



Board Policy #: 047

## Graduation Requirements and Students With Disabilities (SWDs) Waiver

Adopted/ Revision Date: March 23, 2021

### Purpose(s):

This bulletin provides guidelines for an IEP team to authorize a student who meets designated criteria to waive or be exempted from certain “a-g” requirements.

### Issuer:

Isaac Alatorre, Director  
Cindy Walker, Director

### Board Approved:

March 23, 2021

### Federal / State / laws, regulations, bulletins and/or memorandums:

EC Section 56101  
LAUSD BUL 6566.2  
LAUSD REF-5982.1

### Attachments:

#### Attachment A

REQUEST TO WAIVE THIRD YEAR OF COLLEGE- PREPARATORY MATHEMATICS FOR STUDENTS WITH DISABILITIES WITH AN IEP

#### Attachment B

REQUEST TO WAIVE LANGUAGE OTHER THAN ENGLISH (LOTE) REQUIREMENT FOR STUDENTS WITH DISABILITIES WITH AN IEP

### BACKGROUND:

In 2016, Birmingham Community Charter High School (BCCHS) adopted the UC/CSU “a-g” course sequence as part of the high school graduation requirements. To ensure that all students have access to the full array of college-preparatory courses and a high school diploma, a waiver from specific “a-g” requirements will be available to students with disabilities only if it is specified in the student’s Individualized Education Plan (IEP).

### INSTRUCTIONS AND GUIDELINES:

- I. Waivers from Selected “a-g” Courses for Students with Disabilities (SWD)
  - A. Mathematics “c” Subject Requirement:
    1. Waivers from math courses do not exempt the student from the two-year CDE mathematics requirement (20 credits), the requirement to pass 1 year of Algebra 1 or advanced algebra, or the BCCHS requirement that all students must be enrolled in math courses in grades 9, 10, and 11. There is no validation for Algebra 1 and Geometry; therefore, students must pass all 20 credits with a grade of D or better.
    2. Year 1 - Algebra 1: Although Algebra 1 is a graduation requirement in California, certain conditions under which a 12th grade student might be eligible for a waiver from the Algebra 1 requirement are specified in EC 56101 and outlined in LAUSD REF-5982.1. Although the IEP team may decide to seek a waiver from the Algebra 1 requirement, only the California State Board of Education is authorized to grant the waiver to an eligible student. The IEP team and BCCS do not have this authority.
    3. Year 2 - Geometry: All SWDs must successfully complete Geometry AB or another “c”- requirement math course offered at the school to fulfill the second year of math. Intervention or support math courses do not fulfill this requirement.
    4. Year 3 - The IEP team should convene to determine whether the student should take additional advanced math courses (e.g., Algebra 2) or continue taking intervention math courses that support the student’s IEP goals in math (e.g. SBAC Math). This decision must be based on data regarding the student’s achievement in previous math courses and achievement of math goals in the IEP.
      - a. If the student enrolls in Algebra 2 (or its equivalent or higher level math), the IEP team may need to discuss additional supports the student may need to access the course. The IEP team may approve a waiver for a student struggling in Algebra 2, if the waiver is consistent with the student’s IEP goals.
      - b. In the event that the IEP team decides that the student will not enroll in the Algebra 2 course or its equivalent, the IEP team must complete Attachment A, “Request to Waive Algebra 2 (or equivalent) for Students with Disabilities with an IEP.” The form must be completed during an IEP team meeting. The IEP team must discuss the consequences with the student and parent/guardian and ensure that the student and family understand that the student may not be eligible to apply to CSU/UC campuses and/or many other four-year institutions without completion of the “c” subject area. The student must replace the course with a supplemental math course to substitute for the third year of “c” requirement mathematics, or Algebra 2, from those courses that support the student’s math IEP goals.
      - c. Replacement Courses: Students in grades 11 and 12 that are eligible for a waiver may complete math courses (non- “a-g”) that support the student’s IEP math goals.
  - B. Languages Other Than English (LOTE) “e” Subject Requirement:
    1. Students must successfully complete two years of study (or its equivalent) of a language other than English (LOTE) to completely satisfy the “e” requirement.
    2. Students with an IEP must enroll in and attempt to successfully complete both semesters of Year 1 of LOTE (e.g., Spanish 1A and Spanish 1B).



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To be eligible for a waiver from Year 1 and Year 2 of LOTE, all of the following conditions must be met:

- a. IEP team has already convened and determined the student will not enroll in Year 2 of LOTE and has been granted a waiver (Attachment B). Parent/guardian must be advised that the student may not be eligible to apply to CSU/UC and other colleges without successful completion of a LOTE course;
- b. Student has received a grade of Fail in one or both semesters of Year 1 of LOTE (e.g., Spanish 1A or Spanish 1B) and the IEP team determines that there is no feasible means of successfully completing either class based on data regarding the student's achievement and Year 1 of LOTE and achievement of reading/writing/ELD goals in the student's IEP.

The waiver form must be completed during an IEP team meeting. The student is still required to complete 230 credits for graduation (or 210 for the Class of 2021) and may select a course from the BCCHS Career Technical Education (CTE) program, other "a-g" course(s), or any other course aligned to the student's IEP goals to substitute in its place.

To be eligible for waiver from Year 2 of LOTE: During the year in which a SWD is enrolled in Year 1 of LOTE, the IEP team should convene to determine whether the student should take a second year of study in the same language or continue taking other courses that are designed to assist the student in meeting his/her IEP goals. This decision must be based on data regarding the student's achievement in Year 1 of LOTE and achievement of reading/writing/ELD goals in the student's IEP.

- a. In the event that the IEP team decides that the student will enroll in Year 2 of LOTE, the IEP team must inform the parent/guardian and student that the course may only be offered in the general education program. The IEP team may need to discuss additional supports the student requires.
- b. In the event that the IEP team decides that the student will not enroll in Year 2, the IEP team must complete Attachment B, "Request to Waive Second Year of Languages Other Than English (LOTE) Requirement for Students with Disabilities with an IEP." The form must be completed during an IEP team meeting. The IEP team must discuss the consequences with the student and parent/guardian and ensure that the student and family understand that the student may not be eligible to apply to CSU/UC campuses and/or many other four-year institutions without completion of the "e" subject area. The student is still required to complete 230 (or 210 for the Class of 2021) credits for graduation and may select a course from the BCCHS Career Technical Education (CTE) program, other "a-g" course(s), or any other course aligned to the student's IEP goals to substitute in its place.



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Attachment A

## REQUEST TO WAIVE THIRD YEAR OF COLLEGE-PREPARATORY MATHEMATICS FOR STUDENTS WITH DISABILITIES WITH AN IEP (WAIVER OF COMPLETING THE "C" SUBJECT REQUIREMENT FOR GRADUATION)

Student Name: \_\_\_\_\_ Date of Birth: \_\_\_\_\_ Grade: \_\_\_\_\_

Date of IEP Meeting: \_\_\_\_\_

Students with disabilities are expected to complete all graduation requirements. All students must have made every attempt to complete all graduation requirements including taking a full class schedule each semester and taking advantage of summer and/or intersession opportunities. Students who receive a mark of "fail" in a course required for graduation must repeat that course. Students with disabilities with an Individualized Education Program (IEP) may request a waiver of enrollment for the third year of College-Preparatory Mathematics (Algebra 2 or its math equivalent) by using this form when it is completed during an IEP team meeting.

Parent Initial  Student Initial

**By completing this form, the parent/guardian and student acknowledge that the student may not be eligible to apply to CSU/UC campuses and/or many other four-year institutions without completion of the "c" subject area requirement.**

Directions: Student must enroll in math courses in grades 9, 10, and 11. Students who have not met the three-year math requirement by the end of 11<sup>th</sup> grade, may complete another course (a-g, CTE, non-a-g support courses) that supports the students' career pathway and/or IEP goals. Service or Tutor courses may not be used to substitute for the Math requirement.

Course Title: \_\_\_\_\_ A-G: Yes  No

Two Years/20 credits of "c"-requirement Math in high school will be fulfilled with the following courses:

Rationale for why the student should not enroll in third year of college-preparatory math (include data from previous math courses and the student's IEP):

### Signatures to be obtained during IEP Meeting:

Student Signature		Student Name (printed)		Date:
Parent Signature		Parent Name (printed)		Date:
Counselor Signature		Counselor Name (printed)		Date:
IEP Administrator / Designee Signature		IEP Administrator/Designee Name (printed)		Date:

### Final Signature:

Principal or Designee Signature		Principal or Designee Name (printed)		Date:
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For DIS Office:

**Return to the Counselor for appropriate recording.**

**Scan and upload form to Welligent.**

**Place original with signatures in the student's cumulative record.**

**Provide a copy to the student, parent/guardian, and the student's counselor.**

\_\_\_ Credit Clerk - Original in cum record \_\_\_ Student copy \_\_\_ Parent/Guardian copy \_\_\_ Counselor copy

\_\_\_ Scan & upload to Welligent on (date) \_\_\_/\_\_\_/\_\_\_ by (name) \_\_\_\_\_.

\_\_\_ Appropriate documentation entered into student's AERIES electronic record on (date) \_\_\_/\_\_\_/\_\_\_ by (name) \_\_\_\_\_.



# Birmingham Community Charter High School

## REQUEST TO WAIVE LANGUAGE OTHER THAN ENGLISH (LOTE) REQUIREMENT FOR STUDENTS WITH DISABILITIES WITH AN IEP (WAIVER OF COMPLETING THE "E" SUBJECT REQUIREMENT FOR GRADUATION)

Student Name: \_\_\_\_\_ Date of Birth: \_\_\_\_\_ Grade: \_\_\_\_\_

Date of IEP Meeting: \_\_\_\_\_

Students with disabilities are expected to complete all graduation requirements. All students must have made every attempt to complete all graduation requirements including taking a full class schedule each semester and taking advantage of summer and/or intersession opportunities. Students who receive a mark of "fail" in a course required for graduation must repeat that course. Students with disabilities with an Individualized Education Program (IEP) may request a waiver of completion for Year 1 and/or 2 of the Languages Other Than English (LOTE) graduation requirement by using this form when it is completed during an IEP team meeting.

Parent Initial  Student Initial

**By completing this form, the parent/guardian and student acknowledge that the student may not be eligible to apply to CSU/UC campuses and/or many other four-year institutions without completion of the "e" subject area requirement.**

Directions: The student should select a course to substitute for Year 1 and/or 2 of LOTE from those that support the student's chosen career pathway and/or IEP goals. The substitute courses can either be those that earn "a-g" credit or those offered as supplemental or intervention instruction (non-"a-g" courses) or Career and Technical Education (CTE) courses.

Semester 1 of LOTE Year 1 Course Title: \_\_\_\_\_ Passed? Yes  No  IP Credits Earned: \_\_\_\_\_  
Semester 2 of LOTE Year 1 Course Title: \_\_\_\_\_ Passed? Yes  No  IP Credits Earned: \_\_\_\_\_

Year 1 Waiver: LOTE course(s) shall be substituted with other courses other than SERVICE/TUTOR SH AB

Year 2 LOTE Course Title: \_\_\_\_\_

Year 2 Waiver: LOTE courses shall be substituted with other courses other than SERVICE/TUTOR SH AB

Rationale for why the student should not complete Year 1 and/or 2 of LOTE (include data from previous LOTE courses and the student's IEP):

### Signatures to be obtained during IEP Meeting:

Student Signature		Student Name (printed)		Date:
Parent Signature		Parent Name (printed)		Date:
Counselor Signature		Counselor Name (printed)		Date:
IEP Administrator / Designee Signature		IEP Administrator/Designee Name (printed)		Date:

### Final Signature:

Principal or Designee Signature		Principal or Designee Name (printed)		Date:
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For DIS Office:

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\_\_\_ Credit Clerk - Original in cum record \_\_\_ Student copy \_\_\_ Parent/Guardian copy \_\_\_ Counselor copy

\_\_\_ Scan & upload to Welligent on (date) \_\_\_/\_\_\_/\_\_\_ by (name) \_\_\_\_\_.

\_\_\_ Appropriate documentation entered into student's AERIES electronic record on (date) \_\_\_/\_\_\_/\_\_\_ by (name) \_\_\_\_\_.