

# YUBA COUNTY BOARD OF EDUCATION

935 14th Street  
Marysville, CA 95901

## Agenda

November 8, 2023



Katharine Rosser

John Nicoletti, Vice President

Marjorie Renicker, President

Desiree Hastey

Tracy Bishop

Trustee Area 1

Trustee Area 2

Trustee Area 3

Trustee Area 4

Trustee Area 5



Rob Gregor  
Yuba County Superintendent of Schools

**YUBA COUNTY BOARD OF EDUCATION**  
**REGULAR MEETING**  
**Wednesday, November 8, 2023 – 4:30p.m.**  
Yuba County One Stop, Beckwourth Room  
1114 Yuba Street, Marysville, CA 95901

PUBLIC COMMENTS: Persons wishing to address the Board (Agenda Items and/or Non-Agenda Items) are requested to fill out a “Request to Speak” card before the start of the meeting and give it to the Secretary, Board President, or Superintendent. Individual speakers will be allowed five minutes to address the Board - fifteen minutes total time for public input on each item.

**AGENDA**

1. CALL TO ORDER, ATTENDANCE, AND PLEDGE OF ALLEGIANCE
2. PUBLIC COMMENTS

This item is being placed on the agenda to allow any member of the public to speak on agenda items and non-agenda items or to share information with the Board.

The California Government Code, Section 54954.2(a)(2) states, “No action or discussion shall be undertaken on any item not appearing on the posted agenda, except that members of a legislative body or its staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights under Section 54954.3.”

3. APPROVAL OF AGENDA **ACTION ITEM**
4. CONSENT AGENDA **ACTION ITEM**
  - 4.1 APPROVAL OF OCTOBER 11, 2023, BOARD MINUTES – Pages 1-6
  - 4.2 APPROVAL OF TEMPORARY COUNTY CERTIFICATES – Page 7
  - 4.3 ACCEPTANCE OF \$712.87 DONATION FROM PANDA CARES - Page 8

The above items are self-explanatory. All items on the Consent Agenda are considered a routine item or one that has been previously discussed. Any Board Member may request that an item be pulled for further discussion.

5. SUPERINTENDENT’S REPORT
  - 5.1 THIS ITEM PROVIDES AN OPPORTUNITY FOR THE SUPERINTENDENT/ DIRECTORS /BOARD MEMBERS TO SHARE VARIOUS ITEMS OF INTEREST **INFORMATION ITEM**
  - 5.2 BOARD RESOLUTION 2023-11 – EXCUSE ABSENCE REQUEST FROM MARJORIE RENICKER – Page 9 **ACTION ITEM**

Members may be paid for meetings they missed when the Board, by resolution duly adopted and included within its minutes, finds that they were performing designated duties of the Board or that they were absent because of illness, jury duty, or a hardship deemed acceptable by the Board.

5.3 RESPONSE TO CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION YUBA COE CHAPTER #705 OPENERS FOR 2024-2025 NEGOTIATIONS (CSEA) - Page 10 **INFORMATION ITEM**

Requests have been submitted to the Superintendent from the California School Employees Association asking that this item be placed on the agenda as required by law. No action is necessary.

6. EDUCATIONAL SERVICES

6.1 CALIFORNIA HEALTHY KIDS SURVEY (CHKS) SUMMARY OF KEY INDICATORS **INFORMATION ITEM**  
Amy Molina-Jones

The California Healthy Kids Survey (CHKS) is an anonymous, confidential survey of school climate and safety, student wellness, and youth resiliency. It is administered to students at grades five, seven, nine, and eleven. It enables schools and communities to collect and analyze data regarding local youth health risks and behaviors, school connectedness, school climate, protective factors, and school violence.

6.2 EDUCATIONAL SERVICES PROGRAM UPDATE **INFORMATION ITEM**  
Bobbi Abold

Deputy Superintendent Bobbi Abold will share an update of the Educational Services Programs that are currently being offered to schools, districts, and the community in Yuba County.

6.3 PROGRAM TRANSFER UPDATE **INFORMATION ITEM**  
Kristen Nottle-Powell

Assistant Superintendent of Special Education Kristen Nottle-Powell will give an update on the program transfer from Yuba County Office of Education to Marysville Joint Unified School District.

7. POLICY REVIEW/ADOPTION

7.1 SP 5131.2 & AR 5131.2 - Bullying - Pages 11-23 **ACTION ITEM**  
Halee Pomeroy

Yuba County Office of Education recognizes the harmful effects of bullying on student well-being, student learning, and school attendance and desires to provide a safe school environment that protects students from physical and emotional harm. These policies have been revised to reflect current legal requirements.

8. PUBLIC SESSION

8.1 IDENTIFY NEGOTIATOR(S), PROPERTY UNDER NEGOTIATION, AND THE PERSON(S) WITH WHOM THE NEGOTIATOR MAY NEGOTIATE. **ACTION ITEM**

Before holding a closed session, the County Board shall hold an open and public session to identify its negotiator(s), the property under negotiation, and the person(s) with whom the negotiator may negotiate.

For purposes of real property transactions, negotiators may include members of the County Board.  
(Government Code 54956.8)

Property: 935 14th Street, Marysville, CA 95901; 1128 Yuba Street, Marysville, CA 95901

\*COE Negotiator: \_\_\_\_\_

Negotiating Parties: Yuba County Board of Education; Yuba County Office of Education;  
County of Yuba

Under Negotiation: Logistics, Price, and Terms of Payment

9. ADVANCED PLANNING

9.1 SET DATE, TIME, AND PLACE FOR ANNUAL  
ORGANIZATIONAL MEETING – Page 24

**ACTION ITEM**

Per Ed Code §1009, it is required the Board establish a date for their Annual Organizational Meeting at the November Board meeting. Effective January 1, 2019, Ed Code §1009 was amended changing the Board Members' terms of office to begin on the second Friday of December. The amendment includes that the Annual Organization Meeting to be held on, or after the second Friday in December.

**Recommend** the Annual Organizational meeting be held at 4:30pm on Wednesday, December 13, 2023, at the Yuba County One Stop, Beckwourth Room, 1114 Yuba Street, Marysville, CA 95901.

9.2 NEXT REGULAR BOARD MEETING  
DECEMBER 13, 2023 – 4:30P.M.  
LOCATION: YUBA COUNTY ONE STOP,  
BECKWOURTH ROOM, 1114 YUBA STREET, MARYSVILLE, CA 95901

**INFORMATION/  
ACTION ITEM**

10. ADJOURN

**ACTION ITEM**

**YUBA COUNTY BOARD OF EDUCATION  
REGULAR MEETING MINUTES**

Wednesday, October 11, 2023 – 4:30pm

Yuba County One Stop, Beckwourth Room, 1114 Yuba Street, Marysville, CA 95901

<b>TOPIC</b>	<b>DISCUSSION</b>	<b>ACTION TAKEN</b>
<b>1. CALL TO ORDER</b>	Vice President John Nicoletti called a regular meeting of the Yuba County Board of Education to order at 4:30pm on October 11, 2023, at the Yuba County One Stop, Beckwourth Room, 1114 Yuba Street, Marysville, CA.	<b>CALLED TO ORDER:</b> 4:30pm
<b>ATTENDANCE, PLEDGE OF ALLEGIANCE</b>	Present were Katharine Rosser, John Nicoletti, and Tracy Bishop.  Marjorie Renicker and Desiree Hastey were absent.  Halee Pomeroy led the recital of the Pledge of Allegiance.	<b>QUORUM PRESENT</b>
<b>2. PUBLIC COMMENTS</b>	There were no public comments.	
<b>3. APPROVAL OF AGENDA</b>	Vice President Nicoletti directed Board members to the October 11, 2023, Agenda for their review and approval.	<b>MOTION:</b> To approve the October 11, 2023 Agenda as presented. <b>MOTION:</b> Tracy Bishop <b>SECOND:</b> Katharine Rosser <b>MOTION APPROVED (3/0)</b>
<b>4. CONSENT AGENDA</b>	Vice President Nicoletti directed board members to the October 11, 2023 Consent Agenda for their review and approval.	<b>MOTION:</b> To approve the October 11, 2023 Consent Agenda as presented <b>MOTION:</b> Tracy Bishop <b>SECOND:</b> Katharine Rosser <b>MOTION APPROVED (3/0)</b>

<p><b>5. SUPERINTENDENT'S OFFICE</b></p>	<p><b>5.1 Approval of Stipend for Yuba County Superintendent of Schools</b></p> <p>Executive Director of Human Resources Mary Hang led a review of the request for a stipend from Superintendent Gregor.</p> <p>Upon a motion by Trustee Rosser, duly seconded by Trustee Bishop, the Board unanimously approved the stipend and First Amendment to Superintendent Gregor's Employment Agreement.</p> <p><b>5.2 This Item Provides an Opportunity for the Directors/Superintendent/Board Members to Share Various Items of Interest</b></p> <p>Superintendent Gregor shared the following items of interest:</p> <ul style="list-style-type: none"> <li>• September 19 – Ribbon Cutting for Peach Tree Mobile Unit</li> <li>• September 19 – Grand Jury Interview</li> <li>• September 20-22 – TCSIG Planning Meeting, Tahoe</li> <li>• September 25 – Meeting with YCOE Union Leadership</li> <li>• September 27 – Wheatland Union High School District Board Meeting</li> <li>• September 28-29 – ACSA Region 2 Planning &amp; Leadership Assembly</li> <li>• October 4 – Keynote Speaker at Yuba-Sutter Commerce Government Affairs Committee</li> <li>• October 4 – Fentanyl Task Force Meeting</li> <li>• October 4 – Yuba County Children's Wellness and Child Abuse Prevention Council Meeting</li> <li>• October 5 – Program Transfer Meeting with MJUSD</li> </ul>	<p><b>MOTION:</b> To approve the stipend for Superintendent Gregor and the First Amendment to Superintendent Gregor's Employment Agreement as presented</p> <p><b>MOTION:</b> Katharine Rosser</p> <p><b>SECOND:</b> Tracy Bishop</p> <p><b>MOTION APPROVED (3/0)</b></p>

- October 6 – North Central Adult Education Consortium Executive Committee Meeting
- October 6 – Wheatland High School Homecoming Parade
- October 9 – YCOE Family Night at Bishop’s Pumpkin Farm

Vice President Nicoletti requested that the Yuba County Board of Education hold a workshop in collaboration with the Marysville Joint Unified School District (MJUSD) Board of Directors regarding the MJUSD program transfer. He also noted that he has recently joined YCOE’s California Community Schools Partnership Program (CCSPP).

**5.3 Quarterly Report on Williams Uniform Complaints**

Superintendent Gregor presented the 1<sup>st</sup> Quarter Williams Uniform Complaints for July 1, 2023 – September 30, 2023. There were no complaints filed.

Facility Inspection Tool (FIT) Reports were discussed.

Deputy Superintendent Bobbi Abold shared information with the Board.

Superintendent Gregor responded to questions from the Board.

**5.4 Submission of Certificated Employees Association Openers for 2024-2025 Negotiations (YCCEA/CTA/NEA)**

Rachel Warmack spoke on behalf of the YCCEA union openers. She mentioned the letter that was included in the Board packet.

	<p><b>5.5 Public Hearing Certificated Employees’ Association Openers for 2024-2025 Negotiations (YCCEA/CTA/NEA)</b></p> <p>Vice President Nicoletti called a public hearing to order at 5:04pm.</p> <p>There were no public comments. The hearing was closed at 5:05pm.</p> <p><b>5.6 Submission of California School Employees’ Association Yuba COE Chapter #705 Openers for 2024-2025 Negotiations (CSEA)</b></p> <p>Hector Munoz spoke to the CSEA union openers submission.</p> <p><b>5.7 Public Hearing California School Employees’ Association Yuba COE Chapter #705 Openers for 2024-2025 Negotiations (CSEA)</b></p> <p>Vice President Nicoletti called a public hearing to order at 5:06pm.</p> <p>Hector Munoz requested clarification from Mary Hang regarding procedures related to union negotiation openers. Specifically, he is requesting that YCOE list specific Articles to be addressed during negotiations.</p> <p>There being no further comments, the public hearing was adjourned at 5:07pm.</p>	<p><b>PUBLIC HEARING CALLED TO ORDER: 5:04pm</b></p> <p><b>PUBLIC HEARING ADJOUNED: 5:05pm</b></p> <p><b>PUBLIC HEARING CALLED TO ORDER: 5:06pm</b></p> <p><b>PUBLIC HEARING ADJOUNED: 5:07pm</b></p>
<p><b>6. EDUCATIONAL SERVICES</b></p>	<p><b>6.1 Sufficiency of Instructional Materials at Yuba County Career Preparatory Charter School (YCCPCS) for 2023- 2024 School Year</b></p>	



	<p>Shelly Arvizu presented the YCCPCS Sufficiency Report for the 2023-2024 school year. She addressed questions from the Board and took note of an error on page 19 of the YCCPCS Sufficiency Report.</p> <p style="text-align: center;"><b>6.2 Educational Services Program Update</b></p> <p>Deputy Superintendent Bobbi Abold shared a WASC accreditation update report with the Board and answered questions.</p> <p>Ms. Abold noted that Amy Molina-Jones was unable to share her foster youth presentation with the Board today. She will present during the November 8, 2023, Board meeting.</p>	
<p><b>7. FISCAL SERVICES</b></p>	<p style="text-align: center;"><b>7.2 Adoption of Resolution No. 2023-10 to Establish an Actual GANN Limit for the 2022-2023 Fiscal Year and an Estimated GANN Limit for 2023-2024 Fiscal Year</b></p> <p>Chief Business Official Aaron Thornsberry presented Resolution 2023-10 and described the requirements. He requested Board approval.</p> <p style="text-align: center;"><b>7.1 Acceptance of 2022-2023 Unaudited Actual Report on the Yuba County Office of Education</b></p> <p>Chief Business Official Aaron Thornsberry led a review of the 2022-2023 Unaudited Actual Report on the Yuba County Office of Education.</p> <p>Deputy Superintendent Bobbi Abold shared information about the report and responded to Board questions.</p> <p>Agenda Item 7.2 was unintentionally reviewed before Agenda Item 7.1. Subsequently, an incorrect vote was taken. Upon a motion by Trustee Bishop, duly seconded by Trustee</p>	<p><b>MOTION:</b> To adopt Resolution No. 2023-10 as presented  <b>MOTION:</b> Katharine Rosser  <b>SECOND:</b> Tracy Bishop  <b>MOTION APPROVED (3/0)</b></p> <p><b>MOTION:</b> To approve the 2022-2023 Unaudited Actual Report on the Yuba County of Education as presented  <b>MOTION:</b> Tracy Bishop  <b>SECOND:</b> Katharine Rosser  <b>MOTION APPROVED (3/0)</b></p> <p><b>MOTION:</b> To remove the original action taken on Agenda Item 7.1  <b>MOTION:</b> Tracy Bishop</p>

	Rosser, the incorrect vote on Agenda Item 7.1 be removed from the meeting minutes.	<b>SECOND:</b> Katharine Rosser <b>MOTION APPROVED (3/0)</b>
<b>8. POLICY REVIEW/ADOPTION</b>	<p><b>8.1 SP 3270, AR 3270, and E 3270 – Sale and Disposal of Books, Equipment, and Supplies</b></p> <p>YCOE Policy Committee Chair Halee Pomeroy directed Board members to SP/AR/E 3270 – Sale and Disposal of Books, Equipment, and Supplies for review.</p> <p>Trustee Bishop requested clarification on the disposal of books, equipment, and supplies. Her questions were addressed.</p>	<p><b>MOTION:</b> To approve SP 3270, AR 3270, and E 3270 as presented</p> <p><b>MOTION:</b> Tracy Bishop</p> <p><b>SECOND:</b> Katharine Rosser</p> <p><b>MOTION APPROVED (3/0)</b></p>
<b>9. ADVANCED PLANNING</b>	<p><b>9.1 Next Regular Board Meeting</b></p> <p><b>November 8, 2023 – 4:30pm</b></p> <p><b>Location: Yuba County One Stop, Beckwourth Room, 1114 Yuba Street, Marysville, CA 95901</b></p>	
<b>10. ADJOURNMENT</b>	There being no further business for discussion, the meeting adjourned at 5:53pm.	<p><b>MOTION:</b> To adjourn</p> <p><b>MOTION:</b> Katharine Rosser</p> <p><b>SECOND:</b> Tracy Bishop</p> <p><b>MEETING</b></p> <p><b>ADJOURNED: 5:53pm (3/0)</b></p>

Respectfully submitted,

*Rob Gregor*

Rob Gregor  
Yuba County Superintendent of Schools,  
Clerk/Secretary to the Yuba County Board of Education

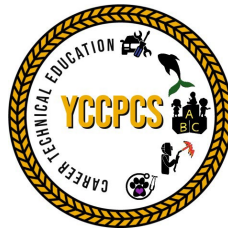
Recorded by:  
Halee Pomeroy

Temporary County Certificates Issued  
October 2, 2023 to October 30, 2023

<u>NAME</u>	<u>CREDENTIAL APPLIED FOR</u>	<u>PREV CRED</u>	<u>TCC EXPIRE</u>
Xiong, Kevin	Prelim Admin Services - 1 year ext	Yes	4/30/2024
Zuber, Anthony	Emg Prospective Teacher Sub Permit	No	4/30/2024



Home of the  
**BEARS**  
Yuba County Career Preparatory Charter School



**Yuba County Career Preparatory Charter School**  
Cynthia Soares, MS, Principal  
1104 E Street, Marysville, Ca 95901  
(530) 749- 4000 Front Office  
(530) 741-6032 Fax

October 27, 2023

To: The Yuba County Board of Education  
From: Stephany Ortiz Andrade  
School Counselor, Yuba County Career Preparatory Charter School  
Re: Donors Choose Project Donation

Please accept a donation, from Panda Cares the philanthropic arm of Panda Express, of resources with an estimated value of \$712.87. These resources such as sensory fidgets, the helping game, and A Little SPOT of Emotion book set, will be used in individual and/or group counseling sessions at the charter school to provide social-emotional learning opportunities for students.

Upon acceptance, please assist by creating a digital thank you letter and forwarding it back to me so I can submit this to Panda Cares via Donors Choose.

Thank you

**YCCPCS Schoolwide Learner Outcomes (SLOs)**

Members of the YCCPCS learning community will know, understand, and be able to:

**PERCEIVE** themselves as supported and self-directed, engaged, lifelong learners who

**BELIEVE** the essential skills they gain and the resources available will help them

**ACHIEVE** on their chosen pathway of success.

**Grow Respect Own Work Love**

## RESOLUTION NO. 2023-11

### Excused Absence from a Board Meeting

WHEREAS, under the authority of Education Code Section 35120 a Board of Education member receives a monthly stipend for services rendered as a Member of the Board; and

WHEREAS, attendance at all meetings of the Board is required to receive the full amount; and

WHEREAS, exceptions to the reduction of the stipend are legally allowed if the absence of a member from a board of education meeting occurs for any of the acceptable reasons provided by law;

WHEREAS, A member may be paid for any meeting when absent if the board, by resolution duly adopted and included in its minutes, finds that at the time of the meeting the member is performing services outside the meeting for the Board, the member was ill or on jury duty, or the absence was due to a hardship considered acceptable by the board.

WHEREAS, the board member who was absent from a board meeting has explained the reason(s) for his/her absence as among the reasons allowed for by law to be paid and exempted from a monthly stipend reduction because of this absence;

THEREFORE, BE IT RESOLVED, that this Board accepts that the absent board member **Marjorie Renicker** was absent from the board meeting on October 11, 2023, for the following reason:

- Spouse surgery - required 24-hour observation

NOW, THEREFORE BE IT RESOLVED FURTHER, that as provided for by law, the monthly allowed stipend will be paid and not be reduced because of this absence.

PASSED AND ADOPTED this 8<sup>th</sup> day of November 2023 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

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Rob Gregor, Yuba County Superintendent of Schools  
Secretary to the Yuba County Board of Trustees

**SUNSHINE PROPOSAL**  
**from the**  
**YUBA COUNTY OFFICE OF EDUCATION**  
**to the**  
**CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION**  
**and its Yuba COE Chapter #705**

**(Re-Opener Negotiations)**

The Yuba County Office of Education (“County”) and the California School Employees Association, and its Yuba COE Chapter #705 (“CSEA” or “Association”) are parties to a collective bargaining agreement (“CBA”) which expires on June 30, 2025. The Parties are engaging in re-opener negotiations.

The County’s overarching and common interests are:

1. Update language consistent with changes in applicable law.
2. Update language to meet the needs of our students, the County, and staff.
3. Reviewing additional contract articles that may have become obsolete, need updating, or could be incorporated into other articles within the collective bargaining agreement.

The County makes the following initial proposal to CSEA for Reopeners for the 2024/2025 school year:

Article	Title	County’s Interest
9	Transfer	<ul style="list-style-type: none"> <li>• Propose language to clarify and/or update Transfer article.</li> </ul>
11	Leaves	<ul style="list-style-type: none"> <li>• Propose language to clarify and/or update Leaves article.</li> </ul>
XVI & XVIII	Salary & Fringe Benefits	<ul style="list-style-type: none"> <li>• Discuss a fair and equitable total compensation that recognizes state funding for education, County’s unique fiscal challenges, and County’s educational responsibilities, priorities and goals.</li> </ul>

Series 5000 – Students

SP 5131.2

TITLE: <b>Bullying</b>	
Approved by: _____ <i>Rob Gregor, Superintendent of Schools</i>	Series: <b>Students</b> Version: <b>1</b> Effective Date: <b>11/8/2023</b> Previous Policy Date: <b>New</b> Revised By: <b>Committee</b> Policy Number: <b>SP 5131.2</b>
Approved by: _____ <i>Marjorie Renicker, Board President</i>	

The County Board of Education recognizes the harmful effects of bullying on student well-being, student learning, and school attendance and desires to provide a safe school environment that protects students from physical and emotional harm. No individual or group shall, through physical, written, verbal, visual, or other means, harass, sexually harass, threaten, intimidate, cyberbully, cause bodily injury to, or commit hate violence against any student or school personnel, or retaliate against them for filing a complaint or participating in the complaint resolution process.

### Examples of Prohibited Conduct

Bullying is an aggressive behavior that involves a real or perceived imbalance of power between individuals with the intent to cause emotional or physical harm. Bullying can be physical, verbal, or social/relational, involves repetition or potential repetition of a deliberate act, and includes, but is not limited to, any act described in Education Code 48900(r).

Cyberbullying includes the electronic creation or transmission of harassing communications, direct threats, or other harmful texts, sounds, or images. Cyberbullying also includes breaking into another person's electronic account or assuming that person's online identity in order to damage that person's reputation.

Examples of the types of prohibited conduct that may constitute bullying include, but are not limited to:

1. Physical bullying that inflicts harm upon a person's body or possessions, such as hitting, kicking, pinching, spitting, tripping, pushing, taking or breaking someone's possessions, or making cruel or rude hand gestures
2. Verbal bullying that includes saying or writing hurtful things, such as teasing, name-calling, inappropriate sexual comments, taunting, or threats to cause harm
3. Social/relational bullying that harms a person's reputation or relationships, such as leaving a person out of an activity on purpose, influencing others not to be friends with someone, spreading rumors, or embarrassing someone in public

4. Sending demeaning or hateful text messages or emails, sending rumors by email or by posting on social networking sites, or posting embarrassing photos, videos, web site, or fake profiles

### Measures to Prevent Bullying

The County Board encourages the involvement of students, parents/guardians, staff, social services, mental health services, law enforcement, courts, and other agencies and community organizations in the development and implementation of effective strategies to promote safety in schools and the community.

The County Board incorporates any strategies developed by the County Superintendent of Schools implementing this policy, which may include, but are not limited to:

1. Ensuring that each school establishes clear rules for student conduct and implements strategies to promote a positive, collaborative school climate
2. Providing to students, through student handbooks and other age-appropriate means, information about county office of education (COE) and school rules related to bullying, mechanisms available for reporting incidents or threats, and the consequences for engaging in bullying
3. Encouraging students to notify school staff when they are being bullied or when they suspect that another student is being bullied, and providing means by which students may report threats or incidents confidentially and anonymously
4. Conducting an assessment of bullying incidents at each school and, if necessary, increasing supervision and security in areas where bullying most often occurs, such as playgrounds, hallways, restrooms, and cafeterias
5. Annually notifying COE employees that, pursuant to Education Code 234.1, any school staff who witnesses an act of bullying against a student has a responsibility to immediately intervene to stop the incident when it is safe to do so
6. Providing professional development to all school staff who have regular interaction with students, including information regarding staff's obligation to prevent discrimination, harassment, intimidation, and bullying of students and annually making available the California Department of Education's online training module on the dynamics of bullying and cyberbullying pursuant to Education Code 32283.5
7. Providing students with instruction, as appropriate, that promotes social-emotional learning, effective communication skills, conflict resolution skills, and appropriate online behavior and teaches students about the negative impact of bullying, discrimination, intimidation, and harassment based on actual or perceived immigration status, religious beliefs and customs, or any other individual bias or prejudice



Preventive strategies may be incorporated into schools' comprehensive safety plans and, to the extent possible, into the local control and accountability plan and other applicable COE and school plans.

### Complaints

Any complaint of bullying shall be submitted to and investigated by the individual(s), position(s), or unit(s) designated by the County Superintendent and, if determined to be discriminatory, shall be resolved in accordance with law and BP 1312.3 - Uniform Complaint Procedures. If, during the investigation, it is determined that a complaint is about nondiscriminatory bullying, the principal or designee shall inform the complainant and shall take all necessary actions to resolve the complaint.

### Discipline/Corrective Actions

A victim of bullying, witness, perpetrator, or other student affected by an act of bullying may be referred to a school counselor, school psychologist, social worker, child welfare attendance personnel, school nurse, or other school support service personnel for case management, counseling, and/or participation in a restorative justice program as appropriate. (Education Code 48900.9)

In addition, corrective actions for a student who commits an act of bullying may include behavioral intervention and education and, if the behavior is severe or pervasive, may include notification of the student's parent/guardian, suspension or expulsion, and/or referral to law enforcement.

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#### Policy Reference Disclaimer:

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

<b>Federal</b>	<b>Description</b>
28 CFR 35.107	Designation of responsible employee and adoption of grievance procedures
34 CFR 104.7	Designation of responsible employee for Section 504
34 CFR 106.8	Designation of responsible employee and adoption of grievance procedures
34 CFR 110.25	Prohibition of discrimination based on age
47 USC 254	Universal service discounts (E-rate)
<b>Management Resources</b>	<b>Description</b>
CA Office of the Attorney General Publication	Promoting Safe & Secure Learning Environment for All: Guidance & Model Policies to Assist CA K-12 Schools in Responding to Immigration Issues,

	4/2018
California Department of Education Publication	Social and Emotional Learning in California: A Guide to Resources, 2018
California Department of Education Publication	Health Education Content Standards for California Public Schools: Kindergarten Through Grade Twelve, 2008
California Department of Education Publication	California's Social and Emotional Learning: Guiding Principles, 2018
California Department of Education Publication	Bullying Module
California Department of Education Publication	Bullying at School, 2003
Court Decision	Wynar v. Douglas County School District, (2013) 728 F.3d 1062
Court Decision	Lavine v. Blaine School District, (2002) 279 F.3d 719
Court Decision	J.C. v. Beverly Hills Unified School District, (2010) 711 F.Supp.2d 1094
CSBA Publication	Safe Schools: Strategies for Governing Boards to Ensure Student Success, 2011
CSBA Publication	Providing a Safe, Nondiscriminatory School Environment for Transgender and Gender-Nonconforming Students, Policy Brief, February 2014
CSBA Publication	Final Guidance: AB 1266, Transgender and Gender Nonconforming Students, Privacy, Programs, Activities & Facilities, Legal Guidance, March 2014
CSBA Publication	Cyberbullying: Policy Considerations for Boards, Policy Brief, rev. July 2010
CSBA Publication	Building Healthy Communities: A School Leaders Guide to Collaboration and Community Engagement, 2009
CSBA Publication	Addressing the Conditions of Children: Focus on Bullying, Governance Brief, December 2012
U.S. DOE Office for Civil Rights Publication	Guidance to America's Schools: Bullying of Students with Disabilities, October 2014
U.S. DOE Office for Civil Rights Publication	Dear Colleague Letter: Responding to Bullying of Students with Disabilities, October 2014
U.S. DOE Office for Civil Rights Publication	Dear Colleague Letter: Guidance on Schools' Obligations to Protect Students from Student-on-Student Harassment on Basis of Sex, Race, Color, Oct 2010
U.S. DOE, Office for Civil Rights Publication	Dear Colleague Letter: Harassment and Bullying, October 2010
Website	<a href="#">U.S. Department of Education</a>
Website	<a href="#">Partnership for Children and Youth</a>
Website	<a href="#">National School Safety Center</a>
Website	<a href="#">CSBA</a>
Website	<a href="#">Common Sense Media</a>

Website	<a href="#">Collaborative for Academic Social and Emotional Learning</a>
Website	<a href="#">Center on Great Teachers and Leaders</a>
Website	<a href="#">California Office of the Attorney General</a>
Website	<a href="#">California Department of Education, Safe Schools</a>
<b>State</b>	<b>Description</b>
254	Universal service discounts (e-rate)
5 CCR 4600-4670	Uniform complaint procedures
Ed. Code 200-262.4	<a href="#">Educational equity; prohibition of discrimination on the basis of sex</a>
Ed. Code 32282	School safety plans
Ed. Code 35181	Governing board policy on responsibilities of students
Ed. Code 35291-35291.5	Rules
Ed. Code 46600	Student transfers
Ed. Code 48900-48925	Suspension and expulsion
Ed. Code 48985	Notices to parents in language other than English
Ed. Code 52060-52077	Local control and accountability plan
Pen. Code 422.55	Definition of hate crime
Pen. Code 647	Use of camera or other instrument to invade person's privacy; misdemeanor
Pen. Code 647.7	Use of camera or other instrument to invade person's privacy; punishment
Pen. Code 653.2	Electronic communication devices, threats to safety

**Cross References**

<b>Code</b>	<b>Description</b>
0460	<a href="#">Local Control And Accountability Plan</a>
0460	<a href="#">Local Control And Accountability Plan</a>
5141.52	<a href="#">Suicide Prevention</a>
5141.52	<a href="#">Suicide Prevention</a>
5145.3	<a href="#">Nondiscrimination/Harassment</a>
5145.3	<a href="#">Nondiscrimination/Harassment</a>
5145.7	<a href="#">Sexual Harassment</a>
5145.7	<a href="#">Sexual Harassment</a>
5145.7-E(1)	<a href="#">Sexual Harassment</a>
6173.1	<a href="#">Education For Foster Youth</a>

6173.1

[Education For Foster Youth](#)

Series 5000 - Students

AR 5131.2

TITLE: <b>Bullying</b>	
Approved by: _____ <i>Rob Gregor, Superintendent of Schools</i>	Series: <b>Students</b> Version: <b>1</b> Effective Date: <b>11/8/2023</b> Previous Policy Date: <b>New</b>
Approved by: _____ <i>Marjorie Renicker, Board President</i>	Revised By: <b>Committee</b> Policy Number: <b>AR 5131.2</b>

### Examples of Prohibited Conduct

*Bullying* is an aggressive behavior that involves a real or perceived imbalance of power between individuals with the intent to cause emotional or physical harm. Bullying can be physical, verbal, or social/relational and may involve a single severe act or repetition or potential repetition of a deliberate act. Bullying includes, but is not limited to, any act described in Education Code 48900(r).

*Cyberbullying* includes the electronic creation or transmission of harassing communications, direct threats, or other harmful texts, sounds, or images. Cyberbullying also includes breaking into another person's electronic account or assuming that person's online identity in order to damage that person's reputation.

Examples of the types of conduct that may constitute bullying and are prohibited by the county office of education include, but are not limited to:

1. Physical bullying: An act that inflicts harm upon a person's body or possessions, such as hitting, kicking, pinching, spitting, tripping, pushing, taking or breaking someone's possessions, or making cruel or rude hand gestures
2. Verbal bullying: An act that includes saying or writing hurtful things, such as teasing, name-calling, inappropriate sexual comments, taunting, or threats to cause harm
3. Social/relational bullying: An act that harms a person's reputation or relationships, such as leaving a person out of an activity on purpose, influencing others not to be friends with someone, spreading rumors, or embarrassing someone in public
4. Cyberbullying: An act such as sending demeaning or hateful text messages or emails, spreading rumors by email or by posting on social networking sites, or posting or sharing embarrassing photos, videos, web site, or fake profiles

### **Measures to Prevent Bullying**

The Superintendent or designee shall implement measures to prevent bullying in county office of education schools, including, but not limited to, the following:

1. Ensuring that each school establishes clear rules for student conduct and implements strategies to promote a positive, collaborative school climate
2. Providing information to students, through student handbooks, county office of education web sites and social media, and other age-appropriate means, about county office of education rules related to bullying, mechanisms available for reporting incidents or threats, and the consequences for engaging in bullying
3. Encouraging students to notify school staff when they are being bullied or when they suspect that another student is being bullied, and providing means by which students may report threats or incidents confidentially and anonymously
4. Conducting an assessment of bullying incidents at each school and, if necessary, increasing supervision and security in areas where bullying most often occurs, such as playgrounds, hallways, restrooms, and cafeterias
5. Annually notifying county office of education employees that, pursuant to Education Code 234.1, any school staff who witnesses an act of bullying against a student has a responsibility to immediately intervene to stop the incident when it is safe to do so

### **Staff Development**

The Superintendent or designee shall annually make available to all certificated staff and to other employees who have regular interaction with students the California Department of Education (CDE) online training module on the dynamics of bullying and cyberbullying, including the identification of bullying and cyberbullying and the implementation of strategies to address bullying. (Education Code 32283.5)

The Superintendent or designee shall provide training to teachers and other school staff to raise their awareness about the legal obligation of the county office of education and its employees to prevent discrimination, harassment, intimidation, and bullying of county office of education students. Such training shall be designed to provide staff with the skills to:

1. Discuss the diversity of the student body and school community, including their varying immigration experiences
2. Discuss bullying prevention strategies with students, and teach students to recognize the behavior and characteristics of bullying perpetrators and victims
3. Identify the signs of bullying or harassing behavior
4. Take immediate corrective action when bullying is observed

5. Report incidents to the appropriate authorities, including law enforcement in instances of criminal behavior

### **Information and Resources**

The Superintendent or designee shall post on the county office of education's web site, in a prominent location and in a manner that is easily accessible to students and parents/guardians, information on bullying and harassment prevention which includes the following: (Education Code 234.6)

1. The county's policy on student suicide prevention, including a reference to the policy's age appropriateness for students in grades K-6
2. The definition of sex discrimination and harassment as described in Education Code 230, including the rights set forth in Education Code 221.8
3. Title IX information included on the county's web site pursuant to Education Code 221.61, and a link to the Title IX information included on CDE's web site pursuant to Education Code 221.6
4. County office of education policies on student sexual harassment, prevention and response to hate violence, discrimination, harassment, intimidation, bullying, and cyberbullying
5. A section on social media bullying that includes all of the references described in Education Code 234.6 as possible forums for social media
6. A link to statewide resources, including community-based organizations, compiled by CDE pursuant to Education Code 234.5.
7. Any additional information the Superintendent or designee deems important for preventing bullying and harassment

### **Student Instruction**

As appropriate, the county office of education shall provide students with instruction, in the classroom or other educational settings, that promotes social-emotional learning, effective communication and conflict resolution skills, character development, respect for cultural and individual differences, self-esteem development, assertiveness skills, and appropriate online behavior.

The county office of education shall also educate students about the negative impact of bullying, discrimination, intimidation, and harassment based on actual or perceived immigration status, religious beliefs and customs, or any other individual bias or prejudice.

Students should be taught the difference between appropriate and inappropriate behaviors, how

to advocate for themselves, how to help another student who is being bullied, and when to seek assistance from a trusted adult. As role models for students, staff shall be expected to demonstrate effective problem-solving and anger management skills.

To discourage cyberbullying, teachers may advise students to be cautious about sharing passwords, personal data, or private photos online and to consider the consequences of making negative comments about others online.

### **Reporting and Filing of Complaints**

Any student, parent/guardian, or other individual who believes that a student has been subjected to bullying or who has witnessed bullying may report the incident to a teacher, the principal, a compliance officer, or any other available school employee.

When a report of bullying is submitted, the principal or a county office of education compliance officer shall inform the student or parent/guardian of the right to file a formal written complaint in accordance with AR 1312.3 - Uniform Complaint Procedures. The student who is the alleged victim of the bullying shall be given an opportunity to describe the incident, identify witnesses who may have relevant information, and provide other evidence of bullying.

Within one business day of receiving such a report, a staff member shall notify the principal of the report, whether or not a uniform complaint is filed. In addition, any school employee who observes an incident of bullying involving a student shall, within one business day, report such observation to the principal or a county office of education compliance officer, whether or not the alleged victim files a complaint.

Within two business days of receiving a report of bullying, the principal shall notify the district compliance officer identified in AR 1312.3.

When the circumstances involve cyberbullying, individuals with information about the activity shall be encouraged to save and print any electronic or digital messages that they feel constitute cyberbullying and to notify a teacher, the principal, or other employee so that the matter may be investigated. When a student uses a social networking site or service to bully or harass another student, the Superintendent or designee may file a request with the networking site or service to suspend the privileges of the student and to have the material removed.

### **Discipline/Corrective Actions**

Corrective actions for a student who commits an act of bullying of any type may include counseling, behavioral intervention and education, and, if the behavior is severe or pervasive as defined in Education Code 48900, may include suspension or expulsion in accordance with county office of education policies and regulations.

When appropriate based on the severity or pervasiveness of the bullying, the Superintendent or designee shall notify the parents/guardians of victims and perpetrators and may contact law



enforcement.

### Support Services

The Superintendent, principal, or principal's designee may refer a victim, witness, perpetrator, or other student affected by an act of bullying to a school counselor, school psychologist, social worker, child welfare attendance personnel, school nurse, or other school support service personnel for case management, counseling, and/or participation in a restorative justice program as appropriate. (Education Code 48900.9)

If any student involved in bullying exhibits warning signs of suicidal thought or intention or of intent to harm another person, the Superintendent or designee shall, as appropriate, implement county office of education intervention protocols which may include, but are not limited to, referral to county or community mental health services, other health professionals, and/or law enforcement.

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#### Policy Reference Disclaimer:

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

<b>Federal</b>	<b>Description</b>
28 CFR 35.107	Designation of responsible employee and adoption of grievance procedures
34 CFR 104.7	Designation of responsible employee for Section 504
34 CFR 106.8	Designation of responsible employee and adoption of grievance procedures
34 CFR 110.25	Prohibition of discrimination based on age
47 USC 254	Universal service discounts (E-rate)
<b>Management Resources</b>	<b>Description</b>
CA Office of the Attorney General Publication	Promoting Safe & Secure Learning Environment for All: Guidance & Model Policies to Assist CA K-12 Schools in Responding to Immigration Issues, 4/2018
California Department of Education Publication	Social and Emotional Learning in California: A Guide to Resources, 2018
California Department of Education Publication	Health Education Content Standards for California Public Schools: Kindergarten Through Grade Twelve, 2008
California Department of Education Publication	California's Social and Emotional Learning: Guiding Principles, 2018
California Department of Education Publication	Bullying Module
California Department of Education Publication	Bullying at School, 2003
Court Decision	Wynar v. Douglas County School District, (2013) 728 F.3d 1062
Court Decision	Lavine v. Blaine School District, (2002) 279 F.3d 719
Court Decision	J.C. v. Beverly Hills Unified School District, (2010) 711 F.Supp.2d 1094
CSBA Publication	Safe Schools: Strategies for Governing Boards to Ensure Student Success, 2011
CSBA Publication	Providing a Safe, Nondiscriminatory School Environment for Transgender and Gender-Nonconforming Students, Policy Brief, February 2014

CSBA Publication	Final Guidance: AB 1266, Transgender and Gender Nonconforming Students, Privacy, Programs, Activities & Facilities, Legal Guidance, March 2014
CSBA Publication	Cyberbullying: Policy Considerations for Boards, Policy Brief, rev. July 2010
CSBA Publication	Building Healthy Communities: A School Leaders Guide to Collaboration and Community Engagement, 2009
CSBA Publication	Addressing the Conditions of Children: Focus on Bullying, Governance Brief, December 2012
U.S. DOE Office for Civil Rights Publication	Guidance to America's Schools: Bullying of Students with Disabilities, October 2014
U.S. DOE Office for Civil Rights Publication	Dear Colleague Letter: Responding to Bullying of Students with Disabilities, October 2014
U.S. DOE Office for Civil Rights Publication	Dear Colleague Letter: Guidance on Schools' Obligations to Protect Students from Student-on-Student Harassment on Basis of Sex, Race, Color, Oct 2010
U.S. DOE, Office for Civil Rights Publication	Dear Colleague Letter: Harassment and Bullying, October 2010
Website	<a href="#">U.S. Department of Education</a>
Website	<a href="#">Partnership for Children and Youth</a>
Website	<a href="#">National School Safety Center</a>
Website	<a href="#">CSBA</a>
Website	<a href="#">Common Sense Media</a>
Website	<a href="#">Collaborative for Academic Social and Emotional Learning</a>
Website	<a href="#">Center on Great Teachers and Leaders</a>
Website	<a href="#">California Office of the Attorney General</a>
Website	<a href="#">California Department of Education, Safe Schools</a>
<b>State</b>	<b>Description</b>
254	Universal service discounts (e-rate)
5 CCR 4600-4670	Uniform complaint procedures
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5145.7-E(1)	<a href="#">Sexual Harassment</a>

6173.1  
6173.1

[Education For Foster Youth](#)  
[Education For Foster Youth](#)

**FROM:** Halee Pomeroy, Executive Assistant to  
 Rob Gregor, Yuba County Superintendent of Schools  
 Yuba County Office of Education

**DATE:** October 2, 2023

**SUBJECT:** **Date of Annual Organizational Board Meeting**

**Education Code § 35143** The governing board of each school district shall hold an annual organizational meeting. In a year in which a regular election for governing board members is conducted, the meeting shall be held on a day within a 15-day period that commences with the date upon which a governing board member elected at that election takes office. Organizational meetings in years in which no such regular election for governing board members is conducted shall be held during the same 15-day period on the calendar. Unless otherwise provided by rule of the governing board, the day and time of the annual meeting shall be selected by the board at its regular meeting held immediately prior to the first day of such 15-day period, and the board shall notify the county superintendent of schools of the day and time selected. The clerk of the board shall, within 15 days prior to the date of the annual meeting, notify in writing all members of the date and time selected for the meeting.

**Education Code § 72000(c)(2)(A)** makes the same provision for a community college district.

To comply with this requirement, please note the action of your district governing board by completing the statement that appears below. Please indicate if local charter provisions or other rules prevail relative to such an organizational meeting. Please return one copy to Rob Gregor, Yuba County Superintendent of Schools, within 10 days of the organizational meeting.

Pursuant to § 35143 and § 72000(c)(2)(A) of the Education Code the

**Governing Board of Yuba County Office of Education at its**

**November 8, 2023 Regular Board Meeting, scheduled the Annual Organizational Meeting as:**

Date

Time

Location

\_\_\_\_\_  
 Secretary/Clerk

\_\_\_\_\_  
 Date