



San Bernardino County  
Superintendent of Schools

Ted Alejandre  
County Superintendent

*Transforming lives through education*

# San Bernardino County Plan for Expelled Students

## School Years: 2024 – 2027

A description of educational services under  
California Education Code § 48926

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# **Coordinated Plan for Providing Educational Services to All Expelled Students amongst the San Bernardino County Superintendent of Schools and the following School Districts:**

Adelanto School District  
Alta Loma School District  
Apple Valley Unified School District  
Baker Valley Unified School District  
Barstow Unified School District  
Bear Valley Unified School District  
Central School District  
Chaffey Joint Union High School District  
Chino Valley Unified School District  
Colton Joint Unified School District  
Cucamonga School District  
Etiwanda School District  
Fontana Unified School District  
Helendale School District  
Hesperia Unified School District  
Lucerne Valley Unified School District  
Morongo Unified School District  
Mountain View School District  
Mt. Baldy Joint Elementary School District  
Needles Unified School District  
Ontario-Montclair School District  
Oro Grande School District  
Redlands Unified School District  
Rialto Unified School District  
Rim of the World Unified School District  
San Bernardino City Unified  
Silver Valley Unified School District  
Snowline Joint Unified School District  
Trona Joint Unified School District  
Upland Unified School District  
Victor Elementary School District  
Victor Valley Union High School District  
Yucaipa-Calimesa Joint Unified School District

## I. INTRODUCTION

The San Bernardino County Superintendent of Schools, in collaboration with the Superintendents of the school districts within the county, has developed the county-wide plan for providing educational services to expelled pupils within the county pursuant to the California Education Code § 48926. In addressing the needs of all expelled pupils, the countywide plan shall:

1. Develop a plan for providing educational services to all expelled pupils in a county, developed in conjunction with the superintendents of the school district within the county.
2. The plan shall be adopted by the governing board of each school district within the county and by the County Board of Education.
3. The plan shall:
  - A. Enumerate existing educational alternatives for expelled pupils.
  - B. Identify gaps in educational services to expelled pupils.
  - C. Identify strategies for filling those gaps in services; and,
  - D. Identify alternative placement 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.

Education Code § 48916.1 provides that, at the time an expulsion of a pupil is ordered, the governing board shall ensure that an education program is provided to the pupil who is subject to the expulsion order for the period of the expulsion. Any educational program provided pursuant to this section may be operated by the school district, the county superintendent of schools, a consortium of districts, or in joint agreement with the county superintendent of schools.

To address the needs of expelled pupils, a number of alternative education programs have been developed by local school districts and the San Bernardino County Superintendent of Schools to provide continuing educational opportunities.

To address the needs of expelled pupils, local school districts and the San Bernardino County Superintendent of Schools have developed a range of alternative education programs aimed at offering continuing educational opportunities.

Monthly countywide Child Welfare and Attendance (CWA) meetings are held in the Central Valley Region and Desert Mountain Region by the San Bernardino County Superintendent of Schools (SBCSS) to address issues related to the provision of services to expelled students in San Bernardino County.

The San Bernardino County Superintendent of Schools (SBCSS) organizes monthly

countywide Child Welfare and Attendance (CWA) meetings in both the Central Valley Region and Desert Mountain Region to address issues related to the provision of services to expelled students across San Bernardino County.

## **II. BACKGROUND**

There are thirty-three school districts within the boundaries of San Bernardino County: eleven (11) elementary districts, two (2) high school districts, and twenty (20) unified school districts. The Student Services Branch of SBCSS, through the Children Deserve Success Director, conducts monthly meetings with District CWA administrators or designees in San Bernardino County to share best practices to meet the needs of expelled students in San Bernardino County.

As required by law, the initial countywide educational service plan reflecting the district and countywide plan was adopted by the local governing boards and the governing board of the San Bernardino County Superintendent of Schools by June 30, 1997.

## **III. Overview of the Countywide Educational Service Plan for Expelled Students**

Educational programs within San Bernardino County provide numerous alternatives and opportunities for students who need traditional and/or alternative educational programs. While individual school districts offer a broad spectrum of services and the San Bernardino County Superintendent of Schools offers additional options, in combination, they provide a continuum of educational alternatives to expelled and high-risk students. The educational alternatives for mandatorily expelled and high-risk students have been expanded with recently enacted legislation which provides for additional funding for the operation of community day schools which may be established by the governing board of local school districts.

Some school districts use the San Bernardino County Community School program as an educational option for those students mandatorily expelled under provisions of the Educational Code and/or under the district's "no tolerance" policy. The Community School program is a permissive educational option that provides the local school district with another educational alternative for its expelled students. The enactment of AB 1845, effective January 1, 1999, provides for the operation of community day schools by school districts.

The enclosed educational plan, as approved by the local governing board of the district, reflects the existing educational alternatives provided to expelled students and high-risk students within the respective district. The gaps in educational services to expelled students, strategies for filling those gaps in service and alternative placement for students who are expelled and placed in district community day school programs, but who fail to meet the terms and conditions for their rehabilitation plan are identified within the San Bernardino County Educational Service Plan for Expelled Students

#### **IV. Educational Alternatives for Expelled Pupils**

School districts located within San Bernardino County provide several options for expelled pupils, depending on the specific violation of §§ 48900, 48900.2, 48900.3, 48900.4, and 48900.7 of the California Education Code (EC). The alternative educational program to which an expelled pupil may be assigned is preceded by a decision of the local governing board, which may provide for one of the following expulsion orders, describing the student's educational placement:

1. Suspended enforcement of the expulsion order with placement on the same school campus [EC § 48917(a)].
2. Suspended enforcement of the expulsion order with placement on a different school campus within the district or an alternative district program, such as an opportunity program, Independent Study, or continuation high school [EC § 48917(a)].
3. Expulsion with a referral to a District Community Day School program, if available [EC § 48660]; or,
4. Expulsion with a referral to a County Community School or other appropriate program operated by the San Bernardino County Superintendent of Schools [EC § 1981(c)].

A pupil who is expelled for an act listed in subdivision (c) of EC § 48915 (mandatory expulsion recommendation) shall be assigned to a program of study that meets all the following conditions:

- (1) Is appropriately prepared to accommodate pupils who exhibit discipline concerns.
- (2) Is not provided at a comprehensive middle, junior, or senior high school, or any elementary school.
- (3) Is not housed at the school site attended by the pupil at the time of suspension.

At the time an expulsion of a student is ordered, the governing board of the school district shall ensure that an educational program is provided to the student who is subject to the expulsion order for the period of the expulsion. Any educational program provided may be operated by the school district, the county superintendent of schools, a consortium of districts, or in joint agreement with the county superintendent of schools.

## V. District Operated Programs

District	Alternative Program Description
Adelanto SD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• District Opportunity Program 6-8</li> </ul>
Alta Loma SD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• Offer Independent Study Program for Suspended Expulsion</li> </ul>
Apple Valley	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• District Opportunity Program 7-12</li> <li>• Referral to another District campus</li> </ul>
Baker Valley USD	<ul style="list-style-type: none"> <li>• Offer Community Day School</li> </ul>
Barstow USD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> </ul>
	<ul style="list-style-type: none"> <li>• Independent Study</li> <li>• District Continuation Program 9-12</li> <li>• Referral to another District</li> <li>• 7-12 District Community Day School</li> </ul>
Bear Valley SD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> </ul>
Central SD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• Referral to another District campus</li> </ul>
Chaffey JUHSD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• District Continuation Program 9-12</li> <li>• Referral to another District campus</li> <li>• Offer Independent Study Program for Suspended Expulsion</li> <li>• 7-12 District Community Day School</li> </ul>
Chino Valley USD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent study</li> <li>• District Continuation Program 9-12</li> <li>• Offer Independent Study Program for Suspended Expulsion</li> <li>• 7-12 District Community Day School</li> </ul>
Colton JUSD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• District Continuation Program 9-12</li> <li>• District Opportunity Program 7-9: 9-12</li> <li>• Referral to another District campus</li> <li>• Independent Study</li> <li>• Offer Independent Study Program for Suspended Expulsion</li> <li>• 7-12 District Community Day School</li> </ul>
Cucamonga SD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> </ul>
Etiwanda SD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• 6-8 Community Day Programs</li> </ul>
Fontana USD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• District Continuation Program 9-12</li> <li>• Referral to another District campus</li> <li>• Currently have short term independent study within our district; Rebuilding our Alternative Ed. Department and strengthening our interventions such as: Alternative Learning Center, Independent Study for Suspended Expulsions, 7-12 District Community Day School Program, etc.</li> </ul>
Helendale SD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• District Charter School k-12</li> <li>• Referral to another District</li> <li>• Referral to another District campus</li> </ul>



	<ul style="list-style-type: none"> <li>• Offer Independent Study Program for Suspended Expulsion</li> </ul>
Hesperia USD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• 7-12 District Continuation School</li> <li>• Referral to another District campus</li> <li>• Offer Independent Study Program for Suspended Expulsion</li> </ul>
Lucerne Valley USD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• Referral to another District campus</li> <li>• 7-12 District Community Day School</li> </ul>
Morongo USD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• District Charter School K-12</li> <li>• Offer Independent Study Program for Suspended Expulsion</li> <li>• Home teaching</li> </ul>
Mountain View SD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• Referral to another District</li> </ul>
Mt. Baldy JUSD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• Referral to other Charter Schools</li> <li>• Referral to another District</li> <li>• District Opportunity Program</li> </ul>
Needles USD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• Offer Independent Study Program for Suspended Expulsion</li> <li>• Educational Training Center</li> <li>• Open California Virtual Academy</li> </ul>
Ontario/Montclair SD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• District Opportunity Program</li> <li>• Offer Independent Study Program for Suspended Expulsion</li> </ul>
Oro Grande SD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• District Charter School k-12</li> <li>• Offer Independent Study Program for Suspended Expulsion</li> </ul>
Redlands USD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• District Continuation Program 9-12</li> <li>• 7-12 District Community Day School</li> </ul>
Rialto USD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• District Continuation Program 9-12</li> <li>• Offer Independent Study Program for Suspended Expulsion</li> </ul>
Rim of the World USD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> </ul>
San Bernardino City USD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• District Continuation Program 9-12</li> <li>• District Opportunity Program 7-12</li> <li>• Referral to another District</li> <li>• Offer Independent Study Program for Suspended Expulsion</li> </ul>
Silver Valley USD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study · District Continuation Program, 9-12</li> <li>• District Opportunity Program, 7-9</li> <li>• Referral to another District</li> <li>• Referral to another District campus</li> <li>• Offer Independent Study Program for Suspended</li> </ul>

	Expulsion
Snowline JUSD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• District Continuation Program 9-12</li> <li>• Offer Independent Study Program for Suspended Expulsion</li> <li>• 7-12 District Community Day School Program</li> <li>• District Charter School k-12</li> <li>• Referral to another District campus</li> </ul>
Trona JUSD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• Offer Independent Study Program for Suspended Expulsion</li> </ul>
Upland USD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• 7-12 District Community Day School</li> </ul>
Victor Elementary SD	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> </ul>
Victor Valley UHSD	<ul style="list-style-type: none"> <li>• Independent Study</li> <li>• District Continuation Program 9-12</li> <li>• District Opportunity Program 7-9: 9-12</li> <li>• Referral to another District campus</li> <li>• Offer Independent Study Program for Suspended Expulsion</li> <li>• 7-12 District Success Program</li> </ul>
Yucaipa/Calimesa	<ul style="list-style-type: none"> <li>• Referral for Services with SBCSS</li> <li>• Independent Study</li> <li>• District Continuation Program 9-12</li> <li>• District Charter School k-12</li> <li>• 7-12 District Community Day School</li> </ul>

## VI. SBCSS Services for District-Expelled Students

The San Bernardino County Superintendent of Schools Community School program, pursuant to Education Code Section 1980 et seq. is a permissive educational program. These programs have been offered to local school district students. Students who are referred and enrolled in the program will have an Individual Learning Plan (ILP) developed with the expelled student, his/her parent(s) or legal guardian, and program staff. The community school staff will provide quarterly reports to the school district regarding the student's progress in meeting his/her goals as established in the student's board-approved Rehabilitation Plan. If the expelled student is not responsive to the program provided to the student, the local governing board may extend the period of placement in the community schools and/or seek the support and services of the Juvenile Justice System (Juvenile Court, County District Attorney's Office, Probation Department, and local law enforcement) to assist the student and his/her family to determine if the alternate placement will be a viable alternative.

For the 2025-2027 program school years, the San Bernardino County Superintendent of Schools Community Schools program will offer, as the capacity of the program allows, the following educational options/alternatives for expelled students:

1. The Independent Learning Academy (ILA) provides instruction utilizing an independent study strategy. Independent study programs are voluntary and use alternative instructional strategies that respond to individual student needs and learning styles. ILA follows the county-adopted curriculum, and work is governed

by a written agreement signed by the student, parent, teacher, and other relevant adults. The education the students receive using independent study is equal in quality and quantity to that offered in the daily classroom.

2. Access to on-campus mental health services. The Student Services Counseling Center (SSCC) offers school-based counseling services to SBCSS-enrolled students and their families who are experiencing difficulties and distress with mental health, relationships, school behavior problems, legal, substance use, and/or family difficulties. SBCSS mental health clinical therapists utilize evidence-based practices and work in collaboration with staff, parents, probation, and district personnel to support students in reaching their personal and academic goals. Services are provided at no cost to students or their families.
3. For any student enrolled in the San Bernardino County Community School program who re-offends and violates those sections of the Education Code, which are expellable offenses, SBCSS will contact the appropriate Local Education Agency (LEA) to process the recommendation for expulsion.
4. The San Bernardino County Superintendent of Schools Youth Justice Center (YJC), Chaffey West Community School/Day Reporting Center, and Victorville Education Center/Day Reporting Center programs are designed to provide the services, support system and opportunities that most of our high-risk students need to be ready for educational success. The program involves an individual learning plan for each student, school counseling, high school diploma program, plus intensive probationary intervention programs that focus on areas such as (gang intervention, drug and alcohol intervention, anger management, teen parenting, career preparation, etc.).
5. The San Bernardino County Superintendent of Schools provides professional development trainings throughout the county that have included: Guidelines on Student Records, Student Discipline, How to Provide Effective Due Process, SART, SARB, AVID, Trauma Informed Care, Implicit Bias, Culturally Responsible, Positive Behavior Interventions and Supports (PBIS), and Distance/Virtual Teaching and Learning.

**The San Bernardino County Superintendent of Schools Community School sites are located in the following locations:**

**Barbara Phelps Community School** (grades 7-12)

1812 West Park Avenue  
Redlands, CA 92373

**Serving:** San Bernardino, Redlands, and Yucaipa, Rim of the World Districts  
(909) 748-0259

**Bob Murphy Community School** (grades 7-12)

149 North Arrowhead  
Rialto, CA 92376

(909) 421-7810  
**Serving:** Rialto, Fontana, and Colton Districts

**Chaffey West Community School** (grades 7-12)

5033 Holt Boulevard  
Montclair CA 91763  
(909) 447-4501

**Serving:** Chaffey, Etiwanda, Ontario-Montclair, Upland, Cucamonga, Chino, Alta Loma, Central, and Mountain View Districts

**Chaffey North Community School** (grades 7-12)

7201 Archibald Avenue, Suites 4 and 5  
Rancho Cucamonga, CA 91730  
(909) 989-5712

**Serving:** Chaffey, Etiwanda, Ontario-Montclair, Upland, Cucamonga, Chino, Alta Loma, Central, and Mountain View Districts

**Independent Learning Academy** (grades K-12)

**Main Office** – 1950 S Sunwest Lane, Suite  
2450, San Bernardino, CA 92408  
(909) 387- 8556

**Serving:** All San Bernardino County School Districts

**Tri-City Community School** (grades 7-12)

244 South D Street  
San Bernardino, CA 92401  
(909) 763-4840

**Serving:** San Bernardino, Redlands, and Yucaipa, Rim of the World Districts

**Victorville Education Center** (grades 4-12)

12421 Hesperia Rd.  
Victorville, CA 92395  
(760) 843-5940

**Serving:** Adelanto, Apple Valley, Baker, Barstow, Bear Valley, Helendale, Hesperia, Lucerne Valley, Morongo, Needles, Oro Grande, Silver Valley,

Snowline, Trona, Victor Elem, Victor Union Districts

**Vision Community School** (grades 7-12)

171 H Street, Suite A

Colton, CA 92324

(909) 783-0436

**Serving:** Rialto, Fontana, and Colton Districts

**Yucca Valley Community School** (grades 7-12)

58945 Business Center Drive, Suite A

Yucca Valley, CA 92284

(760) 228-1501

**Serving:** Morongo

A listing of school district contacts for student expulsion and due process is found in Appendix A.

### **A. Educational Services Provided to Expelled Students with Exceptional Needs**

Consistent with law, a student with exceptional needs may be expelled (EC48915.5) and referred by the districts' Individual Education Plan (I.E.P.) team for placement in a county community school program, provided that:

1. The requirements as stipulated in EC 48915.5 have been met.
2. The referring school district shall schedule an I.E.P. team meeting and invite representatives of the San Bernardino County Superintendent of Schools to serve as a member of the I.E.P. team to review and determine:
  - a. The educational needs of the student based upon a current student assessment.
  - b. Determine appropriate educational goals and objectives.
  - c. Identify the services and resources to meet the needs of the exceptional student.
  - d. Identify an appropriate placement for the student in the least restrictive environment.
  - e. If the I.E.P. team, including the parent(s) or legal guardian(s), and student when appropriate, determines that a county community school program is the least restrictive educational placement, the school district shall ensure that all necessary and specified educational services are:
    - i. Provided to the student through the San Bernardino County Superintendent of Schools as described by the SELPA local plan.
    - ii. Either provided directly by district staff; or
    - iii. Those specified services, whether provided directly by the district staff or provided by SBCSS, shall be written into the I.E.P. and shall be binding to all parties.
  - f. The district and SBCSS shall jointly be responsible to ensure that requirements for services, assessment timelines, and due process items are met as established in both federal and state law.
3. The referral and intake process of a student to the San Bernardino County Community School Program will include a review of the referral information packet and direct contact with the referring district. If it is determined that the student being referred

previously received special education services at the district, an Intake/I.E.P. meeting shall be convened and held at the respective SBCSS county community school program site.

The referring school district representative and its Special Education Department representative shall be invited to attend and participate in the intake meeting to identify the educational needs of the student. The outcome of the meeting will determine if the county community school program is an appropriate educational program for the student.

## **B. Other County Programs Operated in San Bernardino County via Contractual Agreement**

1. In partnership with the San Bernardino County Probation Department, SBCSS provides a Juvenile Court School program to the student under the direct care and custody of the juvenile court in the following program:

Central Juvenile Court School  
900 East Gilbert Street  
San Bernardino, CA 92415  
Grades 3 -12+  
(909) 387-7490

High Desert Juvenile Court School  
21101 Dale Evans Parkway  
Apple Valley, CA 92307  
Grades 3 – 12+  
(760) 961-6708

## **C. Cost Agreement between District and San Bernardino County Superintendent of Schools for District Students Served in County Community Schools**

Under the Local Control Funding Formula (LCFF), as part of the Alternative Education Grant, County Office of Educations (COEs) will receive direct funding from the State only for students that attend juvenile court schools operated by the COE (Education Code (EC) 2574(c)(4)(B)) and for students that attend other schools operated by the COE (referred to as County Funded Non-Juvenile Court School students), such as county community schools or special education classes and centers, who are enrolled pursuant to any of the following (EC2574(c)(4)(A)):

- Probation-referred, pursuant to Sections 300, 601, 602, and 654 of the Welfare and Institutions Code.
- On probation or parole and not in attendance in a school.
- Expelled for any of the reasons specified in subdivisions (a) or (c) of EC Section 48915.

SBCSS has five probation officers that collaborate with parents to sign students up to receive services under (Welfare and Institution Code) WIC 236, 300, 601b, 602, 654, 654.2 probation referral which streams the funding directly through SBCSS. This funding mechanism will allow SBCSS to provide a quality educational program to the district's students with little or no cost.

Students who are in the SBCSS Independent Learning Academy or community schools that do not fit the above criteria (AB 2574) will be billed at the home district rate. Because the funding is streamed through the local district, SBCSS will charge the district at their LCFF rate. County community school students that do not fit the criteria will carry higher costs. Districts will be notified prior to placement of students if their student does not meet the above (WIC) criteria. The districts will then have the option of paying a higher billable rate or providing the student with another alternative placement. For the past five years SBCSS Community Schools has had 100% parent agreement when enrolling into the CS program. (Probation Referral Form: **Appendix B**)

## **VII. District/County Strategies for Issues and Concerns for a Countywide Educational Services Plan for Expelled and High-Risk Students**

1. When a student is referred to serve their expulsion outside of their district, the districts reported two concerns; (1) with the rate of students returning to district in a timely manner, and (2) with the students failing to use the outside educational setting to maintain their personal matriculation or for credit recovery. There is a belief that these factors can influence the students' ultimate educational success (graduation). (District Expulsion Report Form: **Appendix C**)

### **County/District Strategy for Addressing This Gap**

SBCSS utilizes the Pupil Expulsion Report (PER). All San Bernardino County school districts have access to the PER. The PER alerts the County when a student has been expelled and ensures the student is immediately placed into an alternative educational setting, such as a County School program. The PER maintains data on types of expulsion, the alternative program the student was referred to, district information, and student demographic information.

SBCSS recently developed the Pupil Transition Report (PTR). The PTR was developed in accordance with AB 2276 and Education Code 48647 (b) which states SBCSS and SBCO Probation shall collaborate with relevant local education agencies in a joint transition planning program for youth being released from the juvenile justice system. Probation and SBCSS will facilitate communication via the PTR with local education agencies regarding dates of release and the educational needs of the youth to a) coordinate immediate school placement, enrollment, and b) ensure the



supervising probation officers in the community have the information relevant to support the return of the youth to public schools in their communities.

**AB 1354**, Gipson. Requires the county office of education to assign transition oversight responsibilities to the existing county office of education personnel to ensure pupils have complete and accurate education records when a pupil enters the juvenile court school.

In 2016 the San Bernardino County Superintendent of School Student Services Branch created a High School Diploma program. This was done with the support and agreement from the school districts that SBCSS partners with and serves. The High School Diploma program aligns with local district high school requirements to ensure students can return to their district of residence and graduate with the district.

**AB 2306**, Frazier. Requires a county office of education to issue a diploma of graduation to a pupil who completes statewide coursework requirements for graduation while attending a juvenile court school.

### **Were the strategies successful?**

This is an ongoing process and practice written into SBCSS, Local Control Accountability Plan (LCAP). The plan is updated annually. The districts will send SBCSS a monthly list of students who were expelled, and the students' names will be added to a database. After each semester, the continuance or return of each student will also be noted.

2. It is possible for a student to fail his/her placement in a county or district community school program. However, the SBCSS High School Diploma Program has demonstrated to be highly effective and successful for students to earn their high school diploma. In 2016, SBCSS had thirty-seven students earn their high school diploma. In 2017, the number of graduates went up to 153, and in 2018 the number of SBCSS high school graduates was at 189 students, in 2019 the number of SBCSS high school graduates was 182 students, in 2020 the number of SBCSS high school graduates was 183 students, in 2021 the number of SBCSS high school graduates was approximately 161 students. In 2022 the number of SBCSS high school graduates was approximately 155 students, in 2023 the number of high school graduates was approximately 137, in 2024 the number of students that graduated was approximately 139 students for a grand total 1336 since the inception of the SBCSS High School Diploma Program in 2016.

### **County/District Strategy for Addressing This Gap**

The San Bernardino County Superintendent of Schools will continue to provide educational services to those eligible students placed in its Court and Community Schools/Independent Study programs.

Districts will continue to use existing district educational alternatives and strategies to meet the needs of expelled students. Districts may also choose to refer students to the county community school program.

Districts and County may offer independent study as a program option. Students will only be placed in independent study programs with parent/student consent.

### **Were the strategies successful?**

The programs have been successful in addressing this gap. The county programs offer an engaging teaching and learning environment that is safe for their students. Each student is provided a Chromebook, along with a hotspot if needed. Learning options include in-person, online, and virtual. Online programs include but are not limited to: Subject.com, Esports, Freckle Math, and Google Classroom.

Students can also attend after school programs and Saturday boot-camps for credit recovery, learning loss acceleration, EL instruction, tutoring and CTE classes. County programs offer career-oriented learning experiences with SBCSS ROP, Job Corps, California Conservation Corp, and Universal Technical Institute. On-site CTE courses are also offered such as Health Careers, Building Skills, Automotive Transportation, and Cyber Security. Students also have the opportunity to participate in Dual Enrollment with local community colleges in each region of the county.

Students also have the opportunity to participate and engage in Alternative Learning Experiences (ALE's) and Extended Learning Opportunities (ELO's). ALE's and ELO's include but are not limited to the Garner Holt Imagination Through Education Learning Experience, fishing trips (local and deep sea), college campus tours, Souls Ranch Petting Zoo, Thor's Reptiles, Long Beach Aquarium, Mobile Stem Lab, Learnin the Ropes, Yoga classes, Civil Liberties Curriculum, Relgnite Hope, micro internships, and paid internships.

Some students may continue to fail in successive placements. To address student failure county programs, utilize Student Study Teams (SST) and Multi-Disciplinary Teams (MDT) to assist students and families with their success. In some cases, an SST or MDT may work with the student and family to develop a 504 plan. Academic and Educationally Related Mental Health Services are also utilized to address and remediate the underlying causes of failure.

### **County/District Strategy for Addressing This Gap**

Regional Community School programs or regional San Bernardino County Superintendent of Schools Community School programs do exist but could be expanded if sufficient numbers warrant.

Districts and county may offer independent study as a program option. Students will only be placed in independent study programs with parent/student consent.

### **Were the strategies successful?**

Yes. These strategies need to continue while districts and county continue to develop alternate programs. This situation has necessitated the operation of some very small and fiscally prohibitive classes.

3. Students in elementary grades who are expelled countywide may not have the same educational options available as expelled youth in secondary grades. There are a limited number of K-6 programs operated by districts and the county for expelled students. Elementary students cannot attend district community day school programs or San Bernardino County Superintendent of Schools community school/community day school programs designed for 7<sup>th</sup> through 12<sup>th</sup> grade students. The numbers of K-6 expelled students in San Bernardino County are small and fluctuate from year to year and therefore, need to be addressed countywide. There is a county-operated program in the Desert Mountain regions at the county Victorville Education Center.

Mountain region. There are district-operated elementary programs in the East Valley and West End.

#### **County/District Strategy for Addressing This Gap**

Where available, districts may refer a K-6 student to its community day school program for elementary students.

If a district has sufficient numbers of elementary students expelled, the San Bernardino County Superintendent of Schools may establish an elementary community day school program.

Regional district community day school programs or regional San Bernardino County Superintendent of Schools programs may be developed.

Districts may develop alternative programs to serve elementary aged students.

Independent study may be offered, with placement contingent on parent/student consent.

Districts may choose to provide transportation when necessary to meet the needs in exceptional circumstances.

## **Were the strategies successful?**

Somewhat, in the Desert-Mountain region. The number of elementary students referred to the San Bernardino County Superintendent of Schools program continue to be low over the last couple of years, prompting the SBCSS administration to look at closing the classroom due to dwindling numbers.

However, the program has been successful for the students who are referred to the elementary class and receive appropriate educational and counseling services.

The districts, county, and partnering agencies are not exploring other grades (3<sup>rd</sup> through 6<sup>th</sup>) programs in the West End and East Valley, due to a lack of interest in such programs.

4. Transportation to school is a challenge due to the large geographic area covered by San Bernardino County. Regional programs for expelled students may serve a number of surrounding districts, and district transportation may not be available to program sites. Expelled students may not be eligible to receive transportation services or may present safety issues for other students.

### **County/District Strategy for Addressing This Gap**

Information can be shared with parents/students about access to public transportation. Discount rates can be negotiated with public transportation providers for students. Independent study programs can be offered to parents/students with a desire to participate. Some funding for transportation is available through the county's Child Assistance Fund.

## **Were strategies successful?**

Yes. SBCSS can offer public transportation to students in the form of bus passes and bus cards who need assistance and have shown improved or good attendance at school. Also, the districts have implemented the McKinney-Vento Act. The above strategies need to continue.

## **VIII. Countywide Educational Service Plan for Expelled and High-Risk Students**

With recent enactment of significant legislation impacting the development and provision of services as provided in AB 1729, AB 420, and SB1111, the Countywide Educational Service Plan for Expelled and High-Risk Students, is as follows:

1. Local school districts will utilize a variety of alternatives and options available to them to serve high-risk, expelled and mandatorily expelled students as provided within the education code.

2. The San Bernardino County Superintendent of Schools Community School program will provide an educational program designed to serve students referred for services on the following priority, provided that the ongoing program can be financially maintained:
  - A. Students who are expelled for mandatory offenses [EC 48915(d)] from district that do not currently operate a community day school program pursuant EC 48660.
  - B. Students who are expelled for mandatory offenses [EC 48915(d)] from districts that have established a community day school program, pursuant to a written agreement with the San Bernardino County Superintendent of Schools [EC 48662(b)(4)].
  - C. Students who are expelled for any other reason specified in the education code.
  - D. Students who are referred by a school district School Attendance Review Board, or other district-level referral process.
  - E. NOTE: When it has been mutually determined by SBCSS and the school district that the SBCSS Community School program may not be an appropriate educational placement for a student, the district shall be responsible for identifying and providing for an alternative educational placement pursuant to AB 922.
  
3. For the 2021-2024 school years, SBCSS Student Services agrees to:
  - A. Provide consistent regional articulation between districts and the San Bernardino County Superintendent of Schools which has been occurring over the past twenty-one (24) years. The San Bernardino County Superintendent of Schools will provide monthly Pupil Services Administrators Meetings for the thirty-three school districts and San Bernardino County schools. The Children Deserve Success Director chairs the meeting. SBCSS will provide opportunities for articulation and coordination between the county office and school districts. County principals will attend the district SARB meetings, as needed. In addition, school districts will have on-going communication with the county principals that supervise the alternative education program.
  - B. In 2017-2018 SBCSS Student Services designed and implemented their own SART/SARB program for students who were not referred to their home districts for the SART/SARB process.
  - C. Continue to explore the viability of establishing a county Charter School

program to serve high risk students that will ensure a continuum of educational services upon that student's need or request to a comprehensive district school program.

- D. Communicate and coordinate issues related to the placement of students with exceptional needs, and/or funding/service matters in community school programs.
- E. Collaborate with districts and other county agencies as it relates to high-risk students and the expulsion process for underrepresented students (Foster Youth and Homeless populations)

## **IX. Activities for the San Bernardino County Student Services CWA 2021-2024**

During the period specified above, SBCSS Student Services CWA will meet at least on a continual basis to:

1. Continue to monitor the services needs of expelled students on a countywide basis.
2. Address newly identified educational services issues for expelled students in San Bernardino County; and
3. Ensure that:
  - A. The educational services plan is amended on an annual basis to reflect any newly enacted legislation impacting the delivery of educational services to expelled and high-risk students.
  - B. Provide annual Attendance Certification Training in alignment with Ed. Code 48245 and Ed Code 48240.
  - C. The collection of outcome data as required by Education Code Section 48916.1, to be submitted, no later than **June 30, 2024**, and every three years thereafter.

Amended Plan considered and Approved by the District Superintendent and/or Governing Board:

School District: \_\_\_\_\_

District Superintendent Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Date of County Board Approval (as appropriate): \_\_\_\_\_

**X. Appendices**

Appendix A: Child Welfare and Attendance (CWA) District Contact List

Appendix B: Community School Referral Form

Appendix C: 2023 - 2024 District Expulsion

Report Appendix D: Invitation to Attend SARB Meeting

**Child Welfare and Attendance (CWA)  
San Bernardino County Superintendent of  
Schools Contact List**

District	Liaison	Phone #	Email
Adelanto SD	Carol Coburn	760-246-8691 X-10243	Carol_coburn@aesd.net
Alta Loma SD	Cara Cerecerez Kristy Johnson	909 484-5151 X-2035	ccerecerez@alsd.org
Apple Valley USD	Renee Castillo	760 247-8001 X-20511	renee_castillo@avusd.org
Baker Valley USD	Mari Munoz	760 733-4567 X-101	Mari_munoz@baker.k12.ca.us
Barstow USD	Carolyn Norman	760 255-6039	<a href="mailto:Carolyn_norman@busdk12.com">Carolyn_norman@busdk12.com</a>
Bear Valley USD	Lucinda Newton	909 585-2521 X-6231	Lucinda_newton@bearvalleyusd.org
Central SD	Amy Gaboury	909 980-3930	agaboury@csd.k12.ca.us
Chaffey JUHSD	Inez Orozco	909 988-8511 X-2710	inez_orozco@cjuhsd.net
Chino Valley USD	Stephanie Johnson	909 628-1201 X-7763	<a href="mailto:stephanie_johnson@chino.k12.ca.us">stephanie_johnson@chino.k12.ca.us</a>
	Al Bennett	909-628-1201 X-7750	al_bennett@chino.k12.ca.us
Colton JUSD	Christy Padilla	909 580-6525	Christy_padilla@cjuds.net
Cucamonga SD	Erica Angle- Newman	909 987-8942 x8231	Eanglenewman@cuca.k12.ca.us
Etiwanda SD	Alicia Lyon	909 899-2451	Alicia_lyon@etiwanda.org
Fontana USD	Jose Barzaga	909 357-7600 X-29083	Jose.barzaga@fusd.net
Helendale SD	Chantell Butler	760 952-1180	cbutler@helendalesd.com
Hesperia USD	Dr. Don Wilkinson	760 244-4411 X-7316	don.wilkinson@hesperiausd.org
Lucerne Valley USD	Vici Miller	760 248-6026	<a href="mailto:vici_miller@lucernevalleyusd.org">vici_miller@lucernevalleyusd.org</a>
	JoAnne McGinnis		<a href="mailto:joanne_mcginis@lucernevalleyusd.org">joanne_mcginis@lucernevalleyusd.org</a>
Morongo USD	Laprice Sanford	760 367-9191 x4360	Laprice.sanford@morongo.k12.ca.us
Mountain View SD	Jan Van Dyke	909 947-2205	Jan_vandyke@mvsdk8.org
Mt Baldy JUSD	Kate Huffman	909 985-0991	Kate_huffman@mtbaldy.k12.ca.us
Needles SD	Jamie Wiesner	760 326-3235	jamie_wiesner@Needlesusd.org
Ontario-Montclair SD	Hugo Lopez	909 418-6478	Hugo.lopez@omsd.net
Options for Youth-	Rachel Challacomb	909 638-9480	rtrudo@ofy.org



<b>Victorville</b>			
<b>Oro Grande SD</b>	<b>LaDay Smith</b>	<b>760 245-9260 X-102</b>	<b>lsmith@orogrande.org</b>
<b>Real Journey Academies</b>	<b>Susann Hazen</b>	<b>909 888-8390</b>	<b>s.hazen@realjourney.org</b>
<b>Redlands USD</b>	<b>Adam Waggoner</b>	<b>909 307-5300 X-20851</b>	<b>Adam_waggoner@redlands.k12.ca.us</b>
<b>Rialto USD</b>	<b>Francisco Camacho Jr.</b>	<b>909 873-4336 X-2381</b>	<b>fcamacho@rialtousd.org</b>
<b>Rim of the World USD</b>	<b>Deborah Messina</b>	<b>909 336-4134</b>	<b>Deborah_Messina@rimsd.k12.ca.us</b>
<b>SB City USD</b>	<b>Marlene Bicondova</b> <b>Robert Moss</b>	<b>909 880-6812</b>	<b>Marlene.bicondova@sbcusd.k12.ca.us</b> <b>Robert.moss@sbcusd.k12.ca.us</b>
<b>Silver Valley USD</b>	<b>Jeff Youskievicz</b>	<b>760 254-1335</b> <b>C# 760-338-9979</b>	<b>jyouskievicz@svusdk12.net</b>
<b>Snowline JUSD</b>	<b>Julie Hirst</b>	<b>760 868-5817 X-10141</b>	<b>Julie_hirst@snowlineschools.com</b>
<b>Trona JUSD</b>	<b>Angela Maestas</b>	<b>760 372-2861</b>	<b>amaestas@tjUSD.net</b>
<b>Upland USD</b>	<b>Richie Vega</b>	<b>909 985-1864 X297</b>	<b>richie_vega@upland.k12.ca.us</b>
<b>Victor Elem. SD</b>	<b>Tanya Benitez</b>	<b>760 245-1691 X-12724</b>	<b>Tbenitez@vesd.net</b>
<b>Victor Valley UHSD</b>	<b>Tiffany Hampton</b>	<b>760 955-3200 X-33101</b>	<b>thampton@vvhdsd.org</b>
<b>Yucaipa-Calimesa JUSD</b>	<b>Tyson Lingenfelter</b>	<b>909 797-0174 X-5823</b>	<b>tyson_lingenfelter@ycjUSD.us</b>

# Appendix B



## SAN BERNARDINO COUNTY SUPERINTENDENT OF SCHOOLS Community School/ Independent Study Referral Form DISTRICT REFERRAL FORM

<b>I. STUDENT DATA</b>		Student SSID # _____	Date of Referral: _____	Expiration Date of Referral: Aug 1, 20 _____
Last Name:		First Name:		AKA:
D.O.B.	Age:	Sex:	SS#	Ethnic Code:
School District:		School:		Current Grade Level:
Parent/Guardian: (Last)		(First)		Home Language:
Physical Address:		City:		Zip Code:
Home Phone:		Cell Phone:		Work Phone:
<input type="checkbox"/> Foster Youth		<input type="checkbox"/> McKinney Vento		
<b>II. TYPE OF REFERRAL</b>				
California Education Code Section 1981 specifies that the county board of education may enroll pupils in a community school who are any of the following:				
<input type="checkbox"/> E.C. 48900 (a-e)	<input type="checkbox"/> E.C. 48900 (f-r)	<input type="checkbox"/> E.C. 48900.2	<input type="checkbox"/> E.C. 48900.3	<input type="checkbox"/> E.C. 48900.4
<input type="checkbox"/> Parent	<input type="checkbox"/> E.C. 48900.7	<input type="checkbox"/> E.C. 48900.9	<input type="checkbox"/> E.C. 48915 (a)	<input type="checkbox"/> E.C. 48915 (c)
<input type="checkbox"/> E.C. 1981 (b) SARB	<input type="checkbox"/> E.C. 48662 (Involuntary Transfer)	<input type="checkbox"/> Other	<input type="checkbox"/> Expelled	
Probation Referral: <input type="checkbox"/> WIC 300 <input type="checkbox"/> WIC 602 <input type="checkbox"/> WIC 654 <input type="checkbox"/> WIC 654.2 Eligible for reinstatement (Date): _____				
<b>III. EDUCATIONAL HISTORY</b>				
<b>Special Education</b>		<b>English Proficiency</b>		<b>504 Plan</b>
<input type="checkbox"/> No		<input type="checkbox"/> English Only		<input type="checkbox"/> No
<input type="checkbox"/> Yes – Complete SELPA Referral		<input type="checkbox"/> EL		<input type="checkbox"/> Yes
For Special Education Services		<input type="checkbox"/> EP		
<input type="checkbox"/> RFEF		Re-class date _____		
<input type="checkbox"/> <b>Attempted Intervention (check as appropriate)</b>				
<input type="checkbox"/> Behavior Support Plan	<input type="checkbox"/> Class Change	<input type="checkbox"/> Continuation School	<input type="checkbox"/> Educational Counseling	
<input type="checkbox"/> Environmental Modification	<input type="checkbox"/> Independent Study	<input type="checkbox"/> Opportunity Class	<input type="checkbox"/> Other _____	
<input type="checkbox"/> Schedule Modification	<input type="checkbox"/> School Psychologist	<input type="checkbox"/> SST (Student Study Team)	<input type="checkbox"/> Suspension	
<input type="checkbox"/> Title I Placement				
<b>IV. HEALTH HISTORY</b>				
Special Medical Issues:				
Immunization Records Verified: <input type="checkbox"/> Medi-Cal Eligibility <input type="checkbox"/> Yes <input type="checkbox"/> No				
<b>V. CERTIFICATION</b>				
By your signature you concur and certify that the SBCSS Community School Program is an appropriate placement for the above student.				
_____ Parent		_____ School District Rep – CWA-District Representative		
_____ Student		_____ Special Education Director (For authorization of Special Ed. Services)		
_____ County School Representative		_____ Probation Officer/Social Services Representative (Applies only to W & I Codes)		
For Additional information contact the Student Services Community Offices at Desert/Mountain (760) 843-5940, East Valley (909) 748-0259, Independent Study (909) 931-3542 x201, Rialto (909) 421-7810, Ontario (909) 447-4501, or Upland (909) 447-4501. Please return this form to the appropriate Student Services Office.				

Figure 1 Community School Referral Form

Districts	Total District Expulsions
Adelanto Elementary	7
Alta Loma Elementary	1
Apple Valley Unified	55
Barstow Unified	11
Bear Valley Unified	27
Chaffey Joint Union High	193
Chino Valley Unified	110
Colton Joint Unified	96
Cucamonga Elementary	4
Etiwanda Elementary	12
Fontana Unified	59
Hesperia Unified	408
Morongo Unified	107
Oro Grande Elementary	11
Redlands Unified	103
Rialto Unified	73
San Bernardino City Unified	275
Silver Valley Unified	5
Snowline Joint Unified	39
Upland Unified	28
Victor Elementary	46
Victor Valley Union High	45
<b>Grand Total</b>	<b>1715</b>



Ted Alejandro  
County Superintendent

**Invitation to Attend SARB Meeting**

SARB Participant:

This letter is an invitation to attend the scheduled meeting(s) for students demonstrating irregular attendance and/or behavior. Your involvement in this process is instrumental. You will be part of a multidisciplinary team composed of representatives from several youth and family service agencies. Our goal is to create a SARB with expertise on the full spectrum of Tier 3 needs that youth and families encounter, together with a menu of resources necessary to be effective. The SARB hearing can become an opportunity to discover the underlying causes of the attendance problem by observing the student, asking appropriate questions, and developing a rapport with the student and family.

**If you are not able to attend:**

**EC 48323. SARB Representatives:** Each of the departments or agencies authorized to participate in school attendance review boards may assign personnel to represent the department or agency...

Please contact Chanda Kellogg or to report the name of substitute SARB Representative:  
Phone (760) 843-5940 Email: chanda.kellogg@sbcss.net

**Victorville Education Center**

STUDENT	DATE/TIME	LOCATION
06/16/2024	07/01/2024 9:30 a.m.-10:30 a.m.	D/M Ed Service Center 17800 HWY 18 Apple Valley (Lilac Room)

**Upon arrival you will be asked to sign a disclosure statement concerning access to student records:**

**EC 49076 Access to Student Records** (E) An agency or school district shall not make public or otherwise release information on an individual contained in the database where the information is protected from disclosure or release as to the requesting agency by state or federal law or regulation. (b) The officials and authorities to whom pupil records are disclosed pursuant to subdivision (f) of Section 48902 and subparagraph (l) of paragraph (1) of subdivision (a) shall certify in writing to the disclosing school district that the information shall not be disclosed to another party, except as provided under the federal Family Educational Rights and Privacy Act of 2001 (20 U.S.C. Sec. 1232g) and state law, without the prior written consent of the parent of the pupil or the person identified as the holder of the pupil's educational rights

Dr.Scott Wyatt  
Area Director  
East Valley Operations  
**SARB Chair**

## **Nondiscrimination Statement**

The Superintendent is committed to providing equal opportunity for all individuals in Superintendent programs and activities. Superintendent programs, activities, and practices shall be free from unlawful discrimination, including discrimination against an individual or group based on race; color; ancestry; nationality; national origin; immigration status; ethnic group identification; ethnicity; age; religion; pregnancy, childbirth, termination of pregnancy, or lactation, including related medical conditions and recovery; parental, family, or marital status; reproductive health decision making; physical or mental disability; medical condition; sex; sex stereotypes; sex characteristics; sexual orientation; gender; gender identity; gender expression; veteran or military status; or genetic information; a perception of one or more of such characteristics; or association with a person or group with one or more of these actual or perceived characteristics.

For questions or complaints, contact Title IX Coordinator, Joe Sanchez, Director, Risk Management at (909) 386-9670 or joe.sanchez@sbcss.net .

### **California Education Code** **§ 48915(d)**

- (d) The governing board shall order a pupil expelled upon finding that the pupil committed an act listed in subdivision (c), and shall refer that pupil to a program of study that meets all the following conditions:
- (1) Is appropriately prepared to accommodate pupils who exhibit discipline problems.
  - (2) Is not provided at a comprehensive middle, junior, or senior high school, or at any elementary school.
  - (3) Is not housed at the school site attended by the pupil at the time of suspension.

### **California Education Code** **§ 48915(f)**

- (f) The governing board shall refer a pupil who has been expelled pursuant to subdivision (b) or (e) to a program of study which meets all the conditions specified in subdivision (d).

Notwithstanding this subdivision, with respect to a pupil expelled pursuant to subdivision (e), if the county superintendent of schools certifies that an alternative program of study is not available at a site away from a comprehensive middle, junior, or senior high school, or an elementary school, and that the only option for placement is at another comprehensive middle, junior, or senior high school, or another elementary school, the pupil may be referred to a program of study that is provided at a comprehensive middle, junior, or senior high school, or at an elementary school.

**California Education Code**  
**§ 48915.01**

If the governing board of a school district has established a community day school pursuant to Section 48661 on the same site as a comprehensive middle, junior, or senior high school, or at any elementary school, the governing board does not have to meet the condition in paragraph (2) of subdivision (d) of Section 48915 when the board, pursuant to subdivision (f) of Section 48915, refers a pupil to a program of study and that program of study is at the community day school. All the other conditions of subdivision (d) of Section 48915 are applicable to the referral as required by subdivision (f) of Section 48915.

**California Education Code**  
**§ 48916.1**

- (a) At the time an expulsion of a pupil is ordered, the governing board of the school district shall ensure that an educational 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.
- (b) 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.
- (c) Any educational program provided pursuant to subdivision (b) shall not be situated within or on the grounds of the school from which the pupil was expelled.
- (d) If the pupil who is subject to the expulsion order was expelled from any of kindergarten or grades 1 to 6, inclusive, the educational program provided pursuant to subdivision (b) shall not be combined or merged with educational programs offered to pupils in any of 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. The subdivision, as it relates to the separation of pupils by grade levels does not apply to community day schools offering instruction in any of the kindergarten and grades 1 to 8 inclusive and established in accordance with Section 48660.
- (e) (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. 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.

## **California 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 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.