025 Presentation: Recognition of 2024-25 Science and Math Competition and Other Events Rpt: Local Control and Accountability Plan (LCAP) for Educational Programs Consent Rec: Adoption of Board Resolution No. ___: LGBTQ Pride Month, June 2025 Consent Rec: Adoption of Board Resolution No. ___: Immigrant Heritage Month, June 2025</p>	<p>2025</p>
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<p>JUNE 3 2025 3:00 Board Meeting Rpt: Budget Report – Estimated Actuals Rpt: Report on Policies Consent Rec: Approval of Annual Distribution of United States Forest Reserve and Flood Control Funds Consent Rec: Adoption of Board Resolution No. __: Juneteenth, June 19, 2025 Consent Rec: Approval of Re-Issuance of Stale-Dated Warrants Rec: Adoption of Board Resolution No. __: Short-term Cash Loan to School Districts in Los Angeles County – BS Rec: Approval of the Los Angeles County Board of Education Schedule, 2025-2026, Establishment of meeting times, future agenda items, follow up</p> <p>JUNE 10 3:00 Board Meeting Public Hearing: Local Control and Accountability Plan (LCAP) Public Hearing: Public Hearing on the Annual Budget and Service Plans for the Los Angeles County Court Schools Special Education Local Plan Area (LAC Court Schools SELPA) Public Hearing: 2025-26 Proposed Budget Rpt: Los Angeles County Office of Education’s Proposed Budget 2025-26 (Enclosure) Rec: Approval of First Reading of Policies Rec: Annual Budget and Service Plans for the Los Angeles County Court Schools Special Education Local Plan Area (LAC Court Schools SELPA)</p>	<p>JUNE 17 2025 3:00 Board Meeting Presentation: Academic Bowl 2025 Rpt: LCFF Local Indicator Report Consent Rec: Adoption of Board Resolution No. __: 2025-26 on how funds received from the Education Protection act shall be spent as required by Article XIII, Section 36 of the California Constitution (EPA) – BS Rec: Approval of Second Reading and Adoption of Policies Rec: Adoption of Local Control Accountability Plan (LCAP) Rec: Adoption of 2025-26 Proposed Budget Rec: Los Angeles County Office of Education – County Office System of Support Annual Summary Report</p>
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Board Meeting – October 15, 2024

Item IX. Interdistrict and Expulsion Appeal Hearings

- A. Los Angeles County Board of Education’s Decision on Interdistrict Attendance Appeals (Enclosures)

Final decisions on Interdistrict Attendance Appeals

On September 19, 26, and 27, 2024, the Administrative Hearing Consultant heard the appeal(s). The consultant’s findings and recommendations were sent to the County Board of Education, along with the hearing folder, for review.

The Superintendent will provide legal counsel from the County Office of Education.

**Interdistrict
 Attendance Permit Appeal(s)**

Student's Name	Hearing Consultant	Grade	Represented by	Resident District	District Representative	Desired District
1. Maya P.	Mr. Steve Tabor	K	Mr. Derek Pratt and Mrs. Mary Pratt, parents	Saugus Union SD	Ms. Gina Ramallo, Executive Director of Student Support Services	<u>Newhall SD</u>
2. Roxanne O.	Mr. Steve Tabor	11	Mrs. Jennifer Cabrera, mother	<u>Azusa USD</u>	Mr. Paul Hernandez, Director of Student Support Services	Glendora USD
3. Anthony G.	Mr. Steve Tabor	8	Mrs. Alma Gonzalez and Mr. Gilberto Gonzalez, parents	<u>Azusa USD</u>	Mr. Paul Hernandez, Director of Student Support Services	Covina-Valley USD
4. Shaela F.	Mrs. Marian Chiara	11	Mr. Benson Fuiava and Mrs. Pilar Fuiava, parents	<u>Compton USD</u>	Dr. Rigoberto Roman, Executive Director of Pupil Services	Downey USD
5. Benjamin F.	Mrs. Marian Chiara	9	Mr. Benson Fuiava and Mrs. Pilar Fuiava, parents	<u>Compton USD</u>	Dr. Rigoberto Roman, Executive Director of Pupil Services	Downey USD