

TOKAY ELEMENTARY SCHOOL
7846 Tokay Avenue
Fontana, CA 92336

STUDENT/PARENT HANDBOOK

2026-2027

Rebecca Hinojosa, Principal



Board of Education

Angel Ramirez– Board President

Marcelino “Mars” Serna– Board Vice President

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Miki R. Inbody – Superintendent of Schools

2026-2027
Student/Parent Handbook - Signature Page

My child and I have read and discussed this handbook.

Student's Name: _____ Teacher: _____

Student's Signature: _____ Date: _____

Parent's Signature: _____ Date: _____

Please sign and detach this page. This signed paper must be turned in to your teacher.

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2026-2027



School Hours

Breakfast	7:15 AM – 7:35 AM
School Hours (K - 5th Grade)	7:45 AM – 2:20 PM
Weekly Minimum Day – Wednesday (TK – 5 th Grade)	7:45 AM – 11:50 AM
Transitional Kindergarten	7:45 AM – 12:15 PM Minimum Days: 7:45-11:50

**Students MAY NOT arrive to school
before 7:15 a.m.**

TOKAY ELEMENTARY SCHOOL

FONTANA UNIFIED SCHOOL DISTRICT 2026-2027 SCHOOL CALENDAR

JULY 2026						
Su	M	Tu	W	Th	F	Sa
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	N	PD	
Student Days = 0						

SEPTEMBER 2026						
Su	M	Tu	W	Th	F	Sa
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			
Student Days = 21						

NOVEMBER 2026						
Su	M	Tu	W	Th	F	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					
Student Days = 15						

JANUARY 2027						
Su	M	Tu	W	Th	F	Sa
					1	2
3	4	5	6	7	8	9
10	PD	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						
Student Days = 13						

MARCH 2027						
Su	M	Tu	W	Th	F	Sa
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			
Student Days = 18						

MAY 2027						
Su	M	Tu	W	Th	F	Sa
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	MD	29
30	31					
Student Days = 19						

	SCHOOL DAYS
	WEEKENDS/VACATIONS
	HOLIDAYS (NO SCHOOL)

AUGUST 2026						
Su	M	Tu	W	Th	F	Sa
						1
2	PD	MD	MD	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					
Student Days = 18						

OCTOBER 2026						
Su	M	Tu	W	Th	F	Sa
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31
Student Days = 22						

DECEMBER 2026						
Su	M	Tu	W	Th	F	Sa
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		
Student Days = 14						

FEBRUARY 2027						
Su	M	Tu	W	Th	F	Sa
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28						
Student Days = 18						

APRIL 2027						
Su	M	Tu	W	Th	F	Sa
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	
Student Days = 22						

JUNE 2027						
Su	M	Tu	W	Th	F	Sa
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			
Student Days = 0						

N	NEW TEACHER ORIENTATION
PD	PROFESSIONAL DEVELOPMENT (Non-Student Attendance Day)
MD	MEMBER DIRECTED DAY (Non-Student Attendance Day)

AUGUST

6 First Day of School – All Grades

SEPTEMBER

7 Holiday – Labor Day (No School)

NOVEMBER

11 Holiday – Veterans Day (No School)

23-27 Fall Break (No School)

DECEMBER

21-31 Winter Break (No School)

JANUARY

1-8 Winter Break (No School)

11 Professional Development Day (No School)

18 Holiday – Martin Luther King, Jr. Day (No School)

FEBRUARY

8 Holiday – Lincoln's Birthday (No School)

15 Holiday – President's Day (No School)

MARCH

22-26 Spring Break (No School)

MAY

27 Last Day of School – All Grades

JUNE

18 Holiday – Juneteenth Observed (No School)

ALL SCHOOLS MINIMUM DAYS

Wednesday each week

ELEMENTARY AND MIDDLE SCHOOL MINIMUM DAYS/CONFERENCES

October 19 – 23, 2026

ALL SCHOOLS END OF SEMESTER MINIMUM DAYS

Friday, December 18, 2026 – End Semester 1

Thursday, May 27, 2027 – End Semester 2 – Last Day of School

END OF QUARTER/SEMESTER FOR MIDDLE/HIGH SCHOOLS

Friday, October 9, 2026 – End Quarter 1

Friday, December 18, 2026 – End Semester 1

Friday, March 19, 2027 – End Quarter 3

Thursday, May 27, 2027 – End Semester 2 – Last Day of School

HIGH SCHOOL FINAL EXAMS/MINIMUM DAYS

December 15 – 18, 2026

May 25 – 27, 2027

Board Approved: 9/25/24

School Rules and Expectations

ARRIVAL/DISMISSAL PROCEDURES

Students MAY NOT arrive to school before 7:15. If they are eating breakfast, students will be admitted to the campus at 7:15. Students who are not eating will be admitted to the campus at 7:35 for walk and talk. All TK/Kindergarten students who are not having breakfast will enter the front gate and proceed to the classroom. For safety reasons and per district, parents must drop off students at the gate. If you have an appointment with a teacher, please check into the office.

Grades 3, 4, and 5 will dismiss from north side of campus into the parking lot. An exception is **bus riders** who will dismiss through the front gate. Students who pick-up younger siblings should choose a meeting place other than the front gate. This would address the constant congestion at the front gate. Grade 1, and 2 will dismiss from the front gate. Parents can pick up younger students in that area. Kindergarten students will dismiss from the Kindergarten playground. TK will dismiss by the side of the cafeteria. Please be on time. If students are not picked up, they will be taken to the library where parents/guardians can sign out. The playground is closed and all families must exit.

EARLY CHECK-OUT POLICY

Please be aware of the early check-out policy at Tokay Elementary. During the last 15 minutes of class the teacher is finishing the lesson and preparing every student for dismissal. If you need to check your student out of school early, please do so **no later than 15 minutes** prior to the end of the school day. Thank you for your cooperation. It is greatly appreciated.

In addition, the district policy(BP 5142) is that students are only to be released to the parent/ legal guardian. Anyone picking up students from the office must have a valid state issued ID. If someone on the Emergency Contact list comes to sign a student out the site will contact the parent/guardian for permission. **The emergency card does not give permission for the contact on the card to show up announced and pull students out of school for any reason.**

DRESS CODE

The faculty, staff, students, and parents at Tokay Elementary School want our school to be a place where students are serious about their educational program. We believe that student dress influences the school's academic environment. We also believe that student behavior and the total school atmosphere are strongly influenced by the dress and appearance of students. Therefore, at Tokay Elementary School, students are expected to dress in a manner that embodies a high regard for learning, minimizes distractions, and promotes a safe and positive school climate. Student dress and appearance must not disrupt the educational process or endanger the health, safety and welfare of self and others. The following guidelines have been established with school administration having the final decision regarding all dress code issues.

- No gang attire is allowed. T-shirts that do not promote a positive spirit will not be allowed.
- Make-up and long acrylic nails create a distraction in the learning environment and are prohibited.
- All clothing must be of appropriate size and be worn properly. Pants must fit and be worn at the waist. Clothes must be clean, neat and have no tears or frayed edges.
- Shirts and tops are to provide coverage in front/back and the bottom of the shirt or top must cover the midriff. Spaghetti straps/halter-tops are not permitted. **Tank top straps must be 2 inches wide.**
- **Shorts are to be long enough to reach the mid-thigh area.**
- Underwear may not be exposed (boxers, undershirts, pajamas, etc.)
- Sunglasses, gloves, and hoods are not to be worn at any time while on campus unless under extreme weather.
- **ONLY plain, solid colored or college team hats may be worn outside. They must be worn properly.**
- Chains are not allowed. Hair must be clean and neatly groomed and not distracting to the learning environment. All jewelry worn must not create a safety hazard and must not be distracting.
- Clothing, backpacks, notebooks and all other school attire are not to include the use of derogatory, offensive or profane language, symbols, and slogans.
- Clothing, backpacks, notebooks and all other school attire are not to promote or endorse the use of alcohol, tobacco, illegal drugs, or encourage other illegal or violent activities.
- **Sandals are not allowed in school; shoes must have a closed toe and must have a strap across the back.**

Crocs must have the strap on at all times. High heels are not allowed due to daily physical exercise as required per educational code.

- Any permanent markings on the body, such as tattoos, must be covered up at all times.
- Students found not in compliance with the Dress Code guidelines will be asked to make appropriate modifications to their attire. Any student who repeatedly fails to comply with the guidelines will be subject to progressive discipline action.

CHARACTER COUNTS

Tokay will continue the Character Counts program. Character Counts is designed to allow the school to meet its obligations to educating students and maintaining a safe and orderly environment. To achieve this goal, students are required to obey the following expectations and rules:

“Character is doing the right thing, even when no one is watching!”

Code of Conduct

I will be **trustworthy**.
I will be **respectful**.
I will be **responsible**.
I will be **fair**.
I will be **caring**.
I will be a good **citizen**.



Responsibility:

Come to school on time, prepared to learn
Walk quietly on campus
Follow safety rules
Do not bring gum on campus

Respect:

Follow all school rules and directions
Respect the property & rights of others
Keep your hands, feet, and objects to yourself
(NO play fighting, rough play, tag, hitting, fighting, pushing, throwing rocks, etc.)

Citizenship:

Do not litter; respect the environment
Do not bring personal items (iPods, electronic games, toys, etc.) to school. Tokay is not responsible for items.
Cell phones are allowed, but must be turned off during school, and stored in a safe place
No dangerous items are to be brought to school (real or fake)
Follow the dress code

Trustworthiness:

Students are to remain on campus unless checked-out in the office by parent
Students are not to leave the room without teacher's permission

Fairness:

Follow all playground game rules
Share playground equipment with others

Caring:

Apologize when you harm someone purposely or by accident

CONSEQUENCES

Consequence for negative behavior could include, but is not limited to, a warning, a teacher detention, parent contact/conference, or a discipline referral. Referrals may result in alternate recess, exclusion of fieldtrip or extracurricular activity, after school community services, or suspension (See Education Codes – Page 12)

IMPORTANT PARENT INFORMATION

AWARDS ASSEMBLIES

There are monthly student of the month assemblies and end of semester awards assemblies. Students are recognized for achievement and attendance. Teachers notify parents if their child will be receiving an award. In addition, perfect attendance is awarded based on the district guideline. Balloons are not allowed to be brought to any assembly.

ATTENDANCE POLICY/ TARDY POLICY

Students must be in their seats by 7:45 a.m. Students who do not arrive by this time will be counted tardy. If a student is absent from school, they will not be able to participate in any extracurricular activity occurring on that day. If chronic absenteeism is a problem your child may not be invited to any planned extracurricular fieldtrips/activities.

California State Law requires students to attend school regularly and promptly. Regular school attendance is a very important part of a successful school experience. We expect students to attend school each day. If a student is to be absent from school, parent/guardian should call the Tokay Attendance Office at (909)357-5770. Perfect attendance is 0 absences, 0 tardies or early check outs. Excellent attendance is no more than 3 tardies including early check outs.

CAMPUS SECURITY CAMERAS

Tokay is equipped with security cameras outside of the classrooms to monitor various areas on campus such as the playground, front of school and parking lot. In addition, the office is closely monitored by school police with a camera strategically placed to observe all persons entering the campus.

CELL PHONES/SMART WATCHES/ ELECTRONIC DEVICES

Students are prohibited from using cell phones/smart watches/ electronics during the school day for any reason pursuant to AB 3216. Students carrying cell phones/ smart watches/electronic devices must have the device powered down and stored away in their backpack. Students bringing these devices is at your own risk. If a cell phone is confiscated, parents must pick up the cell phone/ smart watch/ electronic device in the office. If there is a persistent problem, a plan will be devised with parents and administration to help student follow the rules.

CLASSROOM RULES

Teachers will establish rules related to general classroom behavior. These rules will be posted and parents will receive a copy of the rules.

CLASSROOM PARTIES – There will be no more than four class parties during the school year. The food offered ***MUST*** be commercially prepared and meet the district's ***WELLNESS POLICY***. ***Please see your child's teacher to know which months those four parties have been planned. For this reason, Birthday parties are not allowed. On some occasions, teachers have allowed distribution of goodie bags with store packaged goods at dismissal. Please discuss with your child's teacher. Cakes, cupcakes, and things of that nature are not allowed.***

ELOP/ AFTER SCHOOL CLUBS

Students self-select clubs if space permits. Every year various afterschool clubs are offered. Some clubs have space limitations and meet on different days. Please see announcements on Parent Square for when clubs are made available.

FIELDTRIPS/CHAPERONES

If budget allocations permit, each grade level will have the ability to plan an educational fieldtrip. These fieldtrips will be planned accordingly at the discretion of the grade level and approved by the Principal. Any fieldtrip chaperones must be employees or approved volunteers with specified paperwork on file. In some cases there might be extracurricular field trips. Students must not pose a safety risk when invited on a fieldtrip. Students also must not owe fines to the school before they can attend an extracurricular fieldtrip.

HEALTH SERVICES

Parents are to notify the health office about serious health concerns and regularly prescribed medication. In order for students to have prescribed medications at school, parents/guardian must submit a written authorization, in addition to a written statement from prescribing physician. Prescribed medication must be provided in the original container,

TOKAY ELEMENTARY SCHOOL

and it must be clearly labeled with the student's name. Students are not permitted to carry medication to and from school. Students are to notify the teacher/staff member immediately if an injury occurs. In case of serious injury/illness, parents are contacted for referral to their family physician. If students become ill they may ask their teachers for a pass to see the Health Assistant.

HOMEWORK

Homework gives students an opportunity to independently practice skills learned in class. Completing homework on a regular basis helps students to develop responsibility, study habits, and self-discipline. All students are required to complete and turn in homework as required by their teacher. Per district policy the average length is from 30 minutes to 60 minutes, depending on the grade.

INSURANCE

Although Tokay will exercise care to prevent accidents, neither the school nor the district can assume responsibility for accidents or injuries to students. Parents are encouraged to carry personal insurance coverage.

PROGRESS REPORTS/REPORT CARDS

Parent Conferences will be held in October. At this time, parents will receive a copy of Progress Report #1. Report Cards are made available on the Q Parent Connect. Please make sure to register for an account.

RETENTION

The Fontana Unified School District has set standards of achievement in Reading, Language Arts and Mathematics to be achieved by the end of school year for all students in Kindergarten through grade five. If your child has not made significant progress by the end of the second semester of school, he/she may be at risk of being retained (Education Code 48070.5). You may be asked to attend meetings with the principal to review your child's progress and, in accordance with policy set by the Fontana Unified School District, to determine if your child is recommended for retention.

VISITING CLASSROOMS/VOLUNTEERS

Parents are welcome to visit their child's classroom. Please make arrangements with your child's teacher. In some cases, teachers need to be notified 24 hours in advance. During instructional time, parents are not to disrupt class activities with the teacher. All parents are to enter the campus through the administration office, "sign-in" and obtain a visitor's pass. Parents and all visitors must have a pass to visit classrooms when you have made arrangements for a visit. Volunteers need to fill out appropriate paperwork before being cleared to volunteer at the school. This may take some time and for this reason, it is important to fill out the appropriate paperwork with anticipation. All classroom volunteers are on an as needed basis and are at the request of the teacher. The teacher will let the office know if any volunteers have been arranged for any specific day or activities.

SNACKS at SCHOOL

For the health and safety of all students, **hot cheetos**, takis, or other chips that are spicy in nature will **not be** allowed on campus. Students may bring healthy snacks to school to eat during their morning recess or their lunch. All food must remain in the cafeteria unless it is morning recess and students must stay on the benches. Large bags of chips are not acceptable snacks. Please only send snacks that your child can consume. Sharing is not allowed. It is recommended that students learn best when they have snacks high in protein and low in carbohydrates. **The health office is no longer providing snacks for students that have not had breakfast.**

Parents may drop off lunches only for their child and they will be called during their break time to come get it. We will not accept door dash, uber eats or other food delivery services to drop off food for students.

SCHOOL SITE COUNCIL (SSC)

School Site Council meets once a month to discuss student achievement, school programs, and allocation of funds. The council also reviews the Single Plan for Student Achievement. SSC is composed of parents and staff members.

ENGLISH LANGUAGE LEARNER ADVISORY COUNCIL (ELAC)

English Language Advisory Council meets regularly to discuss and learn about ways students can increase their achievement in English Language Development. ELAC is composed of parents and staff.

Local Control Funding Formula

California schools are now funded under a new model known as Local Control Funding Formula or LCFF. Districts are required to develop a Local Control Accountability Plan (LCAP) to guide priorities in the in the budget development process.

STUDENT INTERNET AND ELECTRONIC MAIL (Acceptable Use Policy)

The Fontana Unified School District (FUSD) supports instruction through the use of educational and administrative computers, school-licensed software and other media, as well as networks and servers. The FUSD provides Internet access through an electronic network. Please sign all user agreements at the beginning of the year.

PLAYGROUND RULES

- Keep hands, feet and objects to yourself
- Games that involve touching are not permitted (**tag, wrestling, etc.**)
- Games that involve pretend violence are not permitted (pretending to shoot, making pretend weapons, etc.)
- Stay in supervised areas and away from fences and classrooms
- Follow all directions given by adult supervisor
- Report all problems to an adult supervisor
- Food is not permitted on the playground
- No running on the blacktop
- Freeze when the bell rings

Play Structure (Bars, Swings, Slides)

- Students must wait their turn in line to get on any part of the play structure
- Count to 20 whole swings for your turn on the swings
- Students are not allowed to push others on the swings
- Jumping off the swing, slide, or any part of the play structure is not allowed
- On the slide, students **MUST** go down seated with feet first; do not walk up the slide
- Flipping or hanging upside down is not permitted on the bars

Equipment/Grass

- Rock throwing is not permitted
- Rough sports games (football, baseball, etc.) are not permitted
- Games that involve touching (tag, wrestling, etc.) are not permitted
- Please use only designated equipment. Do not bring balls or toys from home.

Basketball

- Students can only play single court basketball with no more than five on each team
- Rough play (pushing, pulling, etc.) is not permitted on the court

Handball

- Four students will play at one time; when one person gets out a new group of four will play
 - Wait in line for your turn; do not cut in front of others
- RULES: Each player must hit the ball into the wall one time after it bounces; students are out if they miss hitting the ball or if the ball does not hit the wall

Tetherball

- Do not kick, sit, or swing on the tetherballs
- Only two players at one time; when one person gets out a new pair of students will play
- Students waiting to play must wait outside of circle
- Once the ball is on motion, you can't catch, grab or stop it. This will cause you to be out. You can never throw the ball or kick it at the beginning, middle, or end of the game.

Administration may modify or change any rule or expectation in this handbook to meet safety and academic standard.

STUDENT RIGHTS AND RESPONSIBILITIES

The mission of Fontana Unified School District is to graduate all students prepared to succeed in a changing world. This can only be accomplished through a partnership between Fontana Educators, Parents, and Students. We, the students of Fontana Unified School District, understand the active role we must play in order for this to be a successful partnership. As part of this intertwined relationship, there is an expectation regarding the quality of our experiences in FUSD.

All Students have the right:

- to be treated equally with proper respect by their peers, teachers, support staff, and administrators.
- to attend a safe campus that creates an effective learning environment.
- to healthy, fresh food for breakfast and lunch.
- to receive guidance regarding college and career expectations as well as what needs to be done to meet those requirements.
- to ask questions, get clarifications, and seek help regarding topics of instruction.
- to equal access to resources including interventions, tutorials, and credit recovery programs.
- to participate in activities/sports for which they qualify.
- to receive an unbiased education and have the full cooperation and support of teachers.
- to express themselves in a way that doesn't disrupt learning or school activities.
- to be excused from class at appropriate times to use the restroom.
- to have a second chance to be successful in a school environment.

All Students have the responsibility:

- to come to school every day, on time, and prepared to learn in every class.
- to respect everyone and the role they play as students, teachers, support staff, and administrators.
- for their own behavior and keeping the campus clean.
- to pay attention in class and ask questions when you don't understand something.

CALIFORNIA STATE EDUCATION CODE SECTIONS 48900

A pupil shall not be suspended from school or recommended for expulsion, unless the superintendent or the principal of the school in which the pupil is enrolled determines that the pupil has committed an act as defined pursuant to any of subdivisions (a) to (r), inclusive:

- (a) (1) Caused, attempted to cause, or threatened to cause physical injury to another person.
(2) Willfully used force or violence upon the person of another, except in self-defense.

(b) Possessed, sold, or otherwise furnished a firearm, knife, explosive, or other dangerous object, unless, in the case of possession of an object of this type, the pupil had obtained written permission to possess the item from a certificated school employee, which is concurred in by the principal or the designee of the principal.

(c) Unlawfully possessed, used, sold, or otherwise furnished, or been under the influence of, a controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code, an alcoholic beverage, or an intoxicant of any kind.

(d) Unlawfully offered, arranged, or negotiated to sell a controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code, an alcoholic beverage, or an intoxicant of any kind, and either sold, delivered, or otherwise furnished to a person another liquid, substance, or material and represented the liquid, substance, or material as a controlled substance, alcoholic beverage, or intoxicant.

(e) Committed or attempted to commit robbery or extortion.

(f) Caused or attempted to cause damage to school property or private property.

(g) Stolen or attempted to steal school property or private property.

(h) Possessed or used tobacco, or products containing tobacco or nicotine products, including, but not limited to, cigarettes, cigars, miniature cigars, clove cigarettes, smokeless tobacco, snuff, chew packets, and betel. However, this section does not prohibit use or possession by a pupil of his or her own prescription products.

(i) Committed an obscene act or engaged in habitual profanity or vulgarity.

(j) Unlawfully possessed or unlawfully offered, arranged, or negotiated to sell drug paraphernalia, as defined in Section 11014.5 of the Health and Safety Code.

(k) Disrupted school activities or otherwise willfully defied the valid authority of supervisors, teachers, administrators, school officials, or other school personnel engaged in the performance of their duties.

(l) Knowingly received stolen school property or private property.

(m) Possessed an imitation firearm. As used in this section, "imitation firearm" means a replica of a firearm that is so substantially similar in physical properties to an existing firearm as to lead a reasonable person to conclude that the replica is a firearm.

(n) Committed or attempted to commit a sexual assault as defined in Section 261, 266c, 286, 288, 288a, or 289 of the Penal Code or committed a sexual battery as defined in Section 243.4 of the Penal Code.

(o) Harassed, threatened, or intimidated a pupil who is a complaining witness or a witness in a school disciplinary proceeding for the purpose of either preventing that pupil from being a witness or retaliating against that pupil for being a witness, or both.

(p) Unlawfully offered, arranged to sell, negotiated to sell, or sold the prescription drug Soma.

(q) Engaged in, or attempted to engage in, hazing. For purposes of this subdivision, "hazing" means a method of initiation or preinitiation into a pupil organization or body, whether or not the organization or body is officially recognized by an educational institution, which is likely to cause serious bodily injury or personal degradation or disgrace resulting in physical or mental harm to a former, current, or prospective pupil. For purposes of this subdivision, "hazing" does not include athletic events or school-sanctioned events.

(r) Engaged in an act of bullying. For purposes of this subdivision, the following terms have the following meanings:

(1) "Bullying" means any severe or pervasive physical or verbal act or conduct, including communications made in writing or by means of an electronic act, and including one or more acts committed by a pupil or group of pupils as defined in Section 48900.2, 48900.3, or 48900.4, directed toward one or more pupils that has or can be reasonably predicted to have the effect of one or more of the following:

(A) Placing a reasonable pupil or pupils in fear of harm to that pupil's or those pupils' person or property.

(B) Causing a reasonable pupil to experience a substantially detrimental effect on his or her physical or mental health.

(C) Causing a reasonable pupil to experience substantial interference with his or her academic performance.

(D) Causing a reasonable pupil to experience substantial interference with his or her ability to participate in or benefit from the services, activities, or privileges provided by a school.

(2) (A) "Electronic act" means the transmission, by means of an electronic device, including, but not limited to, a telephone, wireless telephone, or other wireless communication device, computer, or pager, of a communication, including, but not limited to, any of the following:

(i) A message, text, sound, or image.

(ii) A post on a social network Internet Web site including, but not limited to:

(I) Posting to or creating a burn page. "Burn page" means an Internet Web site created for the purpose of having one or more of the effects listed in paragraph (1).

(II) Creating a credible impersonation of another actual pupil for the purpose of having one or more of the effects listed in paragraph (1). "Credible impersonation" means knowingly and without consent impersonate a pupil for the purpose of bullying the pupil and such that another pupil would reasonably believe, or has reasonably believed that the pupil was or is the pupil who was impersonated.

(III) Creating a false profile for the purpose of having one or more of the effects listed in paragraph (1). "False profile" means a profile of a fictitious pupil or a profile using the likeness or attributes of an actual pupil other than the pupil who created the profile.

(B) Notwithstanding paragraph (1) and subparagraph (A), an electronic act shall not constitute pervasive conduct solely on the basis that it has been transmitted on the Internet or is currently posted on the Internet.

(3) "Reasonable pupil" means a pupil, including, but not limited to, an exceptional needs pupil, who exercises average care, skill, and judgment in conduct for a person of his or her age, or for a person of his or her age with his or her exceptional needs.

(s) A pupil shall not be suspended or expelled for any of the acts enumerated in this section, unless that act is related to school activity or school attendance occurring within a school under the jurisdiction of the superintendent of the school district or principal or occurring within any other school district. A pupil may be suspended or expelled for acts that are enumerated in this section and related to school activity or attendance that occur at any time, including, but not limited to, any of the following:

(1) While on school grounds.

(2) While going to or coming from school.

(3) During the lunch period whether on or off the campus.

(4) During, or while going to or coming from, a school-sponsored activity.

(t) A pupil who aids or abets, as defined in Section 31 of the Penal Code, the infliction or attempted infliction of physical injury to another person may be subject to suspension, but not expulsion, pursuant to this section, except that a pupil who has been adjudged by a juvenile court to have committed, as an aider and abettor, a crime of physical violence in which the victim suffered great bodily injury or serious bodily injury shall be subject to discipline pursuant to subdivision (a).

(u) As used in this section, "school property" includes, but is not limited to, electronic files and databases.

(v) A superintendent of the school district or principal may use his or her discretion to provide alternatives to suspension or expulsion, including, but not limited to, counseling and an anger management program, for a pupil subject to discipline under this section.

(w) It is the intent of the Legislature that alternatives to suspension or expulsion be imposed against a pupil who is truant, tardy, or otherwise absent from school activities.

CALIFORNIA STATE EDUCATION CODE SECTION 48900.2 through 48900.7

48900.2. Sexual Harassment

In addition to the reasons specified in Section 48900, a pupil may be suspended from school or recommended for expulsion if the superintendent or the principal of the school in which the pupil is enrolled determines that the pupil has committed sexual harassment as defined in Section 212.5. For the purposes of this chapter, the conduct described in Section 212.5 must be considered by a reasonable person of the same gender as the victim to be sufficiently severe or pervasive to have a negative impact upon the individual's academic performance or to create an intimidating, hostile, or offensive educational environment. This section shall not apply to pupils enrolled in kindergarten and grades 1 to 3, inclusive.

48900.3. Act of Hate Violence

In addition to the reasons set forth in Sections 48900 and 48900.2, a pupil in any of grades 4 to 12, inclusive, may be suspended from school or recommended for expulsion if the superintendent or the principal of the school in which the pupil is enrolled determines that the pupil has caused, attempted to cause, threatened to cause, or participated in an act of, hate violence, as defined in subdivision (e) of Section 233.

48900.4. General Harassment

In addition to the grounds specified in Sections 48900 and 48900.2, a pupil enrolled in any of grades 4 to 12, inclusive, may be suspended from school or recommended for expulsion if the superintendent or the principal of the school in which the pupil is enrolled determines that the pupil has intentionally engaged in harassment, threats, or intimidation, directed against school district personnel or pupils, that is sufficiently severe or pervasive to have the actual and reasonably expected effect of materially disrupting class work, creating substantial disorder, and invading the rights of either school personnel or pupils by creating an intimidating or hostile educational environment.

48900.5.

Suspension shall be imposed only when other means of correction fail to bring about proper conduct.

However, a pupil, including an individual with exceptional needs, as defined in Section 56026, may be suspended for any of the reasons enumerated in Section 48900 upon a first offense, if the principal or superintendent of schools determines that the pupil violated subdivision (a), (b), (c), (d), or (e) of Section 48900 or that the pupil's presence causes a danger to persons or property or threatens to disrupt the instructional process.

48900.6.

As part of or instead of disciplinary action prescribed by this article, the principal of a school, the principal's designee, the superintendent of schools, or the governing board may require a pupil to perform community service on school grounds or, with written permission of the parent or guardian of the pupil, off school grounds, during the pupil's non-school hours. For the purposes of this section, "community service" may include, but is not limited to, work performed in the community or on school grounds in the areas of outdoor beautification, community or campus betterment, and teacher, peer, or youth assistance programs. This section does not apply if a pupil has been suspended, pending expulsion, pursuant to Section 48915. However, this section applies if the recommended expulsion is not implemented or is, itself, suspended by stipulation or other administrative action.

48900.7. Terroristic Threats Against School Officials, School Property or both

(a) In addition to the reasons specified in Sections 48900, 48900.2, 48900.3, and 48900.4, a pupil may be suspended from school or recommended for expulsion if the superintendent or the principal of the school in which the pupil is enrolled determines that the pupil has made terroristic threats against school officials or school property, or both. (b) For the purposes of this section, "terroristic threat" shall include any statement, whether written or oral, by a person who willfully threatens to commit a crime which will result in death, great bodily injury to another person, or property damage in excess of one thousand dollars (\$1,000), with the specific intent that the statement is to be taken as a threat, even if there is no intent of actually carrying it out, which, on its face and under the circumstances in which it is made, is so unequivocal, unconditional, immediate, and specific as to convey to the person threatened, a gravity of purpose and an immediate prospect of execution of the threat, and thereby causes that person reasonably to be in sustained fear for his or her own safety or for his or her immediate family's safety, or for the protection of school district property, or the personal property of the person threatened or his or her immediate family.

CALIFORNIA STATE EDUCATION CODE SECTION 48915.

(a) (1) Except as provided in subdivisions (c) and (e), the principal or the superintendent of schools shall recommend the expulsion of a pupil for any of the following acts committed at school or at a school activity off school grounds, unless the principal or superintendent finds that expulsion is inappropriate, due to the particular circumstance:

(A) Causing serious physical injury to another person, except in self-defense.

(B) Possession of any knife or other dangerous object of no reasonable use to the pupil.

(C) Unlawful possession of any controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code, except for either of the following:

i. The first offense for the possession of not more than one avoirdupois ounce of marijuana, other than concentrated cannabis.

ii. The possession of over-the-counter medication for use by the pupil for medical purposes or medication prescribed for the pupil by a physician.

(D) Robbery or extortion.

(E) Assault or battery, as defined in Sections 240 and 242 of the Penal Code, upon any school employee.

(2) If the principal or the superintendent of schools makes a determination as described in paragraph (1), he or she is encouraged to do so as quickly as possible to ensure that the pupil does not lose instructional time.

(b) Upon recommendation by the principal, superintendent of schools, or by a hearing officer or administrative panel appointed pursuant to subdivision (d) of Section 48918, the governing board may order a pupil expelled upon finding that the pupil committed an act listed in subdivision (a) or in subdivision (a), (b), (c), (d), or (e) of Section 48900. A decision to expel shall be based on a finding of one or both of the following:

(1) Other means of correction are not feasible or have repeatedly failed to bring about proper conduct.

(2) Due to the nature of the act, the presence of the pupil causes a continuing danger to the physical safety of the pupil or others.

(c) The principal or superintendent of schools shall immediately suspend, pursuant to Section 48911, and shall recommend expulsion of a pupil that he or she determines has committed any of the following acts at school or at a school activity off school grounds:

(1) Possessing, selling, or otherwise furnishing a firearm. This subdivision does not apply to an act of possessing a firearm if the pupil had obtained prior written permission to possess the firearm from a certificated school employee, which is concurred in by the principal or the designee of the principal. This subdivision applies to an act of possessing a firearm only if the possession is verified by an employee of a school district.

(2) Brandishing a knife at another person.

(3) Unlawfully selling a controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code.

(4) Committing or attempting to commit a sexual assault as defined in subdivision (n) of Section 48900 or committing a sexual battery as defined in subdivision (n) of Section 48900.

(5) Possession of an explosive.

(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 of 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.

(e) Upon recommendation by the principal, superintendent of schools, or by a hearing officer or administrative panel appointed pursuant to subdivision (d) of Section 48918, the governing board may order a pupil expelled upon finding that the pupil, at school or at a school activity off of school grounds violated subdivision (f), (g), (h), (i), (j), (k), (l), or (m) of Section 48900, or Section 48900.2, 48900.3, or 48900.4, and either of the following:

(1) That other means of correction are not feasible or have repeatedly failed to bring about proper conduct.

(2) That due to the nature of the violation, the presence of the pupil causes a continuing danger to the physical safety of the pupil or others.

(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 of 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.

(g) As used in this section, "knife" means any dirk, dagger, or other weapon with a fixed, sharpened blade fitted primarily for stabbing, a weapon with a blade fitted primarily for stabbing, a weapon with a blade longer than 3 1/2 inches, a folding knife with a blade that locks into place, or a razor with an unguarded blade.

(h) As used in this section, the term "explosive" means "destructive device" as described in Section 921 of Title 18 of the United States Code. CWA Revised 2/2013

Nondiscrimination Statement

The Fontana Unified School District prohibits discrimination, intimidation, harassment (including sexual harassment), or bullying based on a person's actual or perceived ancestry, color, disability, race, ethnicity, religion, gender, gender expression, gender identity, immigration status, national origin, sex, sexual orientation, or association with a person or group with one or more of these actual or perceived characteristics. For questions or complaints, contact one of the following individuals located at 9680 Citrus Avenue, Fontana CA 92335, or call at (909) 357-5000: Equity Compliance Officer: Craig Baker, Associate Superintendent, Student Services at EXT 29194 or TitleIX@fusd.net; Title IX Coordinator: Carol Tomeo, Executive Director, Certificated Human Resources, at EXT 29045 or TitleIX@fusd.net; and, 504 Coordinator: Mark Shalhoub, Director, Online/Alternative Programs and Enrollment, at EXT 29086 or 504Coordinator@fusd.net.



FONTANA UNIFIED SCHOOL DISTRICT

Every Student Successful | Engaging Schools | Empowered Communities

UNIFORM COMPLAINT PROCEDURES (UCP) ANNUAL NOTICE

2026-2027

For stakeholders including students, employees, parents/guardians of its pupils, school and district advisory committee members, appropriate private school officials or representatives, and other interested parties of the Uniform Complaint Procedures (UCP) process.

The Fontana Unified School District (FUSD) has the primary responsibility for compliance with federal and state laws and regulations. The District has established Uniform Complaint Procedures (UCP) to address allegations of unlawful discrimination, harassment, intimidation, and bullying, and complaints alleging violation of state or federal laws governing educational programs, the charging of unlawful pupil fees, and the non-compliance of our Local Control and Accountability Plan (LCAP).

The UCP Annual Notice is also available on our website at www.fusd.net.

The district requires that school personnel take immediate steps to intervene when safe to do so when he or she witnesses an act of discrimination, harassment, intimidation, or bullying. The District will investigate all allegations of unlawful discrimination, harassment, intimidation, or bullying against any protected group as identified in Education Code Sections 200 and 220 and Government Code Section 11135, including any actual or perceived characteristics as set forth in Penal Code section 422.55 or on the basis of a person's association with a person or group with one or more of these actual or perceived characteristics in any program or activity conducted by the District, which is funded directly by, or that receives or benefits from any state financial assistance.

The UCP shall also be used when addressing complaints alleging failure to comply with state and/or federal laws in:

- Accommodations for Pregnant and Parent Pupils
- Adult Education
- After School Education and Safety
- Agricultural Career Technical Education
- Career Technical and Technical Education and Career Technical and Technical Training Programs
- Child Care and Development Programs
- Compensatory Education
- Consolidated Categorical Aid Programs
- Course Periods without Educational Content
- Discrimination, harassment, intimidation, or bullying against any protected group as identified under sections 200 and 220 and Section 11135 of the Government Code, including any actual or perceived characteristic as set forth in Section 422.55 of the Penal Code, or on the basis of a person's association with a person or group with one or more of these actual or perceived characteristics, in any program or activity conducted by an educational institution, as defined in Section 210.3, that is funded directly by, or that receives or benefits from, any state financial assistance
- Educational and graduation requirements for pupils in foster care, pupils who are homeless, pupils from military families and pupils formerly in Juvenile Court now enrolled in a school district
- Every Student Succeeds Act
- Local Control and Accountability (LCAP)
- Migrant Education
- Physical Education Instructional Materials
- Pupil Fees
- Reasonable Accommodations to a Lactating Pupil
- Regional Occupational Centers and Programs
- School Plans for Student Achievement
- School Safety Plans
- Schoolsite Councils
- State Preschool
- State Preschool Health and Safety Issues in LEAs Exempt from Licensing

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Additionally, any other state or federal education program the State Superintendent of Public Instruction (SSPI) or designee deems appropriate.

Filing a UCP Complaint

A UCP complaint shall be filed no later than one year from the date the alleged violation occurred.

For complaints relating to Local Control and Accountability Plans (LCAP), the date of the alleged violation is the date when the reviewing authority approves the LCAP or annual update that was adopted by the district.

A pupil enrolled in any of our public schools shall not be required to pay a pupil fee for participation in an educational activity.

A pupil fee complaint may be filed with the principal of a school or our superintendent or their designee.

A pupil fee or LCAP complaint may be filed anonymously, that is, without an identifying signature, if the complainant provides evidence or information leading to evidence to support an allegation of noncompliance.

Responsibilities of FUSD

Fontana Unified School District will post a standardized notice, in addition to this notice, with educational and graduation requirements for pupils in foster care, pupils who are homeless, pupils from military families, and pupils formerly in Juvenile Court now enrolled in the school district.

We advise complainants of the opportunity to appeal an Investigation Report regarding programs within the scope of the UCP to the California Department of Education (CDE).

We advise complainants of civil law remedies, including, but not limited to, injunctions, restraining orders, or other remedies or orders that may be available under state and federal discrimination, harassment, intimidation, or bullying laws, if applicable.

Copies of our UCP procedures shall be available free of charge.

UCP Complaints Regarding State Preschool Health and Safety Issues Pursuant to Section 1596.7925 of the California Health and Safety Code (HSC)

In order to identify appropriate subjects of state preschool health and safety issues pursuant to Section 1596.7925 of the California *Health and Safety Code (HSC)* a notice shall be posted in each California state preschool program classroom operated in any school in FUSD.

The notice is in addition to this UCP annual notice and addresses parents, guardians, students, and teachers of (1) health and safety requirements under Title 5 of the California *Code of Regulations* (5 CCR) that apply to California state preschool programs pursuant to Section 1596.7925 of the *HSC*, and (2) the location at which to obtain a form to file a complaint.

Contact Information

Complaints within the scope of the Uniform Complaint Procedures are to be filed with the person responsible for processing complaints:

Equity Office
Associate Superintendent, Student Services
9680 Citrus Avenue
Fontana, CA 92335
(909) 357-5000, ext. 29194
TITLEIX@fUSD.net

Title IX Officer
Director, Certificated Human Resources
9680 Citrus Avenue
Fontana, CA 92335
(909) 357-5000, ext. 29194
TITLEIX@fUSD.net

The above contacts are knowledgeable about the laws and programs they are assigned to investigate in Fontana Unified School District.

A copy of the District's UCP policies and procedures is available free of charge at the District Office or on the District website: www.fUSD.net.

NOTICE OF PROCEDURAL RIGHTS AND SAFEGUARDS FOR PARENT AND STUDENT RIGHTS

UNDER SECTION 504, THE REHABILITATION ACT OF 1973

The Rehabilitation Act of 1973, commonly referred to as “Section 504,” is a nondiscrimination statute enacted by the United States Congress. The purpose of the Act is to prohibit discrimination and to assure that disabled students have educational opportunities and benefits equal to those provided to nondisabled students.

An eligible student under Section 504 is a student who (a) has, (b) has a record of having, or (c) is regarded as having, a physical or mental impairment which substantially limits a major life activity such as learning, selfcare, walking, seeing, hearing, speaking, breathing, working, and performing manual tasks.

Dual Eligibility: Many students will be eligible for educational services under both Section 504 and the Individuals with Disabilities Act (IDEA). Students who are eligible under the IDEA have many specific rights that are not available to students who are eligible solely under Section 504. It is the purpose of this Notice form to set out the rights assured by Section 504 to those disabled students who do not qualify under the IDEA.

The enabling regulations for Section 504 as set out in 34 CFR Part 104 provides parents and/or students with the following rights:

1. You have a right to be informed by the school district of your rights under Section 504. (The purpose of this Notice form is to advise you of those rights) 34 CFR 104.32.
2. Your child has the right to an appropriate education designed to meet his/her individual educational needs as adequately as the needs of no disabled students are met. 34 CFR 104.33
3. Your child has the right to free educational services except for those fees that are imposed on nondisabled students or their parents. Insurers and similar third parties are not relieved from an otherwise valid obligation to provide or pay for services provided to a disabled student. 34 CFR 104.33.
4. Your child has a right to placement in the least restrictive environment. 34 CFR 104.34.
5. Your child has a right to facilities, services, and activities that are comparable to those provided for nondisabled students. 34 CFR 104.34.
6. Your child has a right to an evaluation prior to an initial Section 504 placement and any subsequent significant change in placement. 34 CFR 104.35.
7. Testing and other evaluation procedures must conform with the requirements of 34 CFR 104.35 as to validation, administration, areas of evaluation, etc., The district shall consider information from a variety of sources, including aptitude and achievement tests, teacher recommendations, physical condition, social and cultural background, adaptive behavior, physical or medical reports, student grades, progress

TOKAY ELEMENTARY SCHOOL

reports, parent observations, anecdotal reports, and MAPS/CAASPP scores. 34 CFR 104.35.
Section 504 21/22

8. Placement decisions must be made by a group of persons (i.e., the Section 504 Committee), including persons knowledgeable about your child, the meaning of the evaluation data, the placement options, and the legal requirements for least restrictive environment and comparable facilities. 34 CFR 104.35.

9. If eligible under Section 504, your child has a right to periodic reevaluations, generally every three years. 34 CFR 104.35.

10. You have the right to notice prior to any action by the district regarding the identification, evaluation, or placement of your child. 34 CFR 104.36.

11. You have the right to examine relevant records. 34 CFR 104.36.

12. You have the right to an impartial hearing with respect to the district's actions regarding your child's identification, evaluation, or educational placement, with opportunity for parental participation in the hearing and representation by an attorney. 34 CFR 104.36.

13. If you wish to challenge the actions of the district's Section 504 Committee regarding your child's identification, evaluation, or educational placement, you should file a written Notice of Appeal with the district's Section 504 Coordinator (Coordinator of Alternative Education, 9680 Citrus Avenue, Building B, Fontana, CA (909) 357-5000 Ext. 29077) within ten (10) calendar days from the time you received written notice of the Section 504 Committee's action(s). A hearing will be scheduled before an impartial hearing officer and you will be notified in writing of the date, time, and place for the hearing.

14. If you disagree with the decision of the impartial hearing officer, you have a right to a review of that decision by a court of competent jurisdiction. 34 CFR 104.36.

15. On Section 504 matters other than your child's identification, evaluation, and placement, you have a right to file a complaint with the district's Section 504 Coordinator (or designee), who will investigate the allegations to the extent warranted by the nature of the complaint to reach a prompt and equitable resolution.

16. You also have a right to file a complaint with the Office of Civil Rights. The address of the

Regional Office which covers California is:
United States Department of Education
Office for Civil Rights, Region IX Old Federal Building
50 United Nations Plaza, Room 239 San Francisco, California 94102

Fontana Unified School District

Student Acceptable Use and One to One Laptop Distribution Agreement

Providing and issuing a laptop to the students of the Fontana Unified School District is an essential goal of our district's "One to One Initiative". The student will use the device every day to support and guide his or her learning. Certain guidelines are necessary to protect the device and the District's network. These guidelines are also in place to ensure that the technology serves as an effective instructional tool.

STUDENT/PARENT RESPONSIBILITY

- It is the district's hope that the students/parents see this One to One Initiative as a privilege, not a right, and that by having access to the technology they are able to see firsthand how this opportunity could improve their child's educational experience.
- Student will use the laptop responsibly and solely for educational purposes. The laptop is being provided to expand the student's learning opportunity. The laptops are the property of the Fontana Unified School District unless otherwise notified.
- Any activity on the laptop that is in contrast to the district's Student Acceptable Use Agreement may result in the student losing his/her right to use the laptop and have all network privileges revoked. Anything pertaining to illegal activities is strictly forbidden.
- Student may not install or use any software other than software owned by and/or approved by the school and/or district. No attempts should be made to modify or reconfigure the software image or configuration of the laptop. In accordance with federal regulations, the student's internet activity will be filtered to restrict access to controversial or inappropriate material.
- Student may not deface or destroy this property in any way. Identification and inventory labels/tags have been placed on the laptop. These labels/tags should not be removed or modified.
- Each student will be responsible for the laptop and accessories that they have been assigned. Laptop and accessories will be returned to the school when requested, with the withdrawal from course or the school, or upon completion of the device lifecycle.
- If the laptop and/or accessories are damaged or become inoperable the student/parent may be responsible to pay up to \$50 per incident toward the replacement/repair cost of the laptop or accessories.
- If the laptop and/or accessories are lost, missing, or not returned then the replacement fee for the first incident is up to \$50. If a second laptop or accessory is lost or missing it will be charged at the full replacement cost to the district.
- Laptops that are not returned when a student leaves, transfers, or withdraws from school will be considered stolen.

ACKNOWLEDGEMENT OF RESPONSIBILITY

- The school and district are not responsible for any damage caused by the use of this laptop to the student's school files, home network, or any peripheral devices.
- Education Code 48904 allows the district to obtain reimbursement from, or on behalf of, students for any damage to, loss of or failure to return school property. Student acknowledges their responsibility to protect and safeguard the laptop and to return it in the same good condition as it was received within reason.
- I acknowledge that I am financially responsible for the laptop that has been issued to me/my student.
- I understand the district has taken precautions to restrict access to controversial or inappropriate materials and that it is my responsibility to inform the Principal if my student accesses such material. I will not hold the district responsible for such materials acquired by my student at school or at home.

D-76, Eng., Rev 02/22

Policy 5145.7: Sexual Harassment

Status: ADOPTED

Original Adopted Date: 05/19/1993 | **Last Revised Date:** 10/21/2020 | **Last Reviewed Date:** 10/21/2020

The Governing Board is committed to maintaining a safe school environment that is free from harassment and discrimination. The Board prohibits, at school or at school-sponsored or school-related activities, sexual harassment targeted at any student by anyone. The Board also prohibits retaliatory behavior or action against any person who reports, files a complaint or testifies about, or otherwise supports a complainant in alleging sexual harassment.

The district strongly encourages students who feel that they are being or have been sexually harassed on school grounds or at a school-sponsored or school-related activity by another student or an adult, or who have experienced off-campus sexual harassment that has a continuing effect on campus, to immediately contact their teacher, the principal, the district's Title IX Coordinator, or any other available school employee. Any employee who receives a report or observes an incident of sexual harassment shall notify the Title IX Coordinator.

Once notified, the Title IX Coordinator shall ensure the complaint is addressed through Title IX complaint procedures or uniform complaint procedures, as applicable, and shall offer supportive measures to the complainant.

The Superintendent or designee shall inform students and parents/guardians of the district's sexual harassment policy by disseminating it through parent/guardian notifications, publishing it on the district's web site, and including it in student and staff handbooks. All district staff shall be trained regarding the policy.

Instruction/Information

The Superintendent or designee shall ensure that all district students receive age-appropriate information on sexual harassment. Such instruction and information shall include:

1. What acts and behavior constitute sexual harassment, including the fact that sexual harassment could occur between people of the same sex and could involve sexual violence
2. A clear message that students do not have to endure sexual harassment under any circumstance
3. Encouragement to report observed instances of sexual harassment even when the alleged victim of the harassment has not complained
4. A clear message that student safety is the district's primary concern, and that any separate rule violation involving an alleged victim or any other person reporting a sexual harassment incident will be addressed separately and will not affect the manner in which the sexual harassment complaint will be received, investigated, or resolved
5. A clear message that, regardless of a complainant's noncompliance with the writing, timeline, or other formal filing requirements, every sexual harassment allegation that involves a student, whether as the complainant, respondent, or victim of the harassment, shall be investigated and action shall be taken to respond to harassment, prevent recurrence, and address any continuing effect on students
6. Information about the district's procedures for investigating complaints and the person(s) to whom a report of sexual harassment should be made
7. Information about the rights of students and parents/guardians to file a civil or criminal complaint, as applicable, including the right to file a civil or criminal complaint while the district investigation of a sexual harassment complaint continues
8. A clear message that, when needed, the district will implement supportive measures to ensure a safe school environment for a student who is the complainant or victim of sexual harassment and/or other students during an investigation

Disciplinary Actions

Upon completion of an investigation of a sexual harassment complaint, any student found to have engaged in sexual harassment or sexual violence in violation of this policy and shall be subject to disciplinary action. For students in grades 4-12, disciplinary action may include suspension and/or expulsion, provided that, in imposing such discipline,

the entire circumstances of the incident(s) shall be taken into account.

Upon investigation of a sexual harassment complaint, any employee found to have engaged in sexual harassment or sexual violence toward any student shall be subject to disciplinary action, up to and including dismissal, in accordance with law and the applicable collective bargaining agreement.

Record-Keeping

In accordance with law, the Superintendent or designee shall maintain a record of all reported cases of sexual harassment to enable the district to monitor, address, and prevent repetitive harassing behavior in district schools.

Board Policy Manual Fontana Unified School District

Regulation 5145.71: Title IX Sexual Harassment Complaint Procedures

Status: ADOPTED

Original Adopted Date: 08/16/2022 | Last Reviewed Date: 08/16/2022

Administrative Regulation Title IX Sexual Harassment Complaint Procedures

AR 5145.71 Students

The complaint procedures described in this administrative regulation shall be used to address any complaint governed by Title IX of the Education Amendments of 1972 alleging that a student, while in an education program or activity in which a district school exercises substantial control over the context and respondent, was subjected to one or more of the following forms of sexual harassment: (34 CFR 106.30, 106.44)

1. A district employee conditioning the provision of a district aid, benefit, or service on the student's participation in unwelcome sexual conduct
2. Unwelcome conduct determined by a reasonable person to be so severe, pervasive, and objectively offensive that it effectively denies a student equal access to the district's education program or activity
3. Sexual assault, dating violence, domestic violence, or stalking as defined in 20 USC 1092 or 34 USC 12291

All other sexual harassment complaints or allegations brought by or on behalf of students shall be investigated and resolved in accordance with BP/AR 1312.3 – Uniform Complaint Procedures. The determination of whether the allegations meet the definition of sexual harassment under Title IX shall be made by the district's Title IX Coordinator.

Because the complainant has a right to pursue a complaint under BP/AR 1312.3 for any allegation that is dismissed or denied under the Title IX complaint procedure, the Title IX Coordinator shall ensure that all requirements and timelines for BP/AR 1312.3 are concurrently met while implementing the Title IX procedure.

Reporting Allegations/Filing a Formal Complaint

A student who is the alleged victim of sexual harassment or the student's parent/guardian may submit a report of sexual harassment to the district's Title IX Coordinator using the contact information listed in AR 5145.7 – Sexual Harassment or to any other available school employee, who shall forward the report to the Title IX Coordinator within one day of receiving the report.

Upon receiving such a report, the Title IX Coordinator shall inform the complainant of the right to file a formal complaint and the process for filing a formal complaint. (34 CFR 106.44)

For further information on filing a complaint please go to www.fusd.net AR 5145.71



FONTANA UNIFIED SCHOOL DISTRICT

Legal Notice for Pupils and Parents/Guardians

Bullying and Harassment



The Fontana Unified School District prohibits discrimination, harassment, intimidation, and bullying based on the actual or perceived characteristics of a person's disability, gender, gender identity, gender expression, nationality, race or ethnicity, religion, sexual orientation, or association with a person or group with one or more of these actual or perceived characteristics. This policy applies to all acts related to school activity or school attendance occurring within a District school.

Bullying is defined as any **severe or pervasive** physical or verbal act or conduct, including communications made in writing or by means of an electronic act, and including one or more acts committed by a pupil or group of pupils directed toward one or more pupils that has or can be reasonably predicted to have the effect of causing a reasonable pupil to experience a substantially detrimental effect on the pupil's physical or mental health, academic performance, or ability to participate in school activities.

REPORT IT



Any person that has been a victim of, or witnessed bullying or harassment on school grounds, during school activities, or going to and coming from school is highly encouraged to report the incident immediately to an administrator, teacher, or other adult personnel on campus. Students have an option of reporting the incident anonymously through the Bullying/Harassment Complaint form located at the school, or through the We Tip Hotline at 1-855-86-Bully (1-855-862-8559).

INVESTIGATION

The principal or designee shall promptly investigate all complaints of bullying or sexual harassment. The student who filed the complaint shall have an opportunity to describe the incident, present witnesses and other evidence of the bullying or harassment, and put his/her complaint in writing. The school administration shall investigate the accusation and shall determine appropriate action.

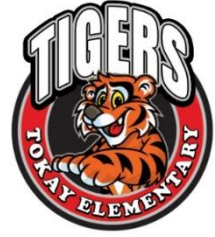


TRANSFER REQUEST

A child that has been reported as the victim of a violent offense or bullying as defined by state law is entitled to transfer to another school within or outside the District, under California Education Code 46600 (b). Placement at a requested school is contingent upon space availability. Transfer requests can be obtained at any school site or the Office of Child Welfare and Attendance located at 9680 Citrus Avenue, Building #B Fontana, CA 92335.

Rev. 11/5/2015

Tokay Tiger Chant



We are the tigers,
the mighty, mighty tigers:

Thinkers
Innovative
Growing
Engaged
Responsible
Successful

ROAR!!!

