

MANUAL MAINTTENANCE GUIDESHEET

Vol. 2008-09, No. 3

March 2009

Page 1 of 5

Note: Descriptions below identify major changes in revised materials. Editorial changes have also been made.

<u>DELETE</u>	<u>ADD</u>	<u>DESCRIPTION</u>
BP/AR/E 0520.2	BP/AR/E 0520.2	<u>Title I Program Improvement Schools</u> <u>Replace</u> BP/AR. <u>Delete</u> E(1-4). <u>Add</u> E(1-2). Policy and regulation updated to reflect NEW FEDERAL REGULATIONS which give greater flexibility in the use of Title I funds required to be set aside for supplemental educational services and transportation for student transfers in schools identified for Program Improvement (PI), provided that the district meets certain criteria. Updated policy also expands program purpose, clarifies that PI schools must revise their Single Plan for Student Achievement, and expands section on "Program Evaluation." Regulation revises definitions and reflects NEW FEDERAL REGULATIONS re: partnering with outside groups to provide program information; timelines for notice and implementation of the transfer option; posting of specified information on the district's web site; and new requirements for supplemental educational services. In Exhibits, sample parental notification letters were deleted since the California Department of Education (CDE) offers samples, and the remaining exhibits were renumbered.
BP 3280	BP 3280	<u>Sale or Lease of District-Owned Real Property</u> <u>Replace</u> BP. Policy retitled and revised to include new language re: publication of the resolution and notice of the hearing for the proposed sale or lease of unused district real property. Policy also contains new note and text re: State Allocation Board regulations which specify that the proceeds from the sale of property be used for one-time expenditures and not for ongoing expenditures, as defined.
BP/AR/E(6) 3320	BP/AR/E(6) 3320	<u>Claims and Actions Against the District</u> <u>Replace</u> BP/AR/E(6). Policy updated to more accurately describe authorization for district to adopt a procedure to govern the processing of claims not covered by the Government Claims Act (formerly the Tort Claims Act). Regulation updated to reflect NEW LAW (SB 640) which exempts from the six-month filing limitation certain types of claims suffered as a result of childhood sexual abuse. Section on "Delivery and Forms of Claims" revised to clarify mailing requirements. Exhibit (6) revised to include a new note explaining when a district must provide a warning of "Notice of Action Taken on Claim" to a claimant.
BP/AR 4111.2 4211.2 4311.2	BP/AR 4111.2 4211.2 4311.2	<u>Legal Status Requirement</u> <u>Replace</u> BP/AR. Policy and regulation revised to reflect NEW FEDERAL REGULATIONS which prohibit employers from accepting expired documents to verify employment authorization on Form I-9. Beginning April 3, 2009, all employers must use the revised I-9 Form developed by the U.S. Citizenship and Immigration Services.

MANUAL MAINTENANCE GUIDESHEET

Vol. 2008-09, No. 3

March 2009

Page 2 of 5

DELETE

ADD

DESCRIPTION

BP/AR 4113

BP/AR 4113

Assignment

Replace BP/AR. Updated policy adds language on assignment of teachers to courses/classes based on credential authorization and to elective courses when no credential authorization exists and describes local teaching assignment options. Policy also contains new section on "Equitable Distribution of Qualified Teachers" which reflects actions required by the state plan for NCLB to ensure that poor, minority, and underperforming students are taught by qualified, experienced teachers at the same rate as other district students. Updated **MANDATED** regulation clarifies the circumstances when the district must verify a teacher's subject matter knowledge in order to teach a departmentalized class outside his/her credential authorization and contains new section on "Assignment to Elective Courses Outside Credential Authorization." *For further information, see article in accompanying Governance and Policy Services News.*

AR 4161.8
4261.8
4361.8

AR 4161.8
4261.8
4361.8

Family and Medical Leave

Replace AR. Regulation revised to reflect **NEW FEDERAL REGULATIONS** which contain new provisions re: military caregiver leave (26 weeks of unpaid leave to care for a servicemember with a serious injury or illness) and leave for military families to attend to a "qualified exigency" (12 weeks of unpaid leave to attend to exigencies arising from a call to duty). Regulation also reflects **NEW FEDERAL REGULATIONS** which made substantial amendments to the nonmilitary leave provisions of the Family and Medical Leave Act (FMLA), including conditions if the district requires an employee to submit a fitness-for-duty certification and additional notification requirements.

BP/AR 5125

BP/AR 5125

Student Records

Replace BP/AR. **MANDATED** policy and **MANDATED** regulation revised to reflect **NEW FEDERAL REGULATIONS**, including (1) revised definitions of attendance, disclosure, and personally identifiable information (see section entitled "Definitions"); (2) new requirements for disclosures in response to a court order under the USA Patriot Act or in response to an emergency or to organizations conducting a study (see "Persons Granted Access Without Prior Written Consent"); (3) additional security requirements to ensure that persons are only accessing those records in which they have a legitimate educational interest (see "Access to Records by Authorized Persons"); and (4) new procedures for the release of records that have been "de-identified" since all personally identifiable information has been removed (see "De-Identification of Records").

AR 5125.1

AR 5125.1

Release of Directory Information

Replace AR. **MANDATED** regulation updated to reflect **NEW FEDERAL REGULATIONS** which clarify that a student's social security number or student identification number may not be designated as directory information. Regulation also contains new note re: discrepancy between federal and state law regarding the designation of photographs and email addresses as directory information.

MANUAL MAINTENANCE GUIDESHEET

Vol. 2008-09, No. 3

March 2009

Page 3 of 5

<u>DELETE</u>	<u>ADD</u>	<u>DESCRIPTION</u>
BP/AR 5126	BP/AR 5126	<u>Awards for Achievement</u> <u>Replace</u> BP/AR. Updated policy clarifies the purpose and process of awarding the Golden State Seal Merit Diploma, and adds new optional section on "Biliteracy Award" to recognize student proficiency in one or more languages in addition to English. MANDATED regulation updated to revise section on "Golden State Seal Merit Diploma" to specifically state the eligibility requirements and add submission of insignia request to the CDE. Regulation also includes new optional section on "Biliteracy Award" with sample eligibility criteria. <i>For further information, see article in accompanying Governance and Policy Services News.</i>
AR 5141.23	AR 5141.23	<u>Asthma Management</u> <u>Replace</u> AR. Updated regulation encourages parents/guardians to notify the district any time during the school year that their child is diagnosed with asthma, addresses applicability of the Family Educational Rights and Privacy Act to student health records, strengthens language on the supervision of students who are experiencing asthma symptoms, and adds language on education and support services for students with asthma.
BP/AR 5145.7	BP/AR 5145.7	<u>Sexual Harassment</u> <u>Replace</u> BP/AR. MANDATED policy revised to reflect NEW COURT DECISION which details the standards for determining district liability for sexual harassment under state law. Material formerly included in policy re: timelines for complaint investigation moved to regulation. Regulation contains a revised site-level complaint process/grievance procedure to reflect guidance from the U.S. Department of Education Office for Civil Rights, including timelines for completing various steps in the investigative process, interim measures to be taken by the district pending the results of the investigation, optional mediation in cases of student-to-student harassment, and items to be included in the written report on the findings of the investigation.
BP/AR 5148	BP/AR 5148	<u>Child Care and Development</u> <u>Replace</u> BP/AR. MANDATED policy and MANDATED regulation updated to reflect NEW LAW (AB 2759) which consolidates several programs, including general child care and development services for ages 3-4, into a new California State Preschool Program. Policy also revised to reflect requirement that the Board approve a philosophical statement, goals, and objectives for the child care and development program and to include mandated language on admissions policies formerly in regulation. Revised regulation (1) includes note re: facilities inspection requirements per NEW LAW (AB 978); (2) expands section on "Program Components" to reflect NEW REGULATIONS which change the schedule for completing the developmental profile; (3) adds language in "Enrollment" section on the county's centralized eligibility list, eligibility criteria and priorities for subsidized services, and notification regarding approval or denial of

MANUAL MAINTENANCE GUIDESHEET

Vol. 2008-09, No. 3

March 2009

Page 4 of 5

DELETE

ADD

DESCRIPTION

Child Care and Development (continued)

services; (4) expands section on "Fees" to add language on fee exemptions; and (5) expands section on "Rights of Parents/Guardians" to add language on parental rights.

BP/AR 5148.3

Preschool/Early Childhood Education

Add BP/AR. Policy renumbered (formerly BP 6300) to be located in same section as other policies and regulations related to child care and development. Policy updated to (1) reflect **NEW LAW** (AB 2759) which consolidates a number of programs into a new California State Preschool Program; (2) add note re: **NEW LAW** (SB 1629) which establishes a state advisory committee on preschool education; (3) encourage collaboration with county office of education; and (4) add language on staff development. New **MANDATED** regulation reflects requirements of the California State Preschool Program as added by **NEW LAW** (AB 2759).

BP/AR 6142.2

World/Foreign Language Instruction

Add BP/AR. New policy and regulation reflect **NEW STATE CONTENT STANDARDS** for world languages adopted by the State Board of Education in January 2009. Policy also includes legal requirements for the provision of foreign language instruction beginning no later than grade 7, optional language on instruction in elementary grades, and material on instructional resources, professional development, and program evaluation. Regulation also includes material re: two-way immersion programs. *For further information, see article in accompanying Governance and Policy Services News.*

BP/AR 6159.1

BP/AR 6159.1

Procedural Safeguards and Complaints for Special Education

Replace BP/AR. **MANDATED** policy contains editorial changes and updated legal references. **MANDATED** regulation updated to reflect **NEW FEDERAL REGULATIONS** which require the district to send the "prior written notice" upon receipt of a parent/guardian's revocation of consent for the continued provision of special education services. Regulation also reflects **NEW LAW** (AB 2555) which requires the "procedural safeguards notice" to include information regarding the state special schools for students who are deaf or blind.

BP/AR 6163.4

BP/AR 6163.4

Student Use of Technology

Replace BP/AR. **MANDATED** policy and **MANDATED** regulation updated to reflect **NEW FEDERAL LAW** (P.L. 110-385) which mandates that the district's Internet safety policy include educating students about appropriate online behavior. Updated regulation also addresses (1) informing staff about their role in supervision of students' use of technology, (2) prescreening of technological resources, (3) **NEW LAW** (AB 919) which makes it a crime to distribute personal identification information electronically with the intent to cause harassment or threaten a person's safety, and (4) an expanded range of consequences for inappropriate use of technology.

