

YUBA COUNTY BOARD OF EDUCATION

935 14th Street
Marysville, CA 95901

Agenda

August 11, 2021



Marjorie Renicker, Vice President

John Nicoletti

Vacant

Desiree Hastey, President

Eva Teagarden

Trustee Area 1

Trustee Area 2

Trustee Area 3

Trustee Area 4

Trustee Area 5



Francisco Reveles, Ed.D.
Superintendent

**YUBA COUNTY BOARD OF EDUCATION
REGULAR MEETING
Wednesday, August 11, 2021 – 4:30 P.M.**

NOTICES:

The Yuba County Office of Education encourages those with disabilities to participate fully in the public meeting process. If you have a special need in order to allow you to attend or participate in our public meeting, contact the Superintendent's Office at 530-749-4853 well in advance of the meeting so that we may make every reasonable effort to accommodate you (Cal. Gov. Code, § 54954.2, subd. (a)(1)).

The agenda packet and supporting materials can be viewed at the Yuba County Office of Education located at 935 14th Street, Marysville, CA, or <https://www.yubacoe.org/> . For more information, please call 530-749-4853.

NOTE: This meeting is being agendized to allow staff and the public to participate in the meeting via teleconference, pursuant to the Governor's Executive Order N-29-20 dated March 17, 2020. Executive Order N-29-20 authorizes local legislative bodies to hold public meetings via teleconference and to make public meetings accessible telephonically to all members of the public and staff in effort to observe social distancing recommendations. Members of the public are encouraged to participate in the teleconference.

JOIN ZOOM MEETING:

Meeting ID: 952 4885 1433
Password: 444249

<https://yubacoe-org.zoom.us/j/95248851433?pwd=RjNwa3hkbXFhZVRxbXdZeFA4MnJkdz09>

or

One tap mobile:
+16699009128,,95248851433#

or

Dial by your location:
+1 669-900-9128

PUBLIC PARTICIPATION:

NOTE: Please mute your phone or microphone when you are not speaking. If you would like to participate in the Public Comments portion of the meeting, or comment on a specific agenda item, you may do so by texting your FIRST AND LAST NAME to 530-645-2560 or by messaging the Clerk (Zoom Host) in the chat section during the Zoom teleconference. The Clerk will notify the Chair that you would like to comment. Please wait for the Chair to recognize you before speaking. Remember to unmute your phone or microphone to speak.

AGENDA

1. CALL TO ORDER, ATTENDANCE, AND PLEDGE OF ALLEGIANCE
2. APPROVAL OF AGENDA **ACTION ITEM**
3. CONSENT AGENDA **ACTION ITEM**
 - 3.1 APPROVAL OF JULY 14, 2021, BOARD MINUTES – Pages 1-4
 - 3.2 TEMPORARY COUNTY TEACHER CERTIFICATES – Page 5

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.

4. PUBLIC COMMENTS ON NON-AGENDA ITEMS

This item is being placed on the agenda to allow any member of the public to speak on non-agenda items or to share information with the Board. Please follow the Public Participation instructions listed above under Notices if you would like to participate in the Public Comments portion of the meeting. Individual speakers will be allowed five minutes to address the Board ~ fifteen minutes' total time for public input on each item.

The California Government Code, Section 54954.3 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.”

5. SUPERINTENDENT’S REPORT

- 5.1 CLOSED SESSION **ACTION ITEM**
CONFERENCE WITH LEGAL COUNSEL
(EXISTING LITIGATION) - GOVERNMENT CODE § 54956.1(D)(1)
Name of Case: Department of Fair Employment and Housing v. Yuba County Office of Education (Orozco) DFEH Case No. 201912-08637619
- 5.2 YUBA COUNTY BOARD OF EDUCATION VACANCY - **ACTION ITEM**
TRUSTEE AREA 3 – Pages 6-7
Dr. Reveles

A vacancy on the County Board of Education has occurred due to a County Board member's ceasing to inhabit the trustee area which he/she represents on the County Board (Government Code 1770). Trustee Angela Lewis has moved out of Trustee Area 3.

Recommend the Board adopt the proposed timeline to make a provisional appointment to fill the vacancy on the Governing Board, Trustee Area 3

- 5.3 THIS ITEM PROVIDES AN OPPORTUNITY FOR THE **INFORMATION ITEM**
DIRECTORS/SUPERINTENDENT/BOARD MEMBERS
TO SHARE VARIOUS ITEMS OF INTEREST

- 5.4 COMMUNITY ENGAGEMENT LIAISON UPDATE
Amy Nore

INFORMATION ITEM

6. EDUCATIONAL SERVICES

- 6.1 PUBLIC HEARING
CERTIFICATON OF STATE INSTRUCTIONAL
MATERIALS SUFFICIENCY - HARRY P. B. CARDEN SCHOOL - Pages 8-17
Jennifer Morrison

ACTION ITEM

It is required that a Public Hearing be held regarding the certification of sufficient/insufficient instructional materials pursuant to Education Code Section 60119. The public may ask questions or make comments concerning this item.

- 6.2 ADOPTION OF RESOLUTION NO. 2021-01
SUFFICIENCY OF INSTRUCTIONAL MATERIALS
AT HARRY P. B. CARDEN SCHOOL - Page 18
Jennifer Morrison

ACTION ITEM

The governing board is required to adopt a resolution stating whether each pupil within the program has sufficient or insufficient textbooks or instructional materials in specified subjects consistent with the content and cycles of the curriculum frameworks adopted by the state board pursuant to Education Code Section 60119.

Recommend the Board adopt Resolution No. 2021-01

- 6.3 ADOPTION OF AB 922 - YUBA COUNTY PLAN
FOR EXPELLED YOUTH - Pages 19-29
Bobbi Abold

ACTION ITEM

California *Education Code (EC)* Section 48926 requires county superintendents, in conjunction with superintendents of the school districts within the county, to develop a plan for providing educational services to all expelled pupils in that county.

Recommend the Board adopt the Yuba County Plan for Expelled Youth

7. POLICY UPDATES

- 7.1 ADOPTION OF SUPERINTENDENT POLICY NO. 1312.3 –
UNIFORM COMPLAINT PROCEDURES - Pages 30-35
Halee Pomeroy

ACTION ITEM

The YCOE Policy Committee recommends that the County Board of Education and the County Superintendent of Schools work together for the adoption of SP 1312.3 – Uniform Complaint Procedures, since some of the programs covered by the policy are subject to the independent statutory authority of both constitutional offices and, even for those programs that are primarily within the County Board's authority, implementation by the County Superintendent will be necessary.

Recommend the Board adopt SP 1312.3 – Uniform Complaint Procedures in conjunction with Dr. Francisco Reveles, Yuba County Superintendent of Schools

8. FISCAL SERVICES

- 8.1 YUBA COUNTY SUPERINTENDENT OF SCHOOLS **ACTION ITEM**
REVOLVING FUND CHECKING ACCOUNT
Aaron Thornsberry

The Yuba County Office of Education U.S. Bank checking account (#1 534 0198 8818) signature authority needs approval on a new valid signature.

Recommend approval on the following:

- Remove: Violette Begley
- Add: Aaron Thornsberry, Chief Business Officer

- 8.2 ALLOCATION OF FOREST RESERVE FUNDS - Page 36 **ACTION ITEM**
Aaron Thornsberry

U.S. Forest Reserve breakdown, Federal year 2020, monies received in FY 20/21.

Recommend the Board approve the allocation of Forest Reserve Funds as presented

9. OTHER ITEMS **INFORMATION ITEM**

10. ADVANCED PLANNING

- 10.1 NEXT REGULAR BOARD MEETING **INFORMATION/**
SEPTEMBER 8, 2021 – 4:30P.M. **ACTION ITEM**
LOCATION: YUBA COUNTY ONE STOP,
BECKWOURTH ROOM, 1114 YUBA STREET, MARYSVILLE, CA 95901

PROPOSED CHANGE IN LOCATION: ZOOM TELECONFERENCE

On June 11, 2021, the Governor issued [Executive Order N-08-21](#), which addresses the expiration of numerous executive orders issued during the pandemic, including but not limited to those addressing the Brown Act. Authorizations of Executive Orders N-29-20 and N-35-20 to hold “virtual” Brown Act meetings without the public being present will expire on September 30, 2021.

11. ADJOURN **ACTION ITEM**

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

Wednesday, July 14, 2021 – 4:30p.m.
Zoom Teleconference

TOPIC	DISCUSSION	ACTION TAKEN
1. CALL TO ORDER	President Desiree Hastey called a regular meeting of the Yuba County Board of Education to order on July 14, 2021, at 4:30pm virtually via Zoom teleconference.	CALLED TO ORDER: 4:30pm
ATTENDANCE, PLEDGE OF ALLEGIANCE	Present via Zoom conference; Desiree Hastey, Marjorie Renicker, and Eva Teagarden. Absent; John Nicoletti and Angela Lewis Dr. Reveles led the recital of the Pledge of Allegiance.	QUORUM PRESENT
2. APPROVAL OF AGENDA	President Desiree Hastey directed Board members to the July 14, 2021, Agenda for their review and approval.	MOTION: To approve the July 14, 2021, Agenda as presented MOTION: Eva Teagarden SECOND: Marjorie Renicker ROLE CALL VOTE: Marjorie Renicker – Aye Eva Teagarden – Aye Desiree Hastey - Aye MOTION APPROVED
3. CONSENT AGENDA	President Desiree Hastey directed board members to the July 14, 2021, Consent Agenda for their review and approval. 3.1 Approval of June 23, 2021, Board Meeting Minutes	MOTION: To approve the July 14, 2021, Consent Agenda as presented MOTION: Eva Teagarden SECOND: Marjorie Renicker ROLE CALL VOTE: Marjorie Renicker – Aye Eva Teagarden – Aye Desiree Hastey - Aye MOTION APPROVED
4. PUBLIC COMMENTS ON NON-AGENDA ITEMS	There were no public comments.	

5. SUPERINTENDENT’S REPORT

5.1 Quarterly Report on Williams Uniform Complaints

Dr. Reveles reviewed the 4th Quarter Report on Williams Uniform Complaints. No complaints were filed April 1, 2021 – June 30, 2021.

5.2 This Item Provides an Opportunity for the Directors/Superintendent/Board Members to Share Various Items of Interest

Dr. Reveles shared the following items:

- YCOE Presentation to Yuba County Board of Supervisors Scheduled August 24, 2021
- YCOE COVID-19 Update:
 - Weekly Zoom Teleconferences with CDC
 - State vaccination average for one dose – 70%
 - Yuba County vaccination average for one dose – 43%, fully vaccinated 37%
 - Testing – Yuba Co. districts who have sports programs have performing routine testing. Antigen tests are used with a quick turnaround of 3 days. Results must be known 24 hrs. prior to competition
 - YCOE follows the recommendation from public health regarding testing. If a student or staff exhibit symptoms, we require a negative PCR test to be in person
 - CDPH 2021-22 School Year Guidance
- Dr. Reveles Signs Letter of Support Addressing State Guidance Concerns
- Yuba County Board of Education Vacancy – Trustee Area 3 – Timeline to be Presented Next Month

<p>6. EDUCATION SERVICES</p>	<p>6.1 American Rescue Plan Act (ARP)</p> <p>Bobbi Abold, Assistant Superintendent of Instruction, led a review of the American Rescue Plan Act (ARP). Requirements for submitting a Local Educational Agency (LEA) Plan for the safe return to in-person instruction and continuity of services were discussed.</p> <p>Ms. Abold requested approval on YCOEs ARP, LEA Plan.</p>	<p>MOTION: To approve YCOEs ARP, LEA Plan as presented MOTION: Marjorie Renicker SECOND: Eva Teagarden ROLE CALL VOTE: Marjorie Renicker – Aye Eva Teagarden – Aye Desiree Hastey - Aye MOTION APPROVED</p>
<p>7. POLICY UPDATES</p>	<p>7.1 Approval of Board Bylaw No. 9223 – Filling Vacancies</p> <p>BB 9223 – Filling Vacancies, is a Board Bylaw outlining all required elements for filling a board vacancy. This updated version includes Education, Election, Government, and Penal Code regulations that were not listed in the 2002 adopted version of Bylaw BB 9223.</p>	<p>MOTION: To adopt Board Bylaw 9223 – Filling Vacancies as presented MOTION: Marjorie Renicker SECOND: Eva Teagarden ROLE CALL VOTE: Marjorie Renicker – Aye Eva Teagarden – Aye Desiree Hastey - Aye MOTION APPROVED</p>
<p>8. OTHER ITEMS</p>	<p>There were no other items.</p>	
<p>9. ADVANCED PLANNING</p>	<p>9.1 Next Regular Board Meeting August 11, 2021 – 4:30pm Location - Zoom Teleconference</p> <p>Proposed Change in Location for Remaining 2021 Board Meetings: Yuba County One Stop, Beckwourth Room, 1114 Yuba Street, Marysville, CA 95901</p> <p>On June 11, 2021, the Governor issued Executive Order N-08-21, which addresses the expiration of numerous executive orders issued during the pandemic, including but not limited to those addressing the Brown Act. Authorizations of</p>	<p>MOTION: To approve the change in meeting location as presented MOTION: Eva Teagarden SECOND: Marjorie Renicker ROLE CALL VOTE: Marjorie Renicker – Aye Eva Teagarden – Aye Desiree Hastey - Aye MOTION APPROVED</p>

	<p>Executive Orders N-29-20 and N-35-20 to hold “virtual” Brown Act meetings without the public being present will expire on September 30, 2021.</p> <p>Leadership is requesting to hold the remaining 2021 Yuba County Board of Education meetings in-person at the Yuba County One Stop, Beckwourth room.</p>	
<p>11. ADJOURNMENT</p>	<p>There being no further business for discussion, the meeting adjourned at 5:02pm.</p>	<p>MOTION: To adjourn MOTION: Eva Teagarden SECOND: Marjorie Renicker ROLE CALL VOTE: Marjorie Renicker – Aye Eva Teagarden – Aye Desiree Hastey - Aye MEETING ADJOURNED: 5:02pm</p>

Respectfully submitted,

Recorded by:
Halee Pomeroy

Francisco Reveles, Ed.D.
Superintendent, Yuba County Office of Education

Temporary County Certificates Issued
May 27, 2021 to August 5, 2021

<u>NAME</u>	<u>CREDENTIAL APPLIED FOR</u>	<u>PREV CRED</u>	<u>TCC EXPIRE</u>
MacGregor, Cherette	Prelim Multiple Subject - 2 year ext	Yes	2/28/2022
Roberts, Macie	Prelim Single Subject - OOS	No	2/28/2022

To: Yuba County Board of Trustees

RE: Overview of Process to make a Provisional Appointment to Fill a Vacancy on the Governing Board

FROM: Francisco Reveles, Ed.D.

The following is a timeline to make a provisional appointment to fill a vacancy on the Governing Board, Trustee Area 3

DATE	ACTIVITY	COMPLETED DATE
August 1, 2021	A vacancy on the County Board of Education has occurred due to the following event: County Board member's ceasing to inhabit the trustee area which he/she represents on the County Board (Government Code 1770) Trustee Angela Lewis has moved out of Trustee Area 3.	
August 11, 2021 to August 31, 2021	(1) Advertise the vacancy and solicit applications of legally qualified citizens to serve on the Governing Board by the following means: <ul style="list-style-type: none">• Appeal Democrat (public notice)• Territorial Dispatch (public notice)• Announcement on YCOE website and Facebook page• Post public notice at Yuba County Library, Yuba County Board of Supervisors Office and the YCOE Main Office (2) Provide applications and resource information about the responsibilities of being a Board Trustee to prospective candidates. These materials are available at the YCOE Main Office and on YCOE website.	
August 31, 2021 12:00 p.m.	Deadline for candidates to turn in application to the YCOE Main Office, 935 14 th Street, Marysville or by email: halee.pomeroy@yubacoe.k12.ca.us	
September 1, 2021	(1) Application review by a committee consisting of less than a quorum of the Board shall ensure that applicants are eligible for Board membership. (2) Notify Candidates regarding eligibility and next steps	
September 2, 2021	(1) Announcement of candidate names on YCOE website & Facebook page (2) Post announcement at the YCOE Main Office, Yuba County Board of Supervisors Office and Yuba County Library	
September 2, 2021	Candidate applications available for Board members review (confidential information)	

September 7, 2021	Reminder call to all candidates to participate in the September 8, 2021, Board meeting.	
September 8, 2021 Regular Board Meeting	The Board shall interview the candidates at a public meeting, accept oral or written public input, and select the provisional appointee by a majority vote.	
September 9, 2021	<p>Within 10 days after the appointment is made, the Board shall post notice of the actual vacancy and the provisional appointment. The notice shall be published in the Appeal-Democrat and Territorial Dispatch (pursuant to Government Code 6061). Notice will also be posted at Yuba County Library, Yuba County Board of Supervisors Office and the YCOE Main Office. The notice shall also include:</p> <ul style="list-style-type: none"> • the name of the provisional appointee, the date of the appointment and a statement notifying voters that unless a petition calling for a special election (pursuant to Ed Code 5091) is filed in the office of the County Superintendent of Schools within 30 days of the provisional appointment, it shall become an effective appointment. 	
October 13, 2021	The appointee shall take the Oath of Office and be seated at the October 13, 2021, Yuba County Board of Education Regular Meeting.	

Any questions or need for assistance should be directed to Halee Pomeroy, Executive Assistant to the Superintendent, 530-749-4853 or by email halee.pomeroy@yubacoe.k12.ca.us

YUBA COUNTY OFFICE OF EDUCATION
935 14th Street Marysville, CA 95901
(530)749-4900

NOTICE – PUBLIC HEARING

A Public Hearing will be Held on Wednesday, August 11, 2021, 4:30 p.m., or shortly thereafter, at the Yuba County One Stop, Beckwourth Room, 1114 Yuba Street, Marysville, CA 95901

Re: To Adopt Resolution 2021- 01 ~ Regarding Sufficiency of Instructional Materials at Harry P.B. Carden School

Pursuant to Education Code Section 60119, in order to be eligible to receive funds available for purchase of textbooks and instructional materials through the State Instructional Materials Fund Program(s);

The Yuba County Board of Education determines that students attending Harry P.B. Carden School have sufficient textbooks and/or instructional materials in each subject that is consistent with the content and cycles of the curriculum framework adopted by the state board.

The governing board encourages participation by parents, teachers, members of the community, bargaining unit leaders as well as any taxpayer to appear before the Yuba County Board of Education and speak to the proposed item.

Posted 07/30/2021

Locations:

- Yuba County Office of Education Website
- Yuba County Office of Education
- Yuba County Library

Harry PB Carden School
1023 14th Street
Marysville, CA 95901

Fax: (530) 634-7608

Steve Rebozzi, Principal

Phone: (530) 741-6409

Middle School (Gr. 7-8) Instructional Materials Survey
2021-2022
ELA

Yuba County Office of Education Alternative Program Board-approved adopted
English Language Arts Instructional Materials:

Grade	Adopted Textbooks/ Instructional materials	Number of Students Enrolled	Digital Curricula Available	Student Laptops Available	Sufficient	Insufficient
7	Edgenuity Online Learning Platform /Renaissance MyPath	0	30/38		Yes	
8	Edgenuity Online Learning Platform /Renaissance MyPath	0	30/38		Yes	

Jennifer Morrison
Director of Curriculum and Instruction, YCOE

7/21/2021
Date

Instructional Materials Survey for compliance with Education Code Sections 1240 (i) and 60119

Adopted from CDE template

Updated: 07/23/15

Harry PB Carden School
1023 14th Street
Marysville, CA 95901

Fax: (530) 634-7608

Steve Rebozzi, Principal

Phone: (530) 741-6409

High School Instructional Materials Survey
2021-2022
ELA

**Yuba County Office of Education Alternative Program Board-approved adopted
English Language Arts Instructional Materials:**

Grade	Adopted Textbooks/ Instructional materials	Number of Students Enrolled	Digital Curricula Available	Student Laptops Available	Sufficient	Insufficient
9	Edgenuity Online Learning Platform /Renaissance MyPath	4	30/38		Yes	
10	Edgenuity Online Learning Platform /Renaissance MyPath	7	30/38		Yes	
11	Edgenuity Online Learning Platform /Renaissance MyPath	8	30/38		Yes	
12	Edgenuity Online Learning Platform /Renaissance MyPath	7	30/38		Yes	

Jennifer Morrison
Director of Curriculum and Instruction, YCOE

7/21/2021
Date

Instructional Materials Survey for compliance with Education Code Sections 1240 (i) and 60119

Adopted from CDE template

Updated: 07/23/15

Harry P. B. Carden School
Middle School and High School Instructional Materials Survey
 2021-22

Health

Yuba County Office of Education Alternative Program Board-adopted Health Instructional Materials:

Grade	Adopted Textbooks /Instructional Materials	Number of Students Enrolled	Digital Curricula Available	Student Laptops Available	Sufficient	Insufficient
7-12	Edgenuity Online Learning Platform	26	30/38		Yes	

Jennifer Morrison
 Director of Curriculum and Instruction, YCOE

7/21/2021
 Date

Instructional Materials Survey for compliance with Education Code Sections 1240 (i) and 60119

Adopted from CDE template

Updated: 07/23/15

Harry PB Carden School
1023 14th Street
Marysville, CA 95901

Fax: (530) 634-7608

Steve Rebozzi, Principal

Phone: (530) 741-6409

Middle School (Gr. 7-8) Instructional Materials Survey
2021-2022
Math

Yuba County Office of Education Alternative Program state-adopted Math Instructional Materials:

Grade	Adopted Textbooks /Instructional Materials	Number of Students Enrolled	Digital Curricula Available	Student Laptops Available	Sufficient	Insufficient
7	Edgenuity Online Learning Platform /Renaissance MyPath	0	30/38		Yes	
8	Edgenuity Online Learning Platform /Renaissance MyPath	0	30/38		Yes	

Jennifer Morrison
Director of Curriculum and Instruction, YCOE

7/21/2021
Date

Instructional Materials Survey for compliance with Education Code Sections 1240 (i) and 60119

Adopted from CDE template

Updated: 07/23/15

Harry PB Carden School
1023 14th Street
Marysville, CA 95901

Fax: (530) 634-7608

Steve Rebozzi, Principal

Phone: (530) 741-6409

High School Instructional Materials Survey
2021-2022
Math

**Yuba County Office of Education Alternative Program Board-approved adopted Math
Instructional Materials:**

Grade	Adopted Textbooks /Instructional Materials	Number of Students Enrolled	Digital Curricula Available	Student Laptops Available	Sufficient	Insufficient
9	Edgenuity Online Learning Platform /Renaissance MyPath	4	30/38		Yes	
10	Edgenuity Online Learning Platform /Renaissance MyPath	7	30/38		Yes	
11	Edgenuity Online Learning Platform /Renaissance MyPath	8	30/38		Yes	
12	Edgenuity Online Learning Platform /Renaissance MyPath	7	30/30		Yes	

Jennifer Morrison
Director of Curriculum and Instruction, YCOE

7/21/2021
Date

Instructional Materials Survey for compliance with Education Code Sections 1240 (i) and 60119

Adopted from CDE template

Updated: 07/23/15

Harry PB Carden School
1023 14th Street
Marysville, CA 95901

Fax: (530) 634-7608

Steve Rebozzi, Principal

Phone: (530) 741-6409

Middle School (Gr. 7-8) Instructional Materials Survey
2021-2022
Science

Yuba County Office of Education Alternative Program adopted Science Instructional Materials:

Grade	Adopted Textbooks /Instructional Materials	Number of Students Enrolled	Digital Curricula Available	Student Laptops Available	Sufficient	Insufficient
7	Edgenuity Online Learning Platform	0	30/38		Yes	
8	Edgenuity Online Learning Platform	0	30/38		Yes	

Jennifer Morrison
Director of Curriculum and Instruction, YCOE

7/21/2021
Date

Instructional Materials Survey for compliance with Education Code Sections 1240 (i) and 60119

Adopted from CDE template

Updated: 07/23/15

Harry PB Carden School
1023 14th Street
Marysville, CA 95901

Fax: (530) 634-7608

Steve Rebozzi, Principal

Phone: (530) 741-6409

High School Instructional Materials Survey
2020-2021
Science

**Yuba County Office of Education Alternative Program Board-approved adopted Science
Instructional Materials:**

Grade	Adopted Textbooks /Instructional Materials	Number of Students Enrolled	Digital Curricula Available	Student Laptops Available	Sufficient	Insufficient
9	Edgenuity Online Learning Platform	4	30/38		Yes	
10	Edgenuity Online Learning Platform	7	30/38		Yes	
11	Edgenuity Online Learning Platform	8	30/38		Yes	
12	Edgenuity Online Learning Platform	7	30/38		Yes	

Jennifer Morrison
Director of Curriculum and Instruction, YCOE

7/21/2021
Date

Instructional Materials Survey for compliance with Education Code Sections 1240 (i) and 60119

Adopted from CDE template

Updated: 07/23/15

Harry PB Carden School
1023 14th Street
Marysville, CA 95901

Fax: (530) 634-7608

Steve Rebozzi, Principal

Phone: (530) 741-6409

Middle School (Gr. 7-8) Instructional Materials Survey
2021-2022
History/Social Science

Yuba County Office of Education Alternative Program state-adopted History Instructional Materials:

Grade	Adopted Textbooks /Instructional Materials	Number of Students Enrolled	Digital Curricula Available	Student Laptops Available	Sufficient	Insufficient
7	Edgenuity Online Learning Platform	0		30/38	Yes	
8	Edgenuity Online Learning Platform	0		30/38	Yes	

Jennifer Morrison
Director of Curriculum and Instruction, YCOE

7/21/2021
Date

Instructional Materials Survey for compliance with Education Code Sections 1240 (i) and 60119

Adopted from CDE template

Updated: 07/23/15

Harry PB Carden School
1023 14th Street
Marysville, CA 95901

Fax: (530) 634-7608

Steve Rebozzi, Principal

Phone: (530) 741-6409

High School Instructional Materials Survey
2021-2022
History/Social Science

**Yuba County Office of Education Alternative Program board-adopted History/Social Science
 Instructional Materials:**

Grade	Adopted Textbooks /Instructional Materials	Number of Students Enrolled	Digital Curricula Available	Student Laptops Available	Sufficient	Insufficient
9	Edgenuity Online Learning Platform	4	30/38		Yes	
10	Edgenuity Online Learning Platform	7	30/38		Yes	
11	Edgenuity Online Learning Platform	8	30/38		Yes	
12	Edgenuity Online Learning Platform	7	30/38		Yes	

Jennifer Morrison
Director of Curriculum and Instruction, YCOE

7/21/2021
Date

Instructional Materials Survey for compliance with Education Code Sections 1240 (i) and 60119

Adopted from CDE template

Updated: 07/23/15

JOINT RESOLUTION

**RESOLUTION OF THE SUPERINTENDENT OF SCHOOLS AND THE BOARD OF EDUCATION IN
THE COUNTY OF YUBA, STATE OF CALIFORNIA IN THE MATTER OF:
RESOLUTION REGARDING SUFFICIENCY OF INSTRUCTIONAL MATERIALS
AT HARRY P. B. CARDEN SCHOOL**

Resolution No. 2021-01

THE BOARD OF EDUCATION AND THE SUPERINTENDENT OF SCHOOLS OF THE COUNTY OF YUBA DOES HEREBY RESOLVE AS FOLLOWS:

WHEREAS, the governing board of Yuba County Office of Education, in order to comply with the requirements of Education Code Section 60119, held a public hearing August 11, 2021 at 4:30 p.m., which is on or before the eighth week of school (between the first day that students attend school and the eighth week from that day) and which did not take place during or immediately following school hours; and

WHEREAS, the governing board provided at least 10-day notice of the public hearing posted in at least three public places within the County that stated the time, place, and purpose of the hearing, and;

WHEREAS, information provided at the public hearing and to the governing board at the public meeting detailed the extent to which textbooks and instructional materials were provided to all students, including English learners, in the Yuba County Office of Education; and

WHEREAS, the definition of “sufficient textbooks or instructional materials” means that each pupil has a textbook or instructional materials, or both, to use in class and to take home; and

WHEREAS, sufficient textbooks and instructional materials were provided to each student, including English learners that are aligned to the academic content standards and consistent with the cycles and content of the curriculum frameworks in the following subjects:

Mathematics English/Language Arts Social Studies Science See Attached; and

WHEREAS, sufficient textbooks or instructional materials were provided to each pupil enrolled in foreign language or health classes; and

WHEREAS, laboratory science equipment was available for science laboratory classes offered in grades 9-12 inclusive. Laboratory materials were purchased and/or made available as needed for lab classes; and

NOW, THEREFORE, BE IT RESOLVED, that we, the Yuba County Board of Education and Yuba County Superintendent of Schools, do hereby resolve that for the 2021-2022 school year, the Yuba County Office of Education has provided each pupil in Harry P. B. Carden School with sufficient textbooks and instructional materials aligned to the academic content standards and consistent with the cycles and content of the curriculum frameworks.

I, Dr. Francisco Reveles, Superintendent of Schools in the County of Yuba, State of California, do hereby certify that this resolution, proposed jointly by the Yuba County Board of Education and Yuba County Superintendent of Schools, was duly passed and adopted at a regular meeting thereof assembled this 11th day of August, 2021, by the following vote, to wit:

AYES:
NOES:
ABSENT:

This resolution shall take effect upon its adoption.
PASSED AND ADOPTED the 11th day of August, 2021.

ATTEST:

Francisco Reveles, Ed.D.
Secretary to the Yuba County Board of Education

Francisco Reveles, Superintendent
Yuba County Office of Education

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YUBA COUNTY PLAN FOR PROVIDING EDUCATIONAL SERVICES TO EXPELLED YOUTH

APPROVED BY THE
YUBA COUNTY BOARD OF EDUCATION

Original approved June 3, 1996

Update Approved August
2021

Yuba County Office of Education
Francisco Reveles, Ed.D.

County Superintendent of Schools

OVERVIEW

Education Code 48926 requires a countywide plan, which shall include the following provisions:

- a. Enumerate existing educational alternatives for expelled youth
- b. Identify gaps in educational services to expelled pupils
- c. Identify strategies for filling those gaps in services
- d. Identify alternative placements for pupils who are expelled and placed in district community day school programs, but who fail to meet the terms and conditions of their rehabilitation plan or who pose a danger to other district pupils, as determined by the governing board.

Educational programs within Yuba County provide a variety of opportunities for students who need traditional and/or alternative education programs. Local school districts offer a broad spectrum of program options within their respective schools. The Yuba County Office of Education operates a County Community School.

Early intervention strategies on comprehensive school sites, alternative programs on and off comprehensive school sites, and/or referral to the Yuba County Office of Education program respond to student diversity and community needs providing opportunity for academic success for all kindergarten-twelfth grade public school students living in Yuba County.

Each district provides a comprehensive system of intervention strategies which include, but are not limited to, Positive Behavior Intervention Support (PBIS), counseling, student study teams, academic and emotional assessments, parent trainings, in-school suspensions, off-campus suspensions, Special Education Services, after school activities, and student/parent/school contracts.

There are students whose behavior constitutes grounds for discipline and possible referral for expulsion from school. The district may, and in some cases is required to, recommend expulsion to the Governing Board for those students whose behavior endangers other students and/or staff. In addition, each district and the County Office of Education participate with law enforcement agencies to provide Probation Officers and/or Student Resource Officers on some school campuses throughout the county. These officers act as intervention specialists to work with student behavior to avoid suspension and expulsion.

The Yuba County Office of Education, the local school districts, local law enforcement agencies and the Yuba County Probation Office have entered into a variety of agreements in which partnerships between the organizations supply a network of support for students at-risk of truancy, expulsion, and in violation of the law. Through this referral system, all students are guaranteed school placement at all times.

Each student whose behavior has resulted in expulsion is given a Rehabilitation Plan that is designed by the district explaining the conditions the expelled student must meet in order to return to the district. The rehabilitation plan may involve one or more of the options outlined. A student who is simply in need of an educational alternative may also access Alternative Education programs throughout the county with a district and/or county referral process.

Education Code 48926

Each County Superintendent of Schools in counties that operate community schools pursuant to Section 1980, in conjunction with superintendents of the school districts within the county, shall develop a plan for providing education services to all expelled pupils in that county. The plan shall be adopted by the governing board of each school district within the county and by the county board of education.

The plan shall enumerate existing educational alternatives for expelled pupils, identify gaps in educational services to expelled pupils, and identify strategies for filling those service gaps. The plan shall also identify alternative placements for pupils who are expelled and placed in district community day school programs, but who fail to meet the terms and conditions of their rehabilitation plan or who pose a danger to other district pupils, as determined by the governing board.

Each county superintendent of schools, in conjunction with the superintendents of the school districts, shall submit to the Superintendent of Public Instruction the county plan for providing educational services to all expelled pupils in the county no later than June 30, 1997, and shall submit a triennial update to the plan to the Superintendent of Public Instruction, including the outcome data pursuant to Section 48916.1, on June 30th thereafter.

Education Code 48916.1

At the time an expulsion of a pupil is ordered, the governing board of the school district shall ensure that an education program is provided to the pupil who is subject to the expulsion order for the period of the expulsion. Except for pupils expelled pursuant to subdivision (d) of Section 48915, the governing board of a school district is required to implement the provisions of this section only to the extent funds are appropriated for this purpose in the annual Budget Act or other legislation, or both.

(a) Notwithstanding any other provision of law, any educational program provided.

pursuant to subdivision (a) may be operated by the school district, the County Superintendent of Schools, or a consortium of districts or in joint agreement with the County Superintendent of Schools.

(b) Any educational program provided pursuant to subdivision (b) may not be situated within or on the grounds of the school from which the pupil was expelled.

(c) If the pupil who is subject to the expulsion order was expelled from any of kindergarten or grades 1 to 6, inclusive, the education program provided pursuant to subdivision (b) may not be combined or merged with educational programs offered to pupils in any of the grades 7 to 12, inclusive. The district or county program is the only program required to be provided to expelled pupils as determined by the governing board of the school district. This subdivision, as it relates to the separation of pupils by grade levels, does not apply to community day schools offering instruction in any of kindergarten and grades 1 to 8, inclusive, and established in accordance with Section 48660.

(d) (1) Each school district shall maintain the following data:

- A. The number of pupils recommended for expulsion.
- B. The grounds for each recommended expulsion.
- C. Whether the pupil was subsequently expelled.
- D. (D) Whether the expulsion order was suspended.
- E. The type of referral made after the expulsion.
- F. The disposition of the pupil after the end of the period of expulsion.

(2) The Superintendent may require a school district to report this data as part of the coordinated compliance review. If a school district does not report outcome data as required by this subdivision, the Superintendent may not apportion any further money to the school district pursuant to Section 48664 until the school district is in compliance with this subdivision. Before withholding the apportionment of funds to a school district pursuant to this subdivision, the Superintendent shall give written notice to the governing board of the school district that the school district has failed to report the data required by paragraph (1) and that the school district has 30 calendar days from the date of the written notice of noncompliance to report the requested data and thereby avoid the withholding of the apportionment of funds.

(f) If the county superintendent of schools is unable for any reason to serve the expelled pupils of a school district within the county, the governing board of that school district may enter into an agreement with a county superintendent of schools in another county to provide education services for the district's expelled pupils.

EXISTING COUNTY AND DISTRICT ALTERNATIVES FOR EXPELLED STUDENTS

Students who are expelled will be referred to an educational program deemed appropriate by the district of residency. The district continues to maintain responsibility for developing a Rehabilitation Plan for the student and ensuring that an educational program is provided. Students that are not successful in the expulsion placement will be referred back to their school district of residency.

The governing board of each school district will determine which educational alternatives are appropriate and available. Educational alternatives throughout Yuba County for students recommended for expulsion include, but are not limited to the following options:

- Expulsion, suspended order, with placement on the same school campus.
- Expulsion, suspended order, with placement on a different school campus within the district.
- Expulsion, suspended order, with placement in District Independent Study, if the parent consents.
- Expulsion, suspended order, with subsequent transfer to another district.
- Expulsion with referral to a District Community Day School program, if available.
- Expulsion with subsequent transfer to another district.
- Expulsion with referral to the Yuba County Office of Education Community School program.

YUBA COUNTY OFFICE OF EDUCATION

The Yuba County Community School maintains a standing policy of accepting students who have been expelled by their district of residence providing there is space available. Expelled students who are referred to the Yuba County Office of Education Community School will have an Individual Learning Plan (ILP) developed by a ILP Team. The ILP Team will be comprised of the student, parents, and both the referring and receiving school staff.

Part of this plan may include a goal of returning to the district of residence. Each district is responsible to provide each student with a district expulsion plan clearly defining what the student must do before returning to the district.

Expelled students who fail to meet the terms and conditions of their rehabilitation plan after their expulsion is over, may continue to be enrolled in their alternative education program. Students can continue in those programs until accepted back into their district or until they graduate.

Thomas E. Mathews Community School meets the challenging needs of those identified as the most at-risk students in the county through a Multi-Tiered System of Support (MTSS) providing a variety of specialized programs including:

- A hybrid instructional model which includes both classroom-based seat time and Distance Learning.
- Full time Probation Officer on site.
- Mental Health Counselor on site.
- Youth Advocacy programs.

- NEXT Mentor program.
- Youth Employment Program.
- Small class sizes.
- High teacher/staff to student ratio.
- Career Technical Education courses on site.
- Edgenuity – an on-line curriculum that provides individualized content area instruction to earn credits toward returning to school of origin on track to graduate with a high school diploma.
- PBIS (Positive Behavior Interventions and Supports) - a research-based, interactive school-wide approach that focuses on positive behavior outcomes, practices and systems within the school community.
- Restorative Practices - the practice of shifting traditional discipline to a focus of the harm caused and how to restore relationships.
- Reconnecting Youth - A course that increases student involvement in healthy social activities and engages them in activities that increase bonding to their school.

MARYSVILLE JOINT UNIFIED SCHOOL DISTRICT

In an effort to keep students from expulsion, many steps are taken in addressing and correcting behaviors which will, ultimately, lead to a student being expelled:

- PBIS- The MJUSD has allotted funding for a PBIS/MTSS coordinator and additional funding for the Professional Development components
- Counselors at the school sites- Mental Health Clinician, 3.6 FTE Intermediate School Counselors, 9 FTE High School Counselors and 1.6 FTE Alternative Education Counselors, as well as each elementary site having a counselor and curriculum to begin working proactively on school and life appropriate behaviors.
- Saturday School- in lieu of suspension (which is another step before reaching the expulsion point)
- Progressive Discipline focused on non-exclusionary practices
- School Site Contracts
- Suspended Expulsion Contract option
- Selected professional speakers and assemblies
- Every 15 Minutes program at the High Schools
- Designated curriculum embedded at key points in grade appropriate curriculum.

Marysville Community Day School provides the following for students who are on expulsion, on SARB referrals or students in need of a smaller environment for social anxiety, credit repair, or by choice after non-promotion from 8th grade:

- Enforcement of District anti-bullying policies
- PBIS practices
- Drug and substance free environment.
- Bi-monthly Drug Dog visits.
- District Wellness Policy enforcement
- School safety programs, including "Stand for the Silent" and Tobacco education

- Small class sizes.
- Life Skills counseling sessions for 7-12th graders.
- Group and individual counseling opportunities.
- On site School Psychologist (part time)
- On site School Counselor
- On site Social Worker
- Credit Recovery opportunities.

Students enrolled are involved in direct and targeted instruction at grade level. By maintaining high expectations for our students, we find success for them academically, socially and physically.

WHEATLAND UNION HIGH SCHOOL DISTRICT

Wheatland Union High School has several interventions in place to reach students before they face expulsion.

We have built and believe in a philosophy known as "Honoring the Code." The Pirate Code is an acronym that stands for Courteous, Organized, Dedicated, Empathetic. Students who are identified by staff as embodying any of these characteristics during the school day or at a school activity, are given PBIS Pirate Points. PBIS Pirate Points earn student benefits such as giveaways and early release to lunch.

WUHS uses several Restorative Justice Practices including mediation sessions and reintegration strategies following a suspension.

Finally, WUHS is a functioning Professional Learning Community with a 30 minute, in-day intervention period twice a week. During intervention, students can see the teacher of their choice for individualized tutoring and/or extra help.

Wheatland Union High School District offers 7th through 12th grade expelled student's placement in our community day school.

WHEATLAND SCHOOL DISTRICT

Wheatland School District is working proactively to prevent disciplinary actions that may result in suspension or expulsion. We have counseling services and a family resource center available at all of our sites. We have fully implemented the Renaissance Program to recognize students for their academics, their positive behavior and their attendance. The program focuses on students that improve in all those areas. We have merit trips at our middle schools that also is a reward for positive behavior. The school district has had some trainings in restorative practice, and we are focus on changing behaviors not just giving a consequence.

We have conflict resolution sessions, social skills groups, teach classroom lessons on social issues, and offer individual and group counseling for students in distress. We effectively and openly communicate with parents to make sure we can work together as a team to foster positive growth in the students and their behaviors.

The Wheatland School District refers students (6-8th grade) with stayed expulsions to their Opportunity Classroom located at the Bear River Intermediate School. Expelled students are referred to Wheatland High School's Community Day School.

CAMPTONVILLE UNION ELEMENTARY SCHOOL DISTRICT

CUESD employs a variety of programs to support keeping students in school by preventing disciplinary actions that may result in suspension or expulsion. All certificated and instructional staff have been trained in the Responsive Classroom approach. This teaching and learning philosophy is formed around the following concepts: engaging academics, a positive school community, effective classroom management, and developmentally responsive teaching. Our staff is trained on the practice that how children learn is as important as what they learn and knowing the children we teach, and their families as important as knowing the content we teach. Teaching problem solving skills and the use of logical consequences as well as "fixing what you have broken" has replaced punitive consequences for most instances. CUESD regularly communicates with parents to report both the positive and issues of concern regarding students. Educators, administrators, and parents work as a team to support students who make dangerous and disruptive choices. When necessary, SST meetings are held to address student behaviors that interfere with the learning of self or others. Self-reflection, awareness and regulation skills are taught in grades K-8 and CUESD has been using the Second Step Curriculum in grades K-5 for over a decade. Counseling services are available, and the district has also implemented an online bullying response system that allows students/parents to report bullying anonymously. Due to their significantly remote location, Camptonville Union School District refers students to YCOE programs, or enters into agreement with districts in contiguous counties due to close geographic proximity.

PLUMAS LAKE ELEMENTARY SCHOOL DISTRICT

Plumas Lake Elementary School District refers students to the Yuba County Community School, Thomas E. Mathews, or a district Independent Study program. PLESD has implemented a variety of programs that facilitate being proactive in preventing disciplinary actions that may result in suspension or expulsion. The school district has implemented restorative practices that focus on changing undesirable behaviors in place of or in addition to the punitive consequence of suspension. In collaboration with school administrators PLESD has also written alternative discipline lessons that educate students and allow them to reflect on the impact of their behaviors or dangerous choices. These lessons are used in conjunction with or in place of suspension. PLESD has also incorporated the Second Step Curriculum K-8. The Second Step program promotes school success by teaching and reinforcing self-regulation skills as well as anti-bullying lessons. All three school sites in the school district have implemented an online bullying response system that allows students/parents to report bullying anonymously. The online system provides site administration the ability to resolve bullying issues in a timely and effective manner. PLESD employs 1 full time counselor that runs conflict resolution sessions, social skills groups, teaches classroom lessons on social issues, and provides 1 on 1 support for students in distress.

GAPS IN EDUCATIONAL SERVICES FOR EXPELLED STUDENTS

1. District enrollment in Yuba County ranges from large schools located in Marysville to smaller schools located in the outlying areas of the foothills and Wheatland. Camptonville is located in an isolated rural section of the mountains, about 50 miles from Marysville.
 - a. Strategy: The strategy for addressing educational programs for expelled students from these outlying districts is to maintain a county community school that delivers an Independent Study curriculum and full day programs, as well as District run Community Day School in Marysville.
 - b. Success/Obstacles: This strategy has successfully made a range of educational options available to expelled students in Yuba County.
 - c. Update to Plan: This strategy remains in effect.
2. A student expelled under E.C. 48915 by a district could potentially reoffend under E.C. 48915, during their placement in district alternatives or a county community school, resulting in referral back to the district of residence.
 - a. Strategy: Students who are placed in Yuba County Community School through the expulsion process receive additional support in order to change behaviors in order to stay in school.
 - b. Success/Obstacles: Community School placements afford students multiple chances and supports to effect positive changes in behavior. When students/parents do not take advantage of the established school plan, students can pose a danger to other students or staff. Sometimes expelled students express a desire to circumvent established supports in order to be asked to leave or get expelled from all school programs.
 - c. Update to Plan: Parents, students, and educators as well as personnel from other involved agencies such as probation department will meet to establish guidelines for behavior and academic support. An Individual Learning Plan (ILP) will be developed for each student that addresses their academic, social/emotional, and behavioral needs. When a student poses a grave danger to other students in the alternative programs, the student will be referred back to the district of physical residence. When all educational options available to Yuba County have been exhausted, placement in a contiguous county will be explored.
3. Students who are expelled in grades K-6 do not have the same educational alternatives available as do students in grades 7 - 12. Students in grades K-6 are also expelled at a much lower rate than students in grades 7 - 12. These two factors, together with the requirement that educational services for students in grades K - 6 cannot be merged or combined with services to students in grades 7 - 12 make it very

difficult to identify an educational placement for the expelled K-6 student.

- a. Strategy: The strategy for addressing this problem is to implement consistent systems of positive behavior prevention and intervention at each school site, countywide.
 - b. Success/Obstacles: There are very limited numbers of expelled students in grades K-6, although the probation department has indicated the number of younger students committing criminal offenses continues to rise. At this level, the schools are committed to recognizing potential problematic behaviors before they escalate to an expulsion offense. In addition, many elementary schools have put behavior and academic support and intervention systems in place in order to allow for increased positive success for all students. Anti-bullying training for educators, character education, and parenting education classes, offered at Yuba County Office of Education and district schools, have also contributed to safer school environments and a limited number of elementary school expulsions.
 - c. Update to Plan: The elementary districts will use all their local alternatives to provide educational programs for their expelled students. In the event the numbers would warrant the establishment of a separate program, the Yuba County Office of Education would enter into a cooperative agreement with the elementary districts to establish an elementary grade level alternative program. Schools will be proactive in recognizing problematic behaviors and establish appropriate support for the student. Parents, school administrators, teachers, and other agencies will meet as needed to develop appropriate plans for identified students.
4. In all cases, each school district is responsible to insure appropriate educational services to its expelled students.
- a. Strategy: Yuba County Office of Education Community School provides state approved and/or board adopted texts and curriculum aligned with Common Core standards and has been WASC accredited.
 - b. Success/Obstacles: Schools in Yuba County have been proactive in recognizing the academic and behavioral support needs of the students. When a student is not successful in a particular program, a meeting is held inviting representatives of other programs to discuss possible alternatives, or a referral is made to an alternative program. Administrators have worked with a spirit of cooperation to meet the needs of students before they resort to behaviors that would warrant expulsion.
 - c. Update to Plan: All schools will follow established IDEA guidelines for services to students identified eligible for Special Education Services.

Enumerate the educational services that are currently available and outline strategies for improvement during the next three years.

The same educational services enumerated in this report are available today. Strategies continue to be in place to offer all students quality alternative educational placement no matter what their expulsion status. The Yuba County Office of Education and Yuba County School Districts will continue to work closely together to be proactive in recognizing potential problems and take steps necessary to provide each student with the necessary academic and behavioral supports in order to avoid behaviors that mandate expulsion. Gang intervention programs, anti-bullying campaigns, Developmental Assets, and Character Education programs are available to school staff and students. Parent education opportunities exist in both County and District schools. Parents are encouraged to voice concerns so schools can be proactive in developing strategies for improvement over the next three years.

Specifically, identify alternative placements for pupils who are expelled and placed in district community day school programs, but who fail to meet the terms and conditions of their rehabilitation plan or who pose a danger to other district pupils, as determined by the governing board.

School support teams will meet with students and parents of students who fail to meet the terms and conditions of their rehabilitation plan. Avenues will be explored to make sure expelled students are placed in a program that connects with the student's learning style and provides necessary academic support. Additional services may include mental health services, health/vision screening, and/or family intervention services.

Students who continue to pose a danger to other district pupils and pupils in alternative settings, as determined by the governing board, have a limited number of options available to them. Independent Study options will be available to these students until the safety of other students can be ensured if they are placed in a classroom setting. School support teams will meet with students and parents of students who pose a danger to other students. Avenues will be explored to make sure expelled students are placed in a program that connects with the student's learning style and provides necessary academic support. Additional services may include mental health services, health/vision screening, and/or family intervention services as district funding permits. Agreements with contiguous counties for placement in other schools will be explored in the event a change of school for the expelled student will not pose a danger to students in the receiving school.

Discuss the articulation and coordination between school districts and with the county office of education in providing educational placements for expelled pupils.

Yuba County Office of Education works with Districts throughout the county in a spirit of cooperation to provide education placements for expelled pupils. Agreements between school districts in Yuba County and the Yuba County Office of Education have been in place for many years.

Series 1000 – Community Relations

SP 1312.3

TITLE: Uniform Complaint Procedures	
Approved by: _____ <i>Francisco Reveles, Ed.D., Superintendent of Schools</i>	Series: Community Relations Version: 3 Effective Date: 08/11/2021
Approved by: _____ <i>Desiree Hastey, Board President</i>	Previous Policy Date: 01/25/2016 Revised By: Committee Policy Number: SP 1312.3

The County Board of Education recognizes that the county office of education (COE) has the primary responsibility to ensure compliance with applicable state and federal laws and regulations governing its educational programs. The County Board encourages the early resolution of complaints whenever possible. To resolve complaints which may require a more formal process, the County Board adopts the uniform system of complaint processes specified in 5 CCR 4600-4670 and any related procedures approved by the County Superintendent of Schools.

The COE's uniform complaint procedures (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)
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)
6. Child care and development programs (Education Code 8200-8498)
7. Compensatory education (Education Code 54400)
8. Consolidated categorical aid programs (Education Code 33315; 34 CFR 299.10-299.12)
9. Course periods without educational content, when students in grades 9-12 are assigned to such courses more than one week in any semester or in a course the student has previously satisfactorily completed, unless specified conditions are met (Education Code

- 51228.1-51228.3)
10. Discrimination, harassment, intimidation, or bullying in COE programs and activities, including in those programs or activities funded directly by or that receive or benefit from any state financial assistance, based on the 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)
 11. Educational and graduation requirements for students in foster care, homeless students, students from military families, students formerly in a juvenile court school, migrant students, and immigrant students participating in a newcomer program (Education Code 48645.7, 48853, 48853.5, 49069.5, 51225.1, 51225.2)
 12. Every Student Succeeds Act (Education Code 52059; 20 USC 6301 et seq.)
 13. Local control and accountability plan (Education Code 52075)
 14. Migrant education (Education Code 54440-54445)
 15. Physical education instructional minutes (Education Code 51210, 51222, 51223)
 16. Student fees (Education Code 49010-49013)
 17. Reasonable accommodations to a lactating student (Education Code 222)
 18. Regional occupational centers and programs (Education Code 52300-52334.7)
 19. School plans for student achievement as required for the consolidated application for specified federal and/or state categorical funding (Education Code 64001)
 20. School safety plans (Education Code 32280-32289)
 21. School site councils as required for the consolidated application for specified federal and/or state categorical funding (Education Code 65000)
 22. State preschool programs (Education Code 8235-8239.1)
 23. State preschool health and safety issues in license-exempt programs (Education Code 8235.5)
 24. 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

25. Any other state or federal educational program the Superintendent of Public Instruction or designee deems appropriate

At its discretion, the COE may use the UCP for any other type of complaint as specified in a COE policy or regulation. (5 CCR 4610)

All complainants shall be protected from retaliation, and the confidentiality of the parties shall be protected as required by law.

Records of all UCP complaints and the investigations of those complaints are to be maintained in accordance with applicable law and County Superintendent policies and procedures.

Non-UCP Complaints

The following complaints shall not be subject to the COE'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)
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 employment discrimination or harassment shall be referred to the County Superintendent for investigation using COE procedures, including the right to file the complaint with the California Department of Fair Employment and Housing.
4. 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, or a due process hearing order shall be submitted to CDE. (5 CCR 3200-3205)
5. Any complaint alleging noncompliance of the COE'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 referred to CDE in accordance with SP 3555 - Nutrition Program Compliance. (5 CCR 15580-15584)
6. Any allegation of discrimination based on race, color, national origin, sex, age, or disability in the COE's food service program shall be referred to the U.S. Department of Agriculture in accordance with SP 3555 - Nutrition Program Compliance. (5 CCR

15582)

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 SP 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, especially:

222 Reasonable accommodations; lactating students

8200-8498 Child care and development programs

8500-8538 Adult basic education

18100-18203 School libraries

32289 School safety plan, uniform complaint procedures

35186 Williams uniform complaint procedures

46015 Parental leave for students

48853-48853.5 Foster youth

48985 Notices in language other than English

49010-49013 Student fees

49060-49079 Student records, especially:

49069.5 Rights of parents

49490-49590 Child nutrition programs

49701 Interstate Compact on Educational Opportunity for Military Children

51210 Courses of study grades 1-6

51222 Physical education, secondary schools

51223 Physical education, elementary schools

51225.1-51225.2 Foster youth, homeless children, former juvenile court school students, military-connected students, migrant students, and newly arrived immigrant students; course credits; graduation requirements

51226-51226.1 Career technical education

51228.1-51228.3 Course periods without educational content

52059.5 Statewide system of support

52060-52077 Local control and accountability plan, especially:

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

52300-52462 Career technical education

52500-52616.24 Adult schools

52800-52870 School-based program coordination

54400-54425 Compensatory education programs

54440-54445 Migrant education

54460-54529 Compensatory education programs

59000-59300 Special schools and centers

64000-64001 Consolidated application process
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
3080 Application of section
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
6301-6577 Title I basic programs
6801-7014 Title III language instruction for limited English proficient 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 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
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 for Title IX
106.9 Notification of nondiscrimination on basis of sex
106.44 Response to notice of sexual harassment
106.45 Title IX sexual harassment complaint procedures

110.25 Notification of nondiscrimination on the basis of age

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Uniform Complaint Procedure 2020-21 Program Instrument

Sample UCP Board Policies and Procedures

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

Dear Colleague Letter, September 22, 2017

Dear Colleague Letter: Title IX Coordinators, April 2015

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

Dear Colleague Letter: Harassment and Bullying, October 2010

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

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, 2002

WEB SITES

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

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

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

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>

(5/17 8/20) 1/21

YUBA COUNTY OFFICE OF EDUCATION

U.S. Forest Reserve Breakdown

Federal Year 2020 Monies Received in FY 20/21

INPUT FIELDS

TOTAL FOREST RESERVE RECEIVED

Tahoe National Forest	\$	36,385.91
Plumas National Forest	\$	41,471.74
<hr/>		
Amount Received by Yuba County:	\$	77,857.65
<i>NOTE: Yuba County Schools and Yuba County Roads split this 50/50 (see next section)</i>		
Total Title I Funds:	\$	77,857.65

FOREST RESERVE RECEIVED FOR EDUCATION aka Schools 50% of Title I Funds

Tahoe National Forest	\$	18,192.96
Plumas National Forest	\$	20,735.87
<hr/>		
YCOE Receipts to be Allocated:	\$	38,928.83
<i>Does not include interest & beginning balance</i>		
CY Beginning Balance + Interest Received to date:		
<i>148.21+.96</i>		\$149.17

BREAKDOWN FOR DISTRICTS

Tahoe National Forest

46.73388594200%

Fed Yr 2020 Apportionment Received in 20/21	\$	18,192.96
plus 20/21 Interest & 20/21 Beg. Bal.		69.71
less 15% for County Sch Serv Fund		(2,739.40)
<hr/>		
Amount Available for Distribution:	\$	15,523.27

Used Annual ADA 2019-20 Due to Covid

Camptonville Union School District	\$10,808.47	44.68	69.627552%
Nevada Union High School District	4,714.80	19.49	30.372448%
Yuba Community College District	-	0.00	0.000000%
<hr/>			
	\$15,523.27	64.17	100%

Plumas National Forest

53.26611405700%

Fed Yr 2020 Apportionment Received in 20/21	\$	20,735.87
plus 20/21 Interest & 20/21 Beg. Bal.		79.46
less 15% for County Sch Serv Fund		(3,122.30)
<hr/>		
Amount Available for Distribution:	\$	17,693.03

Used Annual ADA 2019-20 Due to Covid

Marysville Joint Unified School District	\$14,346.38	284.00	81.084939%
Yuba Community College District	3,346.65	66.25	18.915061%
<hr/>			
	\$	17,693.03	350.25
			100%

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