



Fairness & Equity in Student Enrollment

Understanding the New ConCap Random Lottery Process

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SCUSD Core Value & Guiding Principle

CORE VALUES

We recognize that our system is inequitable by design and we vigilantly work to confront and interrupt inequities that exist to level the playing field and provide opportunities for everyone to learn, grow and reach their greatness.

GUIDING PRINCIPLE

All students are given an equal opportunity to graduate with the greatest number of postsecondary choices from the widest array of options

Why Our Enrollment Process is Changing

A Required Shift in Practice

Previously, if a school grade level reached contractual capacity limits, the district applied a “**last student in, first student transferred**” model (ConCapping). The Attorney General found this practice discriminatory.

- **Legal Compliance:** This procedural change is strictly mandated under our Stipulated Agreement with the Office of the Attorney General.
- **A Fairer Approach:** The state requires a randomized lottery system rather than transfer decisions based strictly on registration date.



A Solution Built by Our Community

Diverse Workgroup

- Parents, school principals, and district leaders met to co-design and propose a new model to the state in order to minimize family disruption and disproportionate impacts on students.

Parent Feedback

- Incorporated direct input from the community-wide survey sent out to local families in May 2026.

Vastly Improved Outcome

- The state's original plan required looking back an entire year. Our workgroup identified an alternative acceptable to the Attorney General to include much smaller, localized date windows.

Absolute Protections: Excluded Student Groups

To ensure equity and stability, several student populations are strictly exempted from any lottery pool:

- **Unhoused & Foster Youth:** Guaranteed continuity and stability at their school.
- **Specialized SDC Classrooms:** Student whose IEP explicitly designates a specialized academic setting.
- **Sibling Co-Location:** Protected if an active sibling is currently attending.
- **Employee Children:** Children of active site staff.
- **Previously ConCapped:** Anyone transferred the preceding school year through the ConCap process.
- **Administrative Transfers:** Formally designated student safety/admin transfers.

ConCap In The First 15 Days of School: Balancing Classes in the Fall

What is ConCap during the first 15 days?

Occurs during the standard “fall leveling” process when a school grade level is over maximum capacity limits.

Step 1: Voluntary ConCap

We always solicit and encourage voluntary ConCap first to resolve spacing needs before any lottery is conducted. We will also explore other options to reduced the need to ConCap students.

Step 2: Notification

Guardians will be notified that the school is over enrolled in their student’s grade level, if their student will be included in the lottery, and if their student is identified for ConCap through the lottery process. They will also receive communication regarding their student’s placement.

ConCap In The First 15 Days of School: Balancing Classes in the Fall

Who can be identified to be placed in the Lottery?

If mandatory lotteries are needed, only non-exempt students who enrolled for the first time during the this window are included:

Date Window:

From the last day of the 2025-26 school year through the 10th day of the 2026-27 school year.

In some cases the district may have to go back further, if a student enrolling when a grade is already at maximum capacity is a member of an exempt group and no other students entered during the established date range.

ConCap after the 15th day of school:

What is ConCap after the 15th day of school?

Occurs after the fall leveling process is finalized. It is active through the remainder of the year only if a class becomes out of compliance with contract mandated limits.

Date Window:

Students who registered from the **1st day of Trimester 3** of the 2025-2026 school year to the current date will be identified for the ConCap lottery unless otherwise exempt. If the student entering is exempt from the ConCap lottery, then the district will continue to go back by trimester of the preceding year until a lottery pool has been identified.

Lottery Pool Restrictions

Rather than a full school year lookback window originally proposed by the state, the workgroup negotiated a much shorter, restricted lookback period.

Guaranteed Return Rights

Students who have been re-assigned to a new school due to ConCap retain return rights to their home school and can also choose to remain at their new school permanently.

Keeping Our Families Informed

Initial Over Enrollment Outreach

Alerts families that a grade level is nearing capacity, details the general process, and requests voluntary transfers first. This notification is sent out a **week prior to school** and **near the 10th day of school**.

Lottery Notice

Informs parents if their student is included in the lottery pool and provides an opportunity to discuss details with the principal.

ConCap Notice

Confirms that a student was selected via the random lottery and guidance on next steps regarding their new school placement.

Summary and Impact



Why This Matters

- Represents a change to past Practice
- Legally mandated by the stipulated judgment
- Bring awareness to the community

Impact for SCUSD Students

- A more equitable approach to our ConCap processes that was determined to be discriminatory by the Office of Attorney General
- The new process may increase the number of students that could be identified for ConCap.
- Students in protected groups are exempt from the ConCap process

Next Steps

- Continue to work with the ConCap workgroup to identify any adjustments to suggest to the Office of Attorney General
- Work with the Office of Attorney General to address issues related to this new process
- Updates to district forms, board policies, handbooks, documents, websites and training for staff