



Oroville Union High School District

Your Rights – Transfers to the Prospect Continuation High School

Transfers to Prospect Continuation High School are governed by Board Policy and Administrative Regulation 5116.2. If you are considering a transfer or if an involuntary transfer has been recommended, you will be provided with a copy of this policy and procedure.

Involuntary Transfer

I. Reasons for Transfer

An involuntary transfer to Prospect Continuation School can only be made if (1) you have committed an act for which you could be suspended or (2) you are truant or do not attend school regularly and the District has provide other supports, interventions, and services to assist you but those have not worked. The exception to the requirement to exhaust other ways of helping you improve before transfer is if the principal has determined that your presence causes a danger to other people or threatens to disrupt the school's instructional process.

II. Review of Options, Progress, Needs, Services, and Supports Before Decision

Before a recommendation is made for an involuntary transfer to the continuation school, the Superintendent or someone he or she picks must review all of the educational options, your academic progress and needs, whether additional support services and resources can help you stay at your school, and whether space is available at another high school.

III. Written Notice of Transfer

If after completing these steps, the Superintendent or someone he or she picks decide that an involuntary transfer is the best educational option, you and your parent/guardian shall receive written notice of the decision that includes the opportunity to meet with the Superintendent or someone he or she picks prior to being transferred.

IV. Meeting with Superintendent or Designee

At the meeting with the Superintendent someone he or she picks, you must be told the specific facts and reasons that a decision to transfer you has been made. You can look at any of the documents relied on, such as those showing supports and interventions were tried. You can question any of the information and even present witnesses (like a teacher or counselor) in support of your desire to stay at your current school or go to another one. You can have anyone attend the meeting with you to support you.

V. Written Decision and Length of Transfer

After the meeting, a decision whether to transfer you shall be made. If the decision is to transfer, it shall be in writing, stating the facts and reasons for the decision and that the transfer cannot go for longer than the end of the semester that follows the semester when you committed the acts that caused the transfer.

The written decision must be sent to you and your parent/guardian.

None of the people involved in the final decision to transfer you can be a staff member of the school where you are currently enrolled.

VI. Written Recommendation to Stay Longer at Continuation High School

The Prospect Continuation High School Principal can recommend that you stay for an additional semester, if it will be good for you as a student. The recommendation must be provided in writing to your parent/guardian and include a meeting date with the Superintendent and Principal to review how you are doing at the school, your credits earned, the number you need to graduate, and your options for college and other post-secondary schools. At this meeting, you also have the right to review documents and to bring support people and witnesses. If your parent/guardian decides that you should return to the regular high school, you have the right to go. If your parent/guardian decides to keep you at the continuation high school, the District will give you a document to review and sign that reflects this decision and a copy of Board Policy and Administrative Regulation 5116.2.

(BP/AR 5116.2)

Voluntary Transfer

You can also transfer voluntarily to the Continuation High School. Before doing so, you can request to meet with a counselor, principal, or administrator from your current school and the continuation school to discuss whether this is the best option. If you voluntarily transfer, you have the right to return to the regular high school at the beginning of any new semester or at any time, if a person who the District Superintendent picks says it is okay. While at the continuation school and before you return to a comprehensive high school, you will receive counseling about the credits you earned, the credits you need to graduate from the continuation school, and the credits you need to earn to graduate from a comprehensive school. The District will also give you a copy of Board Policy and Administrative Regulation 5116.2.

Students with Disabilities or Suspected Disabilities

If you have an Individualized Education Program (IEP), a Section 504 plan, or you think you may have a disability (e.g., dyslexia or Attention Deficit Hyperactivity Disorder), the District has a duty to make sure that you have all of the services and supports you need to receive an appropriate education and to progress from grade to grade. Before changing your placement to a continuation school, the District must follow specific procedures, including holding an IEP or Section 504 meeting and deciding whether any behavior difficulties you are having are related to your disabilities. The District is also required to obtain records from your prior school

districts regarding any services and plans you have had in the past, discuss your progress, and assess whether such a transfer will meet your unique needs and whether you need an assessment. You and your parent/guardian have a right to dispute any placement decision and to receive a hearing and information about other protections available under special education and disability laws.

(AR 5166.2)

You must receive a copy of this document if you will be transferred to the Prospect Continuation High School. I received a copy of the “Your Rights” in the transfer process document, and I have had an opportunity ask questions. I have also received a copy of the Board Policy and Administrative Regulation 5116.2.

Signature of Student

Date

Signature of Parent/Guardian (if student is minor)

Date