

AGENDA FOR THE REGULAR MEETING OF THE
SIERRA COUNTY BOARD OF EDUCATION

July 09, 2019

**Regular Session to be held after Board Organization in the 6:00pm Sierra-Plumas Joint Unified
School District Governing Board meeting**

Sierra County Office of Education, Room 4, 109 Beckwith Rd, Loyalton CA 96118

Videoconferencing will be available at Downieville School, 130 School St, Downieville CA 95936

In the case of a technological difficulty at either school site, videoconferencing will not be available.

Any individual who requires disability-related accommodations or modifications including auxiliary aids and services in order to participate in the Board meeting should contact the Superintendent or designee in writing.

Public inspection of agenda documents that are distributed to the Board less than 72 hours before the meeting, will be made available at the Sierra County Board of Education, 109 Beckwith Road, Room 3, Loyalton, CA, 96118, and posted with the online agenda at

<http://www.sierracountyofficeofeducation.org> (Government Code 54957.5).

A. CALL TO ORDER

Please be advised that this meeting will be recorded.

B. ROLL CALL

C. FLAG SALUTE

D. APPROVAL OF AGENDA

E. BOARD ORGANIZATION

1. The Sierra County Board of Education President will call for the election of the Clerk of the Board

F. INFORMATION/DISCUSSION ITEMS

1. Superintendent's Report
 - a. SARB Annual Report**
 - b. Acceptance of resignation for Veronica Vasquez, Instructional Aide, Loyalton Elementary School, .83 FTE, effective June 30, 2019**
2. Business Report
 - a. Account Object Summary-Balance from 07/01/2018 to 06/30/2019**
 - b. CDE approval of emergency days in 2018-2019**
3. Staff Reports (5 minutes)
4. Board Member Reports (5 minutes)
5. Public Comment – This is an opportunity for members of the public to directly address the governing board on any item of interest that is within the subject matter jurisdiction of the governing board whether or not it is listed on the agenda. Five minutes may be allotted to each speaker and a maximum of twenty minutes to each subject matter. (Education Code 35145.5; Bylaw 9322; Government Code 54954.3)
 - a. Current location
 - b. Videoconference location

G. CONSENT CALENDAR

1. Approval of minutes for the Regular Board Meeting held June 11, 2019**
2. Approval of minutes for the Special Board Meeting held June 18, 2019**
3. Approval of Board Report-Checks Dated 06/01/2019 through 06/30/2019**
4. Approval of Quarterly Report on Williams Uniform Complaints for quarter ending 06/30/2019. It is required per Education Code 35186 section (d) that a school district shall report summarized data on the nature and resolution of all complaints on a quarterly basis to the county superintendent of schools and the governing board of the school district. No complaints regarding textbooks and instructional materials, teacher

vacancy or misassignment or conditions of facilities were filed with Sierra County Office of Education during the quarter ending 06/30/2019.
No complaints during the entire 2018-2019 school year.

H. ACTION ITEMS

1. Old Business
 - a. Update on Solar Project
 - b. Discussion and possible Approval of Agreement for Adult Education to utilize Sierraville School Site, 2020-08C, dated June 25, 2019**
2. New Business
 - a. Discussion of MOU with FirmFoundation for Adult Education services to be established at old Pliocene School site in Fall 2019
PUBLIC HEARING – Collective Bargaining Disclosure Statement
 - b. Public Hearing to receive public comment regarding Collective Bargaining Agreements (Item c)
 - c. Presentation and Approval of the Tentative Collective Bargaining Agreement for Classified Employees, 2018-2019 Negotiations for salary and benefits**
 - d. Completion of Bargaining, Classified Employees, 2018-2019 Negotiations**
 - e. Adoption of Resolution 20-002C, Fund Transfers for 2019-2020 Fiscal Year**
ROLL CALL VOTE
 - f. Authorization to fill Instructional Aide position at Loyalton Elementary school, .83 FTE
 - g. Authorization to fill Instructional Aide position at Downieville School, .58 FTE
 - h. Approval of Assignment of Candy Corcoran, Academic Advisor/Career Tech, Loyalton High School, .9 FTE
 - i. Accept resignation for Merrill M. Grant, Ed. D, Superintendent, Effective June 30, 2019**

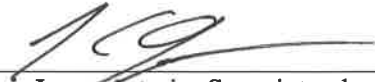
BOARD POLICIES, ADMINISTRATIVE REGULATIONS, EXHIBITS, BOARD BYLAWS

- j. 3510—Green School Operations
 1. Board Policy, *NEW***
- k. 3511—Energy and Water Management
 1. Board Policy, *revisions***
 2. Administrative Regulation, *revisions***
- l. 3514—Environmental Safety
 1. Administrative Regulation, *revisions***
- m. 4119.22~4219.22~4319.22—Dress and Grooming
 1. Board Policy, *revisions***
- n. 5131.2—Bullying
 1. Board Policy, *revisions***
 2. Administrative Regulation, *NEW***
- o. 5132—Dress and Grooming
 1. Board Policy, *revisions***
 2. Administrative Regulation, *revisions***

K. ADVANCED PLANNING

1. Next Regular Board Meeting will be held on August 13, 2019 at Downieville School, 130 School St, Downieville CA 95936, beginning with Closed Session as needed at 5:00pm and the Regular Board Meeting at 6:00pm.
2. Suggested Agenda Items
 - a. _____
 - b. _____

L. ADJOURN



Tom Jones, Interim Superintendent
Secretary to the County Board of Education

- *** prior month handout
- ** enclosed
- * handout

COUNTY/DISTRICT SCHOOL ATTENDANCE REVIEW BOARD (SARB)						
Annual Summary for 2018-19						
Sierra County Office of Education ~ Sierra-Plumas Joint Unified School District						
PO Box 955, Loyalton CA 96118						
Dr. Merrill M. Grant, Chairperson						
CASES REFERRED TO SARB FOR HEARINGS 2018-19						
STUDENT ID NUMBER	GRADE LEVEL	GENDE R	AREA OF CONCERN	DATE	Parent Attendance	Action
11366	7	M	Habitual Truancy & Behavior	10/18/2018	Yes	Set up Directive
11242	1	F	Habitual Truancy	3/21/2019	No	Set up Directive
11260	1	M	Habitual Truancy	3/21/2019	No	Set up Directive
10751	6	M	Habitual Truancy	3/21/2019	No	Set up Directive
11241	1	F	Habitual Truancy	5/16/2019	Hearing Cancelled	Set up Directive
Downieville School: 2 students on Watch List						
Loyalton Elementary School: 11 students on Watch List						
Loyalton High School/Sierra Pass: 11 students on Watch List						

May 31, 2019

To Whom it May Concern:

I am resigning from my aide position(s)/ lunch duty position. I would like to be added to the substitute list for 2019-2020.

Sincerely,

Veronica Vasquez

Veronica Vasquez

RECEIVED

JUN 07 2019

**SCOE
SPJUSD**

Balances through June						Fiscal Year 2018/19
Object	Description	Adopted Budget	Revised Budget	Encumbered	Expenditure	Account Balance
Fund 01 - Gen Fund						
1100	Teachers Salaries	230,761.00	342,924.00		370,395.63	27,471.63-
1115	Certificated Extra Duty		250.00		60.00	190.00
1120	Certificated Substitutes	75,787.00	16,450.00		10,122.50	6,327.50
1200	Certificated Pupil Support Ser	43,846.00	44,724.00		44,922.85	198.85-
1300	Certificated Supervisor Admini	199,167.00	203,969.00		248,296.92	44,327.92-
1310	Teacher in Charge	10,000.00	10,000.00		2,000.00	8,000.00
	Total for Object 1000	559,561.00	618,317.00	.00	675,797.90	57,480.90-
2100	Instructional Aides' Salaries	120,916.00	134,310.00		122,065.16	12,244.84
2115	Classified Extra Duty	588.00	1,061.00		2,693.22	1,632.22-
2120	Classified Substitutes	8,000.00	7,950.00		6,208.41	1,741.59
2200	Classified Support Salaries	28,844.00	16,147.00		20,770.69	4,623.69-
2215	Classified Support Extra Duty		1,000.00		771.78	228.22
2300	Classified Supervisors' Admini	95,174.00	95,011.00		96,741.00	1,730.00-
2400	Clerical Technical Office Staf	144,227.00	147,022.00		136,545.49	10,476.51
2420	Clerical Substitute	250.00	250.00			250.00
2900	Other Classified Salaries	16,448.00	16,608.00		12,912.50	3,695.50
	Total for Object 2000	414,447.00	419,359.00	.00	398,708.25	20,650.75
3101	STRS Certificated Positions	114,331.00	111,928.00		91,953.72	19,974.28
3102	STRS Classified Positions	749.00	961.00		2,000.99	1,039.99-
3201	PERS Certificated Positions				86.69	86.69-
3202	PERS Classified Positions	73,152.00	73,603.00		67,076.80	6,526.20
3301	OASDI Certificated Positions	155.00			135.16	135.16-
3302	OASDI Classified Positions	23,803.00	24,135.00		22,441.46	1,693.54
3311	Medicare Certificated Position	7,488.00	8,536.00		9,367.66	831.66-
3312	Medicare Classified Positions	5,884.00	5,975.00		5,678.40	296.60
3401	Health & Welfare Benefits Cert	111,502.00	129,036.00		111,497.04	17,538.96
3402	Health & Welfare Benefits Clas	124,277.00	113,828.00		111,893.35	1,934.65
3501	SUI Certificated	277.00	310.00		338.63	28.63-
3502	SUI Classified	209.00	209.00		197.17	11.83
3601	Workers' Compensation Certific	19,974.00	16,859.00		18,781.37	1,922.37-
3602	Workers' Compensation Classifi	15,100.00	13,792.00		11,218.48	2,573.52
3902	Golden Handshake-Class				6,834.00	6,834.00-
	Total for Object 3000	496,901.00	499,172.00	.00	459,500.92	39,671.08
4100	Approved Textbooks Core Curric	672.00	892.00			892.00
4200	Library and Reference Material	1,000.00				.00

Balances through June						Fiscal Year 2018/19
Object	Description	Adopted Budget	Revised Budget	Encumbered	Expenditure	Account Balance
Fund 01 - Gen Fund (continued)						
4300	Materials and Supplies	71,970.00	57,113.00	66.50	24,075.04	32,971.46
4320	Custodial Grounds Supplies	600.00	600.00			600.00
4330	Office Supplies	1,000.00	1,000.00		1,002.31	2.31-
4350	Vehicle Upkeep	5,500.00	6,000.00		1,867.78	4,132.22
4400	Noncapitalized Equipment	23,311.00	16,196.00	589.86	6,050.58	9,555.56
Total for Object 4000		104,053.00	81,801.00	656.36	32,995.71	48,148.93
5100	Subagreements for Services	43,000.00	43,000.00		37,040.00	5,960.00
5200	Travel and Conference	44,755.00	43,841.00		41,559.72	2,281.28
5300	Dues and Membership	19,631.00	20,163.00		14,398.41	5,764.59
5400	Insurance	9,600.00	11,000.00		9,434.00	1,566.00
5500	Operation Housekeeping Service	9,200.00	9,200.00		8,066.51	1,133.49
5600	Rentals, Leases, Repairs, Nonc	3,100.00	3,100.00	19.58	1,393.44	1,686.98
5801	Legal Services	20,500.00	30,500.00		12,417.50	18,082.50
5803	Legal Publications	500.00	500.00			500.00
5805	Personnel Expense	793.00	842.00		145.00	697.00
5806	Negotiations	1,000.00	1,000.00			1,000.00
5808	Other Services & Fees	1,500.00	1,500.00		1,448.54	51.46
5810	Contracted Services	457,092.00	406,114.00		319,120.83	86,993.17
5899	SPJUSD to Reimburse				1,792.31	1,792.31-
5900	Communications	5,200.00	10,500.00		9,725.55	774.45
Total for Object 5000		615,871.00	581,260.00	19.58	456,541.81	124,698.61
6170	LAND IMPROVEMENTS	290,000.00	293,000.00		291,968.39	1,031.61
6200	Building and Improvement of Bu	7,664.00	22,664.00			22,664.00
6400	Equipment	20,000.00	20,000.00			20,000.00
Total for Object 6000		317,664.00	335,664.00	.00	291,968.39	43,695.61
7110	County Tuition Inter Dist Agree		5,501.00		22,776.12	17,275.12-
7141	Tuition, excess cost etc betwe	24,428.00	24,428.00			24,428.00
7310	Direct Support/Indirect Costs					.00
Total for Object 7000		24,428.00	29,929.00	.00	22,776.12	7,152.88
Total for Fund 01 and Expense accounts		2,532,925.00	2,565,502.00	675.94	2,338,289.10	226,536.96
Fund 11 - ADULT ED						
1300	Certificated Supervisor Admini		80,950.00		41,710.92	39,239.08
3101	STRS Certificated Positions		13,179.00		6,790.53	6,388.47
3311	Medicare Certificated Position		1,174.00		604.81	569.19

Balances through June						Fiscal Year 2018/19
Object	Description	Adopted Budget	Revised Budget	Encumbered	Expenditure	Account Balance
Fund 11 - ADULT ED (continued)						
3401	Health & Welfare Benefits Cert		17,537.00		5,319.50	12,217.50
3501	SUI Certificated		40.00		20.86	19.14
3601	Workers' Compensation Certific		2,710.00		1,396.31	1,313.69
	Total for Object 3000	.00	34,640.00	.00	14,132.01	20,507.99
4300	Materials and Supplies		5,000.00		1,426.47	3,573.53
4400	Noncapitalized Equipment		2,685.00		7,980.62	5,295.62
	Total for Object 4000	.00	7,685.00	.00	9,407.09	1,722.09
5200	Travel and Conference				12,958.08	12,958.08
5203	MILEAGE				1,263.82	1,263.82
5300	Dues and Membership				160.00	160.00
5810	Contracted Services		45,000.00		21,102.79	23,897.21
	Total for Object 5000	.00	45,000.00	.00	35,484.69	9,515.31
6200	Building and Improvement of Bu				36,590.79	36,590.79
6400	Equipment		30,000.00		7,782.25	22,217.75
	Total for Object 6000	.00	30,000.00	.00	44,373.04	14,373.04
7619	Other Authorized Interfund Tra		1,725.00			1,725.00
	Total for Fund 11 and Expense accounts	.00	200,000.00	.00	145,107.75	54,892.25
Fund 16 - FOREST RES						
7211	Transfers of Pass-through Rev				5,928.44	5,928.44
7619	Other Authorized Interfund Tra	52,121.00	52,121.00		1,046.19	51,074.81
	Total for Fund 16, Expense accounts and Object 7000	52,121.00	52,121.00	.00	6,974.63	45,146.37
	Total for Org 001 - Sierra County Office of Education	2,585,046.00	2,817,623.00	675.94	2,490,371.48	326,575.58



**CALIFORNIA DEPARTMENT
OF EDUCATION**

TONY THURMOND
STATE SUPERINTENDENT OF
PUBLIC INSTRUCTION

1430 N STREET, SACRAMENTO, CA 95814-5901 • 916-319-0800 • WWW.CDE.CA.GOV

June 18, 2019

Merrill Grant, County Superintendent of Schools
Sierra County Office of Education
P.O. Box 955
Loyalton, CA 96118

Dear Superintendent Grant:

Subject: Request for Allowance of Attendance Due to Emergency Conditions
(Fiscal Year 2018–2019), Form J-13A

The California Department of Education (CDE) has approved the request for emergency days at Sierra County Special Education as detailed below.

School Site	Date(s) of School Closure	Days Approved
Sierra County Special Education at Loyalton Elementary	February 15, 2019	1
Sierra County Special Education at Loyalton High	February 15, 2019	1
Sierra County Special Education at Downieville Elementary	February 15 and 26, 2019	2
Sierra County Special Education at Downieville Junior-Senior High	February 15 and 26, 2019	2

These school closure days may be used to meet the instructional time requirements pursuant to California *Education Code* sections 46200.5 and 46201.5.

The attached CDE Summary of Form J-13A Modifications reflects substantive revisions to the Form J-13A submitted by the local educational agency to the CDE. This letter and copy of the original Form J-13A should be used to substantiate compliance with statutory instructional time requirements. A copy of this letter and Form J-13A have been emailed to all contact persons listed on the form. Information on how to report average daily attendance as a result of this approval is available in the Reporting Approvals Section of the Form J-13A Frequently Asked Questions (FAQ) at <https://www.cde.ca.gov/fg/aa/pa/formj13afaq.asp>. Any additional questions not addressed in the FAQs should be emailed to attendanceaccounting@cde.ca.gov.

Sincerely,

Caryn Moore, Director
School Fiscal Services Division

CM:at
Attachment

California Department of Education Summary of Form J-13A Modifications

The following information reflects substantive revisions to the Form J-13A submitted by the local educational agency (LEA) to the California Department of Education (CDE).

J-13A Request Information

LEA:	Sierra County Office of Education
CDS Code:	46-10462
Fiscal Year:	2018–19
Type of J-13A:	Closure
School Site:	Sierra County Special Education
Dates of Emergency:	February 15 and 26, 2019

The CDE received the following revised information from Kristie Jacobsen at the Sierra County Office of Education:

Form J-13A Section	Summary of Modifications
Section B: School Closure, Part II, Column A	The School Name is Sierra County Special Education.
Section B: School Closure, Part II, Column B	The School Code is 6077267.

MINUTES FOR THE REGULAR MEETING OF THE
SIERRA COUNTY BOARD OF EDUCATION

June 11, 2019

Downieville School, 130 School St, Downieville CA 95936

~~Videoconferenced to Sierra County Office of Education, 109 Beckwith Rd., Loyalton, CA 96118 – not available~~
6:00pm Regular Session

A. CALL TO ORDER

President PATTY HALL called the meeting to order at 6:09pm.

B. ROLL CALL

PRESENT: Patty Hall, President
Allen Wright, Vice President
Andy Genasci, Clerk – *resigned and left during SPJUSD meeting at 7:11pm*
Mike Moore, Member
Jenny Gant, Member

ABSENT: None

C. FLAG SALUTE

D. APPROVAL OF AGENDA

MOORE/GANT
5/0

E. INFORMATION/DISCUSSION ITEMS

1. Correspondence

- a. California Department of Education, Letter of Positive Certification of 2018-2019 Second Interim Reports

2. Superintendent's Report

- a. California State Budget May Revise
GRANT: More money infusion in K-12, but not a huge impact to our budget.
- b. Professional Services Agreement with Jane Lee for 2019-2020—*Downieville Counseling Services*
- c. Professional Services Agreement with Mary Lowe for 2019-2020—*Loyalton Counseling Services*
- d. Professional Services Agreement with Leslie Marsden for 2019-2020—*Occupational Therapy Services*
- e. Extended School Year, Special Education
GRANT: Starts one week after school is out. New teacher, Jason Prakash, starting with this program.
- f. Acceptance of resignation for Brittany Lane, Special Education Aide, Loyalton Elementary School, .9 FTE, Effective June 30, 2019

3. Business Report

- a. Account Object Summary-Balance from 07/01/2018 to 05/31/2019

4. Staff Reports

- a. *None due to technical problems – videoconferencing not available*

5. Board Member Reports

- a. *None*

6. Public Comment
 - a. Current location – *none*
 - b. Videoconference location – ***not available***

F. CONSENT CALENDAR

1. Approval of minutes for the Regular Board Meeting held May 14, 2019
2. Approval of Board Report-Checks Dated 05/01/2019 through 05/31/2019
3. Approval of Consolidated Application for 2019-2020
4. Authorization for Superintendent to enter into agreement with the County of Sierra for the 2019-2020 Fiscal Year for Friday Night Live services, Agreement 2020-06C
5. Approval of assignment of 2019-2020 Extra Duty Athletic Coaches
Remove John Smith as Athletic Director in Downieville – re-slate for July
6. Approval of assignment of 2019-2020 Extra Duty Non-Athletic positions
MOORE moved to approve Consent Calendar with modification to item 5. Second by GANT.
5/0

G. ACTION ITEMS

1. New Business

PUBLIC HEARING – SELPA

- a. Public Hearing *opened at 6:15pm* to receive public comment on the California Department of Education Certification of the 2019-2020 Sierra County SELPA Annual Service and Budget Plan (Item b) *and closed at 6:15pm with no public comment (tech problems – no videoconference available).*
- b. Approval of the Sierra County SELPA Annual Service and Budget Plan
WRIGHT/MOORE
5/0

PUBLIC HEARING – LCAP

- c. Public Hearing *opened at 6:17pm* to receive public comment on the Proposed 2019-20 Local Control and Accountability Plan (Item d) *and closed at 6:18pm with no public comment.*
- d. Adoption of the 2019-2020 Local Control and Accountability Plan (backup available by email and online at www.sierracountyofficeofeducation.org)
MOORE/GANT
5/0
- e. Adoption of the 2019-2020 Budget and the Criteria & Standards Report
WRIGHT/GENASCI
5/0
- f. Discussion and possible approval of authorization for Superintendent to enter into agreement with Craig McHenry for lease at 604 Main Street in Loyalton for Adult Education, June 12, 2019-June 12, 2029, Agreement 2020-07C
GRANT: Wanted to get this in front of the Board even with it being a last-minute item when the agendas went out just to bring it to your attention. This is for Adult Education trying to establish a site for operating programs since adding a portable to the LHS site is no longer an option, denied by DSA.
WRIGHT: Cautious to use public funds to improve a private commercial property.
HALL: Would like to see other rental rates in Loyalton area.
GENASCI: Echo concern using public funds on improving private property.
MOORE: Requesting more info before entering into this agreement tonight.
~Table to next meeting~

BOARD POLICIES, ADMINISTRATIVE REGULATIONS, EXHIBITS, BOARD BYLAWS

- g. 0420.4—Charter School Authorization
 - 1. Board Policy, *revisions or DELETE*
 - 2. Administrative Regulation, *revisions or DELETE*
- h. 7160—Charter School Facilities
 - 1. Administrative Regulation, *DELETE*
- i. 1312.1—Complaints Concerning District Employees
 - 1. Board Policy, *revisions*
 - 2. Administrative Regulation, *revisions*
- j. 3250—Transportation Fees
 - 1. Board Policy, *revisions*
 - 2. Administrative Regulation, *revisions*
- k. 3540—Transportation
 - 1. Board Policy, *revisions*
 - 2. Administrative Regulation, *revisions*
- l. 6142.1—Sexual Health and HIV/AIDS Prevention Instruction
 - 1. Board Policy, *revisions*
 - 2. Administrative Regulation, *revisions*
- m. 6142.6—Visual and Performing Arts Education
 - 1. Board Policy, *NEW*
- n. 6146.1—High School Graduation Requirements
 - 1. Board Policy, *revisions*
- o. 6145—Extracurricular and Cocurricular Activities
 - 1. Board Policy, *annual review – no changes per Administrators*
 - 2. Administrative Regulation, *annual review – no changes per Administrators*
- p. 5116.1—Intradistrict Open Enrollment
 - 1. Board Policy, *annual review – no changes per Administrators*
 - 2. Administrative Regulation, *annual review – no changes per Administrators*
 - 3. Exhibit, *annual review – no changes per Administrators*

MOORE moved to approve all revisions g-p, keep h. Second by WRIGHT.

5/0

H. ADVANCED PLANNING

- 1. Next Regular Board Meeting will be held on July 09, 2019 at Sierra County Office of Education, 109 Beckwith Rd., Loyalton, CA 96118 beginning with Closed Session, as needed, at 5:00pm and the Regular Board Meeting at 6:00pm.

GRANT: May have a Special Meeting later this month before July meeting.

- 2. Suggested Agenda Items
 - a. *Athletic Director slot in Downieville open*
 - b. *McHenry contract*

I. ADJOURN at 6:33pm

MOORE/WRIGHT

5/0

Andy J. Genasei, Clerk
Allen Wright, VP

Tom Jones, Interim Superintendent

MINUTES FOR THE *SPECIAL MEETING* OF THE
SIERRA COUNTY BOARD OF EDUCATION

June 18, 2019

Sierra County Office of Education, 109 Beckwith Rd., Loyalton, CA 96118

Videoconferenced to Downieville School, 130 School St, Downieville CA 95936

11:00am Regular Session

A. CALL TO ORDER

President PATTY HALL called the meeting to order at *11:03am*.

B. ROLL CALL

PRESENT: Patty Hall, President
Allen Wright, Vice President
Mike Moore, Member
Jenny Gant, Member

ABSENT: None

VACANT: Area 4, NW & NE Loyalton

C. APPROVAL OF AGENDA

MOORE/WRIGHT

4/0

D. PUBLIC COMMENT

1. Current location – *none*
2. Videoconference location – *none*

E. ACTION ITEMS

1. New Business
 - a. Discussion and possible approval of Prop 39 Solar Project
MOORE motioned to approve project. Second by WRIGHT.
4/0
 - b. Discussion of entering into agreement for Adult Education to utilize Sierraville School site
MOORE motioned to enter into an agreement for the Adult Education program to utilize the Sierraville School site. Second by GANT.
4/0

F. ADVANCED PLANNING

1. Next Regular Board Meeting will be held on July 09, 2019 at Sierra County Office of Education, 109 Beckwith Rd, Loyalton CA 96118, beginning with Closed Session as needed at 5:00pm and the Regular Board Meeting at 6:00pm.
2. Suggested Agenda Items
 - a. *Update on Solar Project*
 - b. *Agreement with Adult Education to utilize Sierraville School Site*

G. ADJOURN at *11:15am*

WRIGHT/GANT

4/0

Allen Wright, VP

Tom Jones, Interim Superintendent

Checks Dated 06/01/2019 through 06/30/2019

Check Number	Check Date	Pay to the Order of	Fund-Object	Comment	Expensed Amount	Check Amount
00015292	06/11/2019	CIT	01-5900	PHONE SYSTEM/MAINTENANCE		773.08
00015293	06/11/2019	HEIDI BETHKE	01-4300	PARENT NIGHT SUPPLIES	89.50	
			01-5200	MILEAGE	56.84	
				PER DIEM	57.00	203.34
00015294	06/11/2019	ROBERT FERGUSON JR.	01-5810	CONSULTANT FEE		2,251.72
00015295	06/11/2019	MERRILL GRANT	01-5200	TRAVEL	747.55	
			11-5200	TRAVEL	945.99	1,693.54
00015296	06/11/2019	NONA GRIESERT	01-5200	MILEAGE	45.39	
			01-5899	MILEAGE	136.15	181.54
00015297	06/11/2019	JANIS HARDEMAN	01-5810	NURSE SERVICES		1,150.00
00015298	06/11/2019	WENDY JACKSON	11-5200	PER DIEM/AIRLINE	471.00	
			11-5203	MILEAGE	369.46	840.46
00015299	06/11/2019	FRANK J. LANG	11-5810	COURSE INSTRUCTION		4,550.00
00015300	06/11/2019	JANE V. LEE, M.A., LMFT	01-5810	COUNSELING SERVICES		1,920.00
00015301	06/11/2019	LES SCHAWB	01-4350	VEHICLE SERVICE	57.94	
			01-5600	VEHICLE SERVICE	28.96	
			01-5899	VEHICLE SERVICE	28.96	115.86
00015302	06/11/2019	LIBERTY UTILITIES CPEC	01-5500	ELECTRICAL SERVICE		132.42
00015303	06/11/2019	MARY LOWE	01-5810	COUNSELING SERVICES		3,880.00
00015304	06/11/2019	MACLEOD WATTS, INC	01-5810	GASB 75/VALUATION		5,500.00
00015305	06/11/2019	BARBARA MCKURTIS	01-5100	CONTRACTED CONSULTANT AGREEMENT		6,580.00
00015306	06/11/2019	NEVADA COUNTY SUPT OF SCHOOLS ACCOUNTS RECEIVABLE	01-5200	EXCESS TRANSPORT APR	720.96	
			01-7110	CLASS BILLBACK	19,657.12	20,378.08
00015307	06/11/2019	SIERRA COUNTY OFFICE OF EDUCATION	01-5808	BANK SERVICE FEES		30.00
00015308	06/11/2019	SIERRA VALLEY HOME CENTER	01-4300	SHOP SUPPLIES		491.22
00015309	06/11/2019	TRI COUNTY SCHOOLS INSURANCE GROUP	01-3902	JUN 19 HEALTH INSURANCE	1,314.00	
			01-9535	JUN 19 HEALTH INSURANCE	2,159.00	
			76-9576	JUN 19 HEALTH INSURANCE	19,563.80	23,036.80
00015310	06/11/2019	VOYAGER	01-4350	FUEL EXPENSE	495.27	
			01-5200	FUEL EXPENSE	38.49	
			01-5899	FUEL EXPENSE	50.22	
			11-5200	FUEL EXPENSE	108.00	691.98
00015311	06/11/2019	WPS	01-4300	PARENT/TEACHER FORMS		195.84
00015312	06/11/2019	ALLEN WRIGHT	01-5200	PER DIEM		21.75
00015313	06/28/2019	CDE CASHIER'S OFFICE	01-5810	UNSPENT FUNDS		11,957.65
00015314	06/28/2019	STATE OF CALIFORNIA DEPARTMENT OF JUSTICE	01-5805	EMPLOYMENT FINGERPRINTING		49.00

The preceding Checks have been issued in accordance with the District's Policy and authorization of the Board of Trustees. It is recommended that the preceding Checks be approved.

ESCAPE ONLINE

Checks Dated 06/01/2019 through 06/30/2019

Check Number	Check Date	Pay to the Order of	Fund-Object	Comment	Expensed Amount	Check Amount
00015315	06/28/2019	EASY WAY SAFETY SERVICES, INC.	01-4300	SAFETY HARNESS 2ND VEHICLE	258.95	
				Unpaid Sales Tax	15.95-	243.00
00015316	06/28/2019	JENNIFER GANT	01-5200	PER DIEM		92.80
00015317	06/28/2019	WENDY JACKSON	11-5200	PER DIEM/AIRLINE		166.09
00015318	06/28/2019	JANE V. LEE, M.A., LMFT	01-5810	COUNSELING SERVICES		960.00
00015319	06/28/2019	MARY LOWE	01-5810	COUNSELING SERVICES		2,560.00
00015320	06/28/2019	LESLIE MARSDEN, MOT, OTR/L	01-5810	OCCUPATIONAL THERAPY SERVICES		3,833.00
00015321	06/28/2019	MIKE MOORE	01-5200	PER DIEM		29.00
00015322	06/28/2019	NEVADA COUNTY SUPT OF SCHOOLS ACCOUNTS RECEIVABLE	01-5200	EXCESS TRANSPORT MAY/JUNE		1,284.29
00015323	06/28/2019	OFFICE DEPOT	11-4300	SUPPLIES		27.01
00015324	06/28/2019	PETERSON CONSTRUCTION	11-6200	BUILDING PAD/SIDEWALK		2,020.00
00015325	06/28/2019	ADRIANA PETRO	01-5200	MILEAGE		318.30
00015326	06/28/2019	MIRANDA PRAKASH	01-4300	SNACKS/SUPPLIES FOR EXTENDED YEAR		76.15
00015327	06/28/2019	RAY MORGAN COMPANY	01-5600	COPIER MAINT.		22.33
00015328	06/28/2019	RON DRILLER	11-5810	COPIES FOR DSA		203.36
00015329	06/28/2019	SCHOOL SERV OF CALIFORNIA INC.	01-5200	WORKSHOP REGISTRATIONS	50.00	
			01-5899	WORKSHOP REGISTRATIONS	150.00	200.00
00015330	06/28/2019	MADERA SCHWARY	01-5200	MILEAGE		501.12
00015331	06/28/2019	U.S. BANK	01-4300	CLASS SUPPLIES	124.98	
				CLASSROOM SUPPLIES	144.57	
				INK CARTRIDGE	46.77	
				INSTRUCTIONAL SUPPLIES	62.64	
				LIFE SKILLS SUPPLIES	36.70	
				LUMBER	536.90	
				SHOP SUPPLIES	152.70	
			01-5200	HOTEL ACCOMODATIONS	110.32	
				SUPT. TRAVEL EXPENSES	1,250.77	
			01-5899	SUPT. TRAVEL EXPENSES	351.51	
			11-4300	CHARGE CABINET	165.55	
				TONER	160.84	3,144.25
00015332	06/28/2019	ALLEN WRIGHT	01-5200	PER DIEM		29.00
Total Number of Checks					41	102,333.98

The preceding Checks have been issued in accordance with the District's Policy and authorization of the Board of Trustees. It is recommended that the preceding Checks be approved.

ESCAPE ONLINE

Checks Dated 06/01/2019 through 06/30/2019

Check Number	Check Date	Pay to the Order of	Fund-Object	Comment	Expensed Amount	Check Amount
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Fund Summary

<u>Fund</u>	<u>Description</u>	<u>Check Count</u>	<u>Expensed Amount</u>
01	County School Service Fund	35	73,598.83
11	ADULT EDUCATION	9	9,187.30
76	Payroll Clearing	1	19,563.80
Total Number of Checks		41	102,349.93
Less Unpaid Sales Tax Liability			15.95
Net (Check Amount)			102,333.98

The preceding Checks have been issued in accordance with the District's Policy and authorization of the Board of Trustees. It is recommended that the preceding Checks be approved.

ESCAPE ONLINE

**SIERRA COUNTY OFFICE OF EDUCATION
SIERRA-PLUMAS JOINT UNIFIED SCHOOL DISTRICT**

P. O. Box 955
109 Beckwith Road
Loyalton, California

Merrill M. Grant, Ed.D.
Superintendent

Phone: (530) 993-1660
FAX: (530) 993-0828
Email: mgrant@spjUSD.org

2020-08C

June 25, 2019

Sierra County
100 Courthouse Square
PO Drawer D
Downieville CA 95936

To whom it may concern:

The Sierra County Office of Education and Sierra-Plumas Joint Unified School District authorize Wendy Jackson, Adult Education Coordinator, to use the Sierraville School Site located at 305 South Lincoln St, Sierraville CA to conduct Adult Education programs at a rate of \$600 per month in rent to be paid to Sierra County to cover the cost of utilities and custodial services.

Please contact the COE/District Office with any questions at 530-993-1660.

Thank you,



Dr. Merrill M. Grant,
SCOE & SPJUSD Superintendent



Mike Moore,
SPJUSD Board President

SIERRA COUNTY SUPERINTENDENT OF SCHOOLS
SIERRA COUNTY BOARD OF EDUCATION AND
SIERRA-PLUMAS JOINT UNIFIED SCHOOL DISTRICT GOVERNING BOARD
TENTATIVE AGREEMENT

SIERRA-PLUMAS CLASSIFIED EMPLOYEES (S-PCEA)
2018-2019 SALARY AND BENEFITS

Article 19, Wages

Proposed: Proposed: The Sierra County Office of Education and Sierra-Plumas Joint Unified School District Classified Employees propose a 2% salary schedule increase on the 2018-2019 salary schedule retroactive to July 1, 2018. Additionally, Employees propose a 2.5% salary schedule increase effective July 1, 2019, and to add an additional column L (30 Years) to be effective July 1, 2019

Response: **The Sierra County Superintendent and Sierra-Plumas Joint Unified School District Employers agree to a 2% salary schedule increase retroactive to July 1, 2018, for all employees in active work status. Additionally, Employers agree to a 2.5% salary schedule increase effective July 1, 2019, and to add an additional column L (30 Years) to be effective July 1, 2019**

Employee Response: **Sierra-Plumas Classified Employees accept the proposed 2% salary schedule increase, retroactive to July 1, 2018 AND a 2.5% salary schedule increase effective July 1, 2019, and to add an additional column L (30 Years) to be effective July 1, 2019**

The Employers propose that in mutual agreement with Sierra County Superintendent, Sierra County Board of Education, and Sierra-Plumas Joint Unified School District Classified Employees, to close 2018-2019 school year negotiations through June 30, 2019. Nothing shall preclude the parties from meeting and conferring by mutual consent

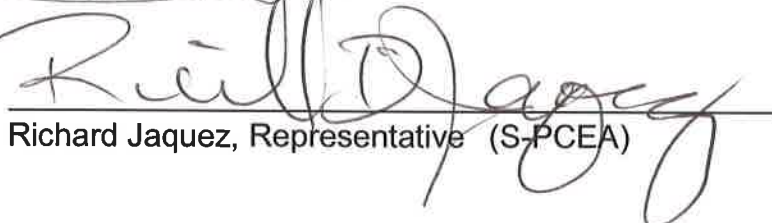
Accepted and Ratified for Classified Employees (S-PCEA)



Stacey Hood, Representative (S-PCEA)

7/2/19

Date

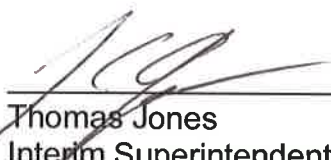


Richard Jaquez, Representative (S-PCEA)

7/2/19

Date

Accepted and Ratified for the Employer



Thomas Jones
Interim Superintendent, Sierra County Office of Education
Interim Superintendent, Sierra-Plumas Joint Unified School District

Date

7/2/19

Date

SIERRA COUNTY SUPERINTENDENT OF SCHOOLS
SIERRA COUNTY BOARD OF EDUCATION AND
SIERRA-PLUMAS JOINT UNIFIED SCHOOL DISTRICT GOVERNING BOARD

COMPLETION OF BARGAINING

SIERRA-PLUMAS JOINT UNIFIED SCHOOL DISTRICT AND
SIERRA COUNTY OFFICE OF EDUCATION

SIERRA-PLUMAS CLASSIFIED EMPLOYEES (S-PCEA)
FOR 2018-2019 SALARY AND BENEFITS

By mutual agreement with Sierra-Plumas Classified Employees Association and Sierra County Superintendent of Schools, Sierra County Board of Education, and Sierra-Plumas Joint Unified School District Governing Board, this Agreement shall conclude 2018-2019 school year negotiations through June 30, 2019.

The SIERRA-PLUMAS CLASSIFIED EMPLOYEES voluntarily accept and ratify the Tentative Agreement for the 2018-2019 school year.

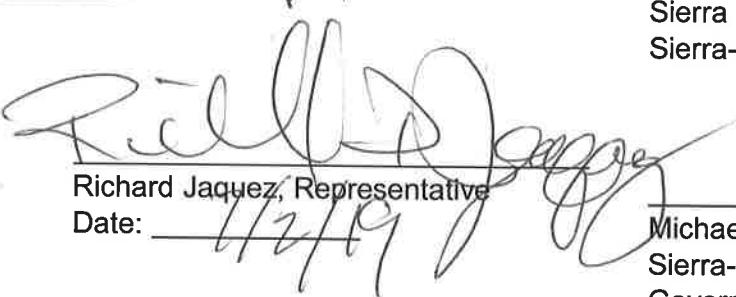
Accepted and Ratified
For the S-PCEA Employees:

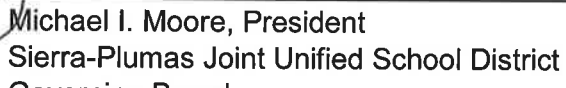
Accepted and Adopted
For the Employer(s):


Stacey Hood, Representative
Date: 7/2/19


Tom Jones
Interim Superintendent
Sierra County Office of Education
Sierra-Plumas Joint Unified School District

7/2/19
Date


Richard Jaquez, Representative
Date: 7/2/19


Michael I. Moore, President
Sierra-Plumas Joint Unified School District
Governing Board

Date

Date presented to the Governing Board: _____

Date adopted by the Governing Board: _____

Doc:2018-19 Negotiations/Completion of Bargaining 2018-2019 Classified
Doc: S-PCEA/2018-2019 Negotiations/Completion of Bargaining

**BEFORE THE BOARD OF TRUSTEES OF THE
SIERRA COUNTY OFFICE OF EDUCATION
CALIFORNIA**

RESOLUTION 20-002C

FUND TRANSFERS for 2019-2020 FISCAL YEAR

The Board of Trustees of the SIERRA COUNTY OFFICE OF EDUCATION hereby authorizes the Superintendent and Business Manager to:

1. Make transfers between expenditure classification and/or transfers between funds of the budget deemed necessary to permit the payment of obligations of the District incurred during the 2019-2020 fiscal year.
2. Appropriate unbudgeted income, if necessary, in accordance with Education Code 42602.
3. Make necessary inter-budget transfers and revisions.

The foregoing Resolution was passed and adopted by the Board of Trustees of the SIERRA COUNTY OFFICE OF EDUCATION on the 9th day of July 2019, by the following vote:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____

Allen Wright, VP of the Governing Board

June 30, 2019

Dear Sierra-Plumas Joint Unified School District and Sierra County Office of Education Board of Education,

It is with bittersweet emotion that I announce my resignation from the position of superintendent for both the Sierra-Plumas Joint Unified School District and the Sierra County Office of Education effective midnight, Sunday, June 30.

The past six years have been most rewarding for me and I wish to thank the board for hiring me and working together for the betterment of Sierra County schools. We have made a difference and the District is in good shape moving forward.

Best of luck to Sierra County schools and thank you once again for the opportunity to lead.

Sincerely,

A handwritten signature in cursive script, appearing to read "Merrill M. Grant".

Dr. Merrill M. Grant

CSBA POLICY GUIDE SHEET – July 2019

BP 3510 - Green School Operations

(BP revised)

Policy expands best practices for environmental accountability in district programs and operations, including involvement of staff at all levels, use of least toxic pest management practices, compliance with green building standards in any new construction, acquisition of reduced or zero emission school buses, limitation of unnecessary idling of school buses or personal vehicles, implementation of green practices in the district's food services program, and use of green school activities as tools for student learning.

BP/AR 3511 - Energy and Water Management

(BP/AR revised)

Policy and regulation updated to reflect recommendations in **NEW STATE GUIDANCE** from CDE, the Division of the State Architect in the Department of General Services, and the State Water Resources Control Board. Policy also deletes green school strategies duplicated in other policies, and adds coordination with local and regional entities to share expertise and resources. Section on "Storm Water Management" deletes specific requirements for "nontraditional MS4 entities" that are subject to the General Permit for Storm Water Discharges to Small Municipal Separate Storm Sewer Systems, and clarifies that districts may also be subject to the Construction General Permit and the National Pollutant Discharge Elimination System General Permit for Storm Water Discharges Associated with Industrial Activities. Section on "Emergency Interruption of Services" contains material formerly in AR. Regulation expands components of the district's resource management program to include strategies related to outdoor spaces, drought-tolerant habitats, and equipment maintenance and repair. Regulation also adds new section on "Storm Water Management" with examples of best practices and adds new material related to the emergency interruption of services.

AR 3514 - Environmental Safety

(AR revised)

Regulation updated to reflect **NEW LAW (AB 2453, 2018)** which (1) authorizes state facilities modernization grants to be used to update air filtration systems and (2) authorizes districts and schools in communities with a high cumulative exposure to toxic air contaminants to work with air districts and to be eligible for a grant to implement air quality mitigation efforts. Regulation also reflects the July 1, 2019 deadline for completing testing for lead in the drinking water of any school constructed before January 1, 2010, and **NEW LAW (AB 2370, 2018)** which requires a licensed child care center that is located in a building constructed before January 1, 2010 to have its drinking water tested for lead contamination.

BP 4119.22/4219.22/4319.22 - Dress and Grooming

(BP revised)

Policy updated to reflect laws which allow employees to appear and dress in a manner consistent with their gender identity, gender expression, or religious creed. Policy also adds material regarding the communication of the district's dress and grooming policy to employees.

BP 5131.2 - Bullying

(BP revised; AR added)

Policy updated and regulation added to reflect **NEW LAW (AB 2291, 2018)** which mandates districts to adopt, on or before December 31, 2019, procedures for preventing acts of bullying, including cyberbullying. Regulation includes material formerly in BP re: bullying prevention measures, staff development, student instruction, reporting, and corrective actions. Regulation also adds definition of bullying and examples of behaviors that may constitute bullying and cyberbullying, and reflects CDE's online training module on bullying developed pursuant to AB 2291.

BP/AR 5132 - Dress and Grooming

(BP/AR revised)

Policy updated to address communication of the dress code to students and staff; grant enforcement authority to the principal or designee; prohibit discriminatory enforcement of the dress code, including, but not limited to, discrimination based on gender identity, gender expression, or religious or cultural observance; and address disciplinary action for repeated violations or refusal to comply with the dress code. Policy also provides that the determination of specific items of clothing defined as gang apparel shall be free from bias based on race, ethnicity, national origin, immigration status, or other protected characteristics. Regulation updated to provide general, gender-neutral guidelines for the dress code that may be revised to reflect district practice; add circumstances under which the dress code should be modified for classes, activities, or individual students; and call for collaboration with law enforcement agencies to update definitions of gang-related apparel.

Sierra County/Sierra-Plumas Joint USD

Board Policy

Business and Noninstructional Operations

BP 3510

GREEN SCHOOL OPERATIONS

Note: The following optional policy may be revised to reflect district practice. When developing policy on "green" school operations, districts may want to review other related policies and administrative regulations to ensure consistency (e.g., BP/AR 3511 - Energy and Water Management, BP/AR 3511.1 - Integrated Waste Management, BP/AR 3514 - Environmental Safety, BP/AR 3514.1 - Hazardous Substances, AR 3514.2 - Integrated Pest Management, BP 6142.5 - Environmental Education, and BP/AR 7150 - Site Selection and Development).

The Governing Board believes everyone has a responsibility to be a steward of the environment and desires to integrate environmental accountability into all district programs and operations. The Superintendent or designee shall develop strategies to promote district use of "green" school principles and practices in order to conserve natural resources, reduce the impact of district operations on the environment, and protect the health of students, staff, and the community.

In developing such strategies and assessing the environmental conditions in district facilities and operations, the Superintendent or designee shall involve staff at all levels and with varying job responsibilities, including administrators, certificated staff, and classified staff. As appropriate, the Superintendent or designee may also consult with health professionals; representatives of local governmental agencies, utilities, solid waste and recycling companies, and community organizations; and/or others with expertise.

(cf. 1220 - Citizen Advisory Committees)

(cf. 1400 - Relations Between Other Governmental Agencies and the Schools)

(cf. 7131 - Relations with Local Agencies)

In selecting and prioritizing strategies, the Superintendent or designee shall give consideration to long-term potential cost savings, initial costs, feasibility of implementation, quality and performance of the product or service, health impacts, environmental considerations, and potential educational value.

(cf. 3100 - Budget)

(cf. 3460 - Financial Reports and Accountability)

Note: The following list includes optional strategies to minimize the impact of district operations on the environment and should be modified to reflect district practice.

District strategies may include, but are not limited to:

1. Reducing energy and water consumption, and using renewable and clean energy technologies and alternatives when available
(cf. 3511 - Energy and Water Management)
2. Establishing recycling programs in district facilities
(cf. 3511.1 - Integrated Waste Management)

3. Reducing the consumption of disposable materials by reusing materials and by using electronic rather than paper communications when feasible

Note: The U.S. Environmental Protection Agency, California Department of General Services, Green Schools Initiative, Healthy Schools Campaign, and other groups provide information on environmentally preferable purchasing, including sources of environmentally preferable products.

4. Using environmentally preferable products and services whenever practical, including, but not limited to, products that:
 - a. Minimize environmental impacts, toxins, pollutants, odors, and hazards
 - b. Contain postconsumer recycled content
 - c. Are durable and long-lasting
 - d. Conserve energy and water
 - e. Reduce waste

(cf. 3514 - Environmental Safety)
(cf. 3514.1 - Hazardous Substances)
(cf. 5141.23 - Asthma Management)

5. Using least toxic, independently certified green cleaning products when feasible, as well as high-efficiency cleaning equipment that reduces the need to use chemicals
6. Providing professional development to maintenance staff in the proper use, storage, and disposal of cleaning supplies
(cf. 4231 - Staff Development)
7. Using effective, least toxic pest management practices for the control and management of pests
(cf. 3514.2 - Integrated Pest Management)

Note: 24 CCR 101.1-703.1 ("CALGreen") establishes both mandatory requirements and voluntary standards for green building which apply to all new construction and are applicable to K-12 schools. CALGreen addresses five major areas: planning and design, energy efficiency, water efficiency, material conservation and resource efficiency, and indoor environmental quality.

High performance school design, construction, and operation resources can be accessed through the Collaborative for High Performance Schools, and a framework for healthy, highly efficient, and cost-saving green buildings can be attained through U.S. Green Building Council's Leadership in Energy and Environmental Design rating system.

8. Ensuring that any construction of new facilities complies with green building standards pursuant to 24 CCR 101.1-703.1, and focusing on sustainability and student health in the design and implementation of facilities modernization projects
(cf. 7110 - Facilities Master Plan)
(cf. 7111 - Evaluating Existing Buildings)
(cf. 7150 - Site Selection and Development)

Note: Optional item #9 below should be revised by districts that do not provide home-to-school transportation. Information regarding state and local funding for reduced or zero emission school buses is available through the California Air Resources Board.

9. Reducing vehicle emissions by:
- a. Encouraging students to walk or bicycle to school or to use district or public transportation
(cf. 5142.2 - Safe Routes to School Program)
 - b. Using reduced or zero emission school buses and vehicles and providing accompanying infrastructure such as charging stations
(cf. 3540 - Transportation)
 - c. Limiting unnecessary idling of school buses in accordance with 13 CCR 2480
 - d. Limiting unnecessary idling of personal vehicles by encouraging parents/guardians, through signage or other means of communication, to turn off their vehicles when parked on and around school grounds
10. Implementing green school practices in the district's food service programs by:
- a. Providing fresh, locally sourced, unprocessed, organic food, including plant-based options, when available
 - b. Reducing food packaging and using packaging that is recyclable and/or biodegradable
 - c. Utilizing reusable products
 - d. Encouraging zero-waste lunches when food is brought from home
 - e. Maintaining a system for food waste, such as composting
- Note: Health and Safety Code 114079 authorizes districts to provide "sharing tables" where food service staff, students, and faculty may return appropriate food items which may then be shared with other students or donated to a food bank or any other nonprofit charitable organization. For further information, see AR 3551 - Food Service Operations/Cafeteria Fund.
- f. Providing sharing tables where unused cafeteria food items may, in accordance with Health and Safety Code 114079, be returned for student use or donated to a food bank or other nonprofit charitable organization
(cf. 3550 - Food Service/Child Nutrition Program)
(cf. 3551 - Food Service Operations/Cafeteria Fund)
11. Integrating green school practices and activities into the educational program by providing instruction to students on the importance of the environment, involving students in the implementation and evaluation of green school activities and projects as appropriate, and utilizing green school activities and projects as learning tools
(cf. 6142.5 - Environmental Education)

*Legal Reference:*EDUCATION CODE8700-8707 *Environmental education*17070.96 *Leroy F. Greene School Facilities Act of 1996, consideration of high performance standards*17072.35 *New construction grants; use for designs and materials for high performance schools*17608-17614 *Healthy Schools Act of 2000*32370-32376 *Recycling paper*33541 *Environmental education*101012 *Kindergarten through 12th grade school facilities program*FOOD AND AGRICULTURAL CODE13180-13188 *Healthy Schools Act of 2000*HEALTH AND SAFETY CODE114079 *General food safety requirements; unused or returned food*PUBLIC CONTRACT CODE12400-12404 *Environmentally preferable purchasing*PUBLIC RESOURCES CODE25410-25422 *Energy conservation assistance*40050-40063 *Integrated waste management act*42630-42647 *Schoolsite source reduction and recycling assistance program*CODE OF REGULATIONS, TITLE 21859.70.4 *Funding for high performance incentive grants*1859.71.6 *Additional grant for high performance incentive, new construction*1859.77.4 *Additional grants for high performance incentive, site and modernization*CODE OF REGULATIONS, TITLE 514010 *Standards for school site selection*CODE OF REGULATIONS, TITLE 132480 *Limitation to school bus idling and idling at schools*CODE OF REGULATIONS, TITLE 24101.1-703.1 *Green building standards**Management Resources:*CALIFORNIA AIR RESOURCES BOARD PUBLICATIONS*School Bus Fleet Webinar, April 20, 2018*COLLABORATIVE FOR HIGH PERFORMING SCHOOLS PUBLICATIONS*CHPS Best Practices Manual*GLOBAL GREEN USA PUBLICATIONS*Healthier, Wealthier, Wiser: A Report on National Green Schools*GREEN SCHOOLS INITIATIVE PUBLICATIONS*Green Schools Buying Guide*HEALTHY SCHOOLS CAMPAIGN PUBLICATIONS*The Quick and Easy Guide to Green Cleaning in Schools, 2nd ed., 2008*WEB SITESCSBA: <http://www.csba.org>California Air Resources Board: <http://www.arb.ca.gov>California Department of General Services, Green California: <http://www.green.ca.gov>California Energy Commission: <http://www.energy.ca.gov>Collaborative for High Performance Schools: <http://www.chps.net>Global Green USA: <http://www.globalgreen.org>Green Schools Initiative: <http://www.greenschools.net>Healthy Schools Campaign: <http://www.healthyschoolscampaign.org/programs/gcs>U.S. Environmental Protection Agency: <http://www.epa.gov>U.S. Green Building Council, LEED Green Building Rating System: <http://www.usgbc.org>

Sierra County/Sierra-Plumas Joint USD

Board Policy

Business and Noninstructional Operations

BP 3511

ENERGY AND WATER MANAGEMENT

The Governing Board of Education recognizes the importance of minimizing the district's use of environmental and financial benefits that can be derived from conserving energy, water, and other natural resources, preparing for extreme weather and other natural events, and providing a high-quality environment that promotes the health and productivity, and effectively managing the district's fiscal resources, well-being of students and staff. To ~~that end~~ support district goals for energy and water management, the Superintendent or designee shall develop a resource management program which ~~includes~~ may include strategies for implementing effective and sustainable resource use practices, exploring the use of renewable and clean energy technologies technology and/or sources, reducing energy and water consumption, minimizing utility costs, reducing the amount of waste of consumable materials, encouraging recycling and green procurement practices, and promoting conservation principles in the educational program.

(cf. 0200 - Goals for the School District)

(cf. 3100 - Budget)

(cf. 3300 - Expenditures and Purchases)

(cf. 3510 - Green School Operations)

(cf. 3511.1 - Integrated Waste Management)

(cf. 3512 - Equipment)

(cf. 6142.5 - Environmental Education)

The Superintendent or designee may solicit input from staff, students, and parents/guardians regarding the district's resource management program. The Superintendent or designee shall provide staff and students with training and guidance on best practices to achieve the district's goals, and may establish a reward program to recognize outstanding accomplishments.

(cf. 1150 - Commendation and Awards)

The Superintendent or designee shall regularly inspect district facilities ~~and~~ monitor operations, and make recommendations for maintenance and ~~capital expenditures~~ repairs which may help the district reach its conservation and management goals and improve efficiency.

(cf. 7110 - Facilities Master Plan)

(cf. 7111 - Evaluating Existing Buildings)

Note: The California Energy Commission administers the Bright Schools Program pursuant to Public Resources Code 25410-25421. This program offers specific services to help districts become more energy efficient by providing design and implementation assistance, conducting energy audit and feasibility studies, providing equipment bid specifications, assisting with installation, and helping to secure loans for energy-related maintenance. Districts may also seek funding for water projects through the Department of Water Resource's Proposition 1 Integrated Regional Water Management Grant Program, which provides funding for projects that help meet the long-term water needs of the state.

The Superintendent or designee shall make every effort to identify funding opportunities and cost-reducing incentive programs to help the district achieve its conservation and management goals. The district may coordinate with other local or regional entities to capitalize on their expertise and maximize the efficient use of resources, such as through joint or shared use agreements.

(cf. 1330.1 - Joint Use Agreements)

(cf. 1400 - Relations Between Other Governmental Agencies and the Schools)

The Superintendent or designee shall ~~periodically~~regularly report to the Board on the district's progress in meeting its conservation and resource management goals.

Storm Water Management

Note: The following section is recommended for use by all districts, especially districts that are subject to the state's National Pollutant Discharge Elimination System (NPDES) General Permit for Storm Water Discharges Associated with Industrial Activities or that have been designated by the State Water Resources Control Board (SWRCB) or a California regional water quality control board as an entity ("non-traditional MS4") which is required to obtain "coverage" under a General Permit for Storm Water Discharges to Small Municipal Separate Storm Sewer Systems.

A district may be subject to either permit for a variety of reasons, including conducting activities that may result in discharge of water from any district facility which drains into a municipal storm drainage system or drains directly or indirectly into a stream, creek, river, or the ocean. A district that is covered by either or both of these General Permits must develop a storm water management plan consistent with the requirements of state and federal law and the applicable permit. The General Permit requires that the Governing Board adopt a resolution containing the plan and authorizing the Superintendent to implement and enforce the plan. The plan must then be submitted to the local regional water quality control board for approval. In addition, the district is required to submit annual reports to the local regional water control board describing the district's progress in implementing the plan.

The following section and the accompanying administrative regulation reflect the recommendations of the California Department of Education (CDE), the Division of the State Architect in the Department of General Services, and the SWRCB in their joint publication Guidance for Stormwater and Dry Weather Runoff CAPTURE (California Practices to Use Runoff Effectively) at Schools, developed pursuant to Water Code 189.3, as amended by SB 1289 (Ch. 92, Statutes of 2018). See the Guidance for additional design and use practices for storm water and dry weather runoff capture practices that can generally be applied to all new, reconstructed, or altered public schools, including school grounds.

To the maximum extent practicable, the district shall reduce the discharge of pollutants into the water system in order to minimize the threat to water quality from storm water runoff. ~~When the district has been designated by the State Water Resources Control Board or a regional water quality control board, the~~

The Superintendent or designee shall ensure that the district complies with storm water discharge standards specified by any applicable General Permit coverage required by law, including all requirements of the Construction General Permit issued by the State Water Resources Control Board for any project that disturbs one acre or more of soil. (40 CFR 122.34).

(cf. 3514 - Environmental Safety)

(cf. 3514.1 - Hazardous Substances)

(cf. 3514.2 - Integrated Pest Management)

Note: The NPDES and MS4 General Permits each contain their own requirements. Districts should consult with their local regional water quality control board for requirements and approval of the plan.

The Superintendent or designee shall develop a storm water management plan that complies with the provisions of the applicable permit and describes best management practices, design strategies, measurable goals, and timetables for implementation. The plan and a resolution authorizing its implementation shall be submitted to the Board for approval. (40 CFR 122.34)

For all projects, the district shall comply with any city or county ordinance that regulates drainage improvements and conditions. (Government Code 53097)

Emergency Interruption of Services

Note: The following **optional** section requires the development of an emergency action plan which identifies actions to be taken in the event of a toxic spill or emergency interruption of power, water, or other services. However, schools that are affected by regular public safety power shutoffs (e.g., actions by utility companies to preemptively shut off power in high fire risk areas to reduce fire risk during extreme and potentially dangerous weather conditions) should also consider including this section. This plan may be incorporated into the district's emergency and disaster preparedness plan. See BP/AR 3516 - Emergencies and Disaster Preparedness Plan.

In the event that instructional time is lost as a result of a power outage resulting from an emergency, such as a fire, flood, earthquake, epidemic, or other hardship as specified in Education Code 46392, districts may request credit for the loss of average daily attendance funding, as detailed in the CDE's Management Advisory 90-01. See BP 3516.5 - Emergency Schedules for policy regarding changes in schedules due to an emergency and procedures for compensating for lost instructional time.

The Superintendent or designee shall develop a plan to minimize disruption to the educational program in the event of power outages or other emergency interruption of utility services. The plan shall include actions to be taken to facilitate student and staff safety, administrative control of operations, protection of equipment, effective communications, and coordination with local fire, police, and emergency personnel and utility service providers.

(cf. 0450 - Comprehensive Safety Plan)

(cf. 3516 - Emergencies and Disaster Preparedness Plan)

(cf. 3516.5 - Emergency Schedules)

Legal Reference:

EDUCATION CODE

17213.1 School sites

17280 Construction of school buildings

35275 Coordination of new facilities with recreation and park authorities

41422 School term or session length, failure to comply due to disaster

46392 Emergency conditions; ADA estimate

GOVERNMENT CODE

53097 Local agencies

PUBLIC RESOURCES CODE

25410-25421 Energy conservation assistance

WATER CODE

189.3 Recommendations for best design and use practices

13383 Compliance with the federal Water Pollution Control Act

13383.5 Storm water discharge monitoring requirements

CODE OF REGULATIONS, TITLE 23

490-495 Model Water Efficient Landscape Ordinance

2200 Discharge permit fees

UNITED STATES CODE, TITLE 33

1342 National pollutant discharge elimination system

CODE OF FEDERAL REGULATIONS, TITLE 40

122.1-122.64 National pollutant discharge elimination system

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION ~~MANAGEMENT ADVISORIES~~ PUBLICATIONS~~0118.01 California's Energy Challenge~~~~0706.90 Water Conservation Advisory, 90-09~~~~0222.90 Guidance for Stormwater and Dry Weather Runoff CAPTURE (California Practices to Use Runoff Effectively) at Schools, December 2018~~~~A Blueprint for Environmental Literacy: Educating Every Student In, About, and For the Environment, 2015~~~~Average Daily Attendance Credit During Periods of Emergency ~~90-01~~, Management Advisory 90-01, rev. February 10, 2005~~CALIFORNIA STATE WATER RESOURCES CONTROL BOARD PUBLICATIONSGuidance for Design and Construction of Vegetated Low Impact Development Projects, 2016U.S. ENVIRONMENTAL PROTECTION AGENCY PUBLICATIONSNational Management Measures to Control Nonpoint Source Pollution from Urban Areas, 2005WEB SITESCSBA: <http://www.csba.org>Alliance to Save Energy: <http://www.ase.org>California Department of Education, Facilities: <http://www.cde.ca.gov/lis/fa>California Department of Water Resources: <https://water.ca.gov>California Division of State Architect: <https://www.dgs.ca.gov/DSA>California Energy Commission: <http://www.energy.ca.gov>California State Water Resources Control Board: <http://www.swrcb.ca.gov>~~Department of General Resources, Green California, Sustainable~~ California Stormwater Quality Association: <https://www.casqa.org/resources>Collaborative for High Performance Schools (CHPS): <https://chps.net>Green School Yards America:<http://www.green.ca.gov/GreenBuildings/schoolsgreenschoolyards.org>SIERRA COUNTY OFFICE OF EDUCATION
SIERRA-PLUMAS JOINT UNIFIED SCHOOL DISTRICT

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Sierra County/Sierra-Plumas Joint USD

Administrative Regulation

Business and Noninstructional Operations

AR 3511

ENERGY AND WATER MANAGEMENT

Note: The following optional administrative regulation should be revised to reflect district practice.

In the development of the district's energy and water resource management program, the Superintendent or designee shall analyze ~~and review the lighting; heating~~ the efficiency and environmental impact of, and consider strategies for improving, the following district systems:

1. Lighting
2. Heating, ventilation, and air conditioning ~~systems; water~~
3. Water heaters; ~~electrical~~
4. Electrical equipment and appliances; ~~water~~
5. Water use and irrigation; ~~and solid waste and recycling systems.~~ The following district operations shall be incorporated into, including drains, faucets, and pipes
6. Grounds management
(cf. 7111 - Evaluating Existing Buildings)

In addition, the district's resource management program ~~may include strategies to address the following:~~

1. Educational programs that focus on environmental literacy and incorporate the Next Generation Science Standards
~~2~~*(cf. 6142.5 - Environmental Education)*
(cf. 6142.93 - Science Instruction)
2. Outdoor student facilities that are environmentally sustainable and include increased shaded areas to reduce playground temperatures
(cf. 5141.7 - Sun Safety)
3. Classroom and building management and maintenance
34. Food services and ~~equipment maintenance~~ food waste reduction
*4**(cf. 3551 - Food Service Operations/Cafeteria Fund)*
5. Landscaping practices, including establishing drought-tolerant habitats

56. Transportation services and maintenance
(cf. 3540 - Transportation)
7. Inclusion of best practices for water management in new construction projects
(cf. 7110 - Facilities Master Plan)
8. ~~7.~~ Administrative operations that focus on cost reduction and conservation
8. ~~Use of facilities by outside groups~~
(cf. 3400 - Management of District Assets/Accounts)
9. Regular equipment maintenance
~~The Superintendent or designee may solicit input from staff, students, and parents/guardians about the district's program. - repair~~
(cf. 3512 - Equipment)

Storm Water Management

Note: The following section is optional and should be revised to reflect district practice.

The Superintendent or designee shall ~~provide staff and students~~ implement a storm water management plan that complies with training applicable state and guidance on federal law and local ordinances. The plan shall include best practices to achieve the district's goals designed to reduce waste, pollution, environmental degradation, and damage to school facilities and infrastructure by:

1. Incorporating water capture and filtration systems for storm water when necessary
2. Emphasizing school practices and school design that reduce runoff and human pollutants, such as a reward program to recognize outstanding accomplishments. plastics, oils, grease, metals, and pesticides
3. Preserving, creating, and enhancing natural areas and greenspace that aid in storm water and dry weather capture
4. Minimizing impervious surface area and controlling runoff from impervious surfaces
5. Utilizing, when possible, soils that promote infiltration
6. Incorporating storm water design signage features and learning opportunities for public education

Emergency Interruption of Services

Note: The following section is optional and should be revised to reflect district practice.

The Superintendent or designee shall ~~develop a plan to address actions~~ consult with local law enforcement, emergency personnel, and the county office of emergency services in the development of strategies to be ~~taken~~ implemented in the event of power outages or other emergency ~~interruption~~ interruptions of utility services, ~~both during and after school operations.~~ The ~~plan~~ strategies shall ~~address procedures~~ prescribe a means of notifying appropriate agencies to help ensure all utilities are properly restored after interruption.
(cf. 3516 - Emergencies and Disaster Preparedness Plan)

The Superintendent or designee ~~student and staff safety, administrative control of operations, protection of equipment, effective communications, and coordination with local fire, police, and~~ shall reopen schools and return to normal instructional activities as soon as safe operations can be resumed. If any school will be closed for an extended period of time, the district shall make alternative arrangements for students and staff so as not to interrupt the educational program.

The Superintendent or designee shall communicate with staff, students, and parents/guardians regarding any interruption of educational services due to utility service providers outages, including any necessary alternative arrangements and the date or time that normal operations of the school are expected to resume.
(cf. 1100 - Communication with the Public)
(cf. 3516.5 - Emergency Schedules)

SIERRA COUNTY OFFICE OF EDUCATION
 SIERRA-PLUMAS JOINT UNIFIED SCHOOL DISTRICT
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Sierra County/Sierra-Plumas Joint USD

Administrative Regulation

Business and Noninstructional Operations

AR 3514

ENVIRONMENTAL SAFETY

Note: The following optional administrative regulation may be revised to reflect district practice.

The following paragraph may be revised to reflect the job position(s) designated to coordinate the district's environmental safety programs.

The Superintendent may designate and train one or more employees to oversee and coordinate the district's environmental safety program(s). The responsibilities of the coordinator(s) shall include, but are not limited to, overseeing assessments of district facilities, recommending strategies for the prevention and mitigation of environmental health risks, ensuring effective implementation of environmental safety strategies, and reporting to the Superintendent regarding the district's progress in addressing environmental safety concerns.

(cf. 3510 - Green School Operations)

(cf. 3511 - Energy and Water Management)

(cf. 3517 - Facilities Inspection)

(cf. 4157/4257/4357 - Employee Safety)

(cf. 5142 - Safety)

(cf. 7111 - Evaluating Existing Buildings)

(cf. 7150 - Site Selection and Development)

Indoor Air Quality

Note: The following section may be revised to reflect district practice. For further information, see the U.S. Environmental Protection Agency's (EPA) Indoor Air Quality Tools for Schools.

In order to provide proper ventilation, humidity, and temperature in school facilities and to reduce indoor air contaminants, the ~~Superintendent or designee shall ensure that the~~ following strategies ~~are~~shall be implemented:

Note: Education Code 17074.25, as amended by AB 2453 (Ch. 714, Statutes of 2018), authorizes a modernization grant under the Leroy F. Greene School Facilities Act (Education Code 17070.10-17079.30) to be used to limit student exposure to harmful air pollutants by updating air filtration systems. Additionally, Health and Safety Code 44391.3, as added by AB 2453, allows districts located in communities with a high cumulative exposure burden to toxic air contaminants to work with air districts to identify school sites in need of air quality improvements. Contingent on appropriations being made for this purpose in the annual Budget Act or other statutes, such schools or districts will be eligible for a grant to implement air quality mitigation efforts, including, but not limited to, air filter upgrades or installation and vegetation buffer planting.

1. Mechanically driven heating, ventilation, and air conditioning systems shall be operated continuously during working hours except under the circumstances specified in 8 CCR 5142. The systems shall be inspected at least annually and problems corrected within a reasonable time. Where the air supply is filtered, the filters shall be replaced or cleaned

regularly to prevent significant reductions in airflow. Documentation of inspections, tests of ventilation rates, and maintenance shall be retained for at least five years. (8 CCR 5142-5143)

(cf. 3580 - District Records)

Staff shall ensure that airflow is not obstructed by the blocking of ventilators with posters, furniture, books, or other obstacles.

2. School facilities shall be regularly inspected for water damage, spills, leaks in plumbing and roofs, poor drainage, and improper ventilation so as to preclude the buildup of mold and mildew. and prevent accidents due to unsafe conditions. Wet building materials and furnishings shall be dried within 48 hours if possible to prevent mold growth. When evidence of mold or mildew is found, maintenance staff shall locate and repair the source of water intrusion and remove or clean moldy materials.
3. Exterior wall and foundation cracks and openings shall be sealed as soon as possible to minimize seepage of radon into buildings from surrounding soils.
4. Least toxic pest management practices shall be used to control and manage pests at school sites. (Education Code 17608-17614; Food and Agriculture Code 13182)
(cf. 3514.2 - Integrated Pest Management)
5. ~~The Superintendent or designee shall install a~~ carbon monoxide detector or alarm shall be installed in all school buildings that contain a fuel-burning appliance, fireplace, or forced-air furnace, unless otherwise exempted by state law or regulations. The device or alarm shall be located in close proximity to the appliance in order to accurately detect and alert school personnel of any leakage of carbon monoxide. (24 CCR 915.1-915.7)
6. Schedules and practices for routine housekeeping and maintenance shall be designed to effectively reduce levels of dust, dirt, and debris. Plain water, soap and water, or low-emission cleaning products shall be used whenever possible. Aerosols, including air fresheners and other products containing ozone, shall be avoided to the extent possible.
(cf. 5141.23 - Asthma Management)
7. Painting of school facilities and maintenance or repair activities that require the use of potentially harmful substances shall be limited to those times when school is not in session. Following any such activity, the facility shall be properly ventilated with adequate time allowed prior to reopening for use by any person.
8. Paints, adhesives, and solvents shall be used and stored in well-ventilated areas. These items shall be purchased in small quantities to avoid storage exposure.
(cf. 3514.1 - Hazardous Substances)
9. To the extent possible, printing and duplicating equipment that may generate indoor air pollutants, such as methyl alcohol or ammonia, shall be placed in locations that are well ventilated and not frequented by students and staff.

10. The district's tobacco-free schools policy shall be consistently enforced in order to reduce the health risks caused by second-hand smoke.
(cf. 3513.3 - Tobacco-Free Schools)
11. Staff and students shall be asked to refrain from bringing common irritants such as furred or feathered animals, stuffed toys that may collect dust mites, scented candles, incense, or air fresheners and from using perfume or cologne, scented lotion or hair spray, nail polish or nail polish remover, or other personal care products that are not fragrance-free in classrooms, school buses, or other enclosed areas or buildings.
(cf. 6163.2 - Animals at School)

Outdoor Air Quality

Note: The following section may be revised to reflect district practice. Forecasts of ozone levels and particle pollution are available through the federal AirNow web site and may be printed in local newspapers. The district may monitor ultraviolet radiation levels through the EPA's UV Index web site; see BP 5141.7 - Sun Safety.

The Superintendent or designee may coordinate with the local air resources control board and monitor local health advisories and outdoor air quality alerts, including to obtain forecasts of ozone levels, particle pollution, ultraviolet radiation levels, and/or temperature and humidity.

Whenever ~~these measures indicate~~ a forecast indicates a significant health risk, the Superintendent or designee shall communicate with each principal so that outdoor activities, especially those requiring prolonged or heavy exertion, may be avoided, limited in duration, or modified as necessary for all persons or for persons who may be particularly susceptible to the health risk involved.

(cf. 3516 - Emergencies and Disaster Preparedness Plan)

(cf. 3516.5 - Emergency Schedules)

(cf. 5141.7 - Sun Safety)

(cf. 6142.7 - Physical Education and Activity)

(cf. 6145 - Extracurricular and Cocurricular Activities)

(cf. 6145.2 - Athletic Competition)

Reduction of Vehicle Emissions

Note: 13 CCR 2480 prohibits idling of school buses, student activity buses, and other commercial motor vehicles within 100 feet of a school except under specified conditions. See AR 3542 - School Bus Drivers for additional language reflecting these requirements.

In order to reduce public exposure to toxic air contaminants, school bus drivers and other drivers of commercial motor vehicles shall limit unnecessary idling of vehicles at or near schools in accordance with 13 CCR 2480. The Superintendent or designee may also request parents/guardians to turn off their vehicles when they are idling on school grounds and encourage students to walk and/or bicycle to school.

(cf. 3540 - Transportation)

(cf. 3541.1 - Transportation for School-Related Trips)

(cf. 3542 - School Bus Drivers)

(cf. 5142.2 - Safe Routes to School Program)

Note: Pursuant to 13 CCR 2025, any diesel-fueled, dual-fueled, or alternative diesel-fueled school bus that has a gross vehicle weight rating over 14,000 pounds and was manufactured on or after April 1, 1977 is required to have a particulate filter that reduces diesel particulate matter emissions by 85 percent. An exception exists for any school bus that operates fewer than 1,000 miles per year.

Any school bus that is diesel-fueled, dual-fueled, or alternative diesel-fueled and has a gross vehicle weight rating over 14,000 pounds shall be equipped with a particulate filter designed to reduce particulate matter emissions, oxides of nitrogen emissions, and other pollutants. (13 CCR 2025)

Drinking Water Safety

Note: The following section addresses the quality of tap water available in schools. See AR 3550 - Food Service/Child Nutrition Program for information about requirements to make fresh drinking water available during mealtimes.

The quality and safety of the district's drinking water sources shall be regularly assessed, and drinking fountains shall be regularly cleaned and maintained, to avoid the presence of ensure that drinking water consumed at school does not contain dirt, mold, lead, or other impurities or contaminants that may cause serious health concerns.

Whenever any contaminants in the drinking water are determined to be a concern, the Superintendent or designee shall take reasonable steps to identify the source and mitigate ~~the concern~~ any potential problem to ensure the availability of safe drinking water. As needed, the Superintendent or designee shall provide alternative sources of drinking water, such as bottled water or on-site water filtration, to ensure that students have access to fresh drinking water at mealtimes and at other times throughout the day.

(cf. 3550 - Food Service/Child Nutrition Program)

Note: Due to the health risks posed by lead exposure, especially to young children, EPA has recommended that districts test for the presence of lead in drinking water. Health and Safety Code 116277 requires a community water system serving a school constructed before January 1, 2010 to test for lead in the potable water system of the school. Such testing is at the expense of the community water system and must be completed by July 1, 2019. If the school's lead level exceeds 15 parts per billion (equivalent to .015 milligrams per liter), the district must notify parents/guardians, take immediate steps to shut down all fountains and faucets where the excess lead levels may exist, and provide a potable source of drinking water to students. See the California Water Boards' "Frequently Asked Questions about Lead Testing of Drinking Water in California Schools: Updated for Assembly Bill 746/Health and Safety Code 116277."

Schools that have their own water supply, such as a well, are required to test for lead, copper, and other contaminants in tap water pursuant to other state and federal laws and regulations, including 22 CCR 64670-64679 and 40 CFR 141.80-141.91, and may revise the following paragraph to reflect applicable requirements.

Health and Safety Code 1597.16, as added by AB 2370 (Ch. 676, Statutes of 2018), requires a licensed child day care center that is located in a building that was constructed before January 1, 2010, to have its drinking water tested for lead contamination as specified. See AR 5148 - Child Care and Development for further information regarding potable water requirements for day care centers.

Whenever testing of drinking water finds concentrations of lead that exceed federal and state standards, the Superintendent or designee shall notify parents/guardians and take immediate steps to shut down and make inoperable any fountains or faucets where excess lead levels may exist.

Prevention of Lead Exposure

Note: The following section reflects EPA recommendations. For further information, the district may contact its city or county lead poisoning prevention program. For information regarding the prevention of lead exposure in drinking water, see section on "Drinking Water Safety" above.

In addition to ~~keeping school facilities as dust free and clean as possible~~ testing for the presence of lead in drinking water in district schools, the following steps shall be taken to minimize potential exposure to lead in school facilities:

11. School facilities shall be kept as dust-free and clean as possible.
2. Lead-based paint, lead plumbing and solders, or other potential sources of lead contamination shall not be used in the construction of any new school facility or the modernization or renovation of any existing school facility. (Education Code 32244)
23. Lead exposure hazards shall be evaluated before any renovation or remodeling is begun, and children shall not be allowed in or near buildings in which these activities may create lead dust. Contractors and workers shall comply with state and federal standards related to the handling and disposal of lead debris and the clean-up and containment of dust within the construction area.

Note: 17 CCR 35001-36100 contain state standards for lead abatement services. In addition, 40 CFR 745.61-745.339 extend federal standards for renovations involving lead-based paint to child-occupied facilities, which include preschools and kindergarten classrooms.

4. Lead-based painted surfaces that are in good condition shall be kept intact. If lead-based paint is peeling, flaking, or chalking, contractors or workers shall follow state and federal standards for safe work practices to minimize contamination when removing the paint.
45. Soil with low lead content may be covered with grass, other plantings, concrete, or asphalt. For soil with high lead content, removal and abatement are required.

~~5. Drinking water shall be regularly tested for lead and remediated as provided in the section "Drinking Water" above.~~

Any action to abate existing lead hazards, ~~excluding containment or cleaning~~, shall be taken only by contractors, inspectors, and workers certified by the California Department of Public Health in accordance with 17 CCR 35001-35099. (Education Code 32243)

The Superintendent or designee shall notify parent/guardians, teachers, and staff members if significant risk factors for lead exposure are found. (Education Code 32243)

Prevention of Mercury Exposure

Note: The following section may be revised to reflect district practice. Mercury may exist in schools in thermometers, barometers, switches, thermostats, flowmeters, light bulbs, and other sources. Although devices containing mercury are considered safe as long as the mercury is sealed, if a device is broken and mercury spills, the health of students and staff may be endangered.

The Superintendent or designee shall identify any mercury-containing products ~~containing mercury~~ that are present in district facilities and, to the extent possible, shall replace them with mercury-free alternatives.

Note: The EPA's web site contains detailed procedures for cleaning up a small mercury spill, actions that should never be taken in the event of a spill, and items that should be assembled in a mercury spill kit.

Staff shall receive information about proper procedures to follow in the event of a mercury spill. Clean-up instructions, a clearly labeled kit with necessary clean-up supplies, and a list of local resources shall be readily accessible.

In the event of a spill, staff shall evacuate all students from the immediate area of the spill, ensure that any clothing or other items with mercury on them remain in the room, open windows to the outside, and close doors to other parts of the school. ~~Staff~~ who are trained in proper clean-up procedures may carefully clean a small spill. As needed for larger or difficult-to-clean spills, the Superintendent or designee shall use an experienced professional referred by the local health department or environmental agency.

Any products containing mercury shall be properly disposed at an appropriate hazardous waste collection facility.

Asbestos Management

Note: Education Code 49410-49410.7 and the federal Asbestos Hazard Emergency Response Act (AHERA) (15 USC 2641-2656; 40 CFR 763.80-763.99) contain requirements for asbestos inspection and abatement which are applicable to school districts. For further information, consult the local air quality management district or air pollution control district.

40 CFR 763.84 requires the district to designate a person who will be responsible for ensuring that federal and state requirements are properly implemented. According to the EPA, this designated person is not required to be a licensed asbestos consultant, but the district must verify that he/she has received proper training. The specific knowledge that the designated person must have is described in the EPA's publication How to Manage Asbestos in School Buildings: AHERA Designated Person's Self-Study Guide. The following section may be revised to reflect the position designated to fulfill this responsibility, who may be the same person designated above to coordinate all the district's environmental safety programs.

The Superintendent shall designate an employee who shall ensure that the district's responsibilities related to asbestos inspection and abatement are implemented in accordance with federal and state regulations. This employee shall receive adequate training to perform these duties, including, as necessary, training on the health effects of asbestos; detection, identification, and assessment of asbestos-containing building materials; options for controlling asbestos-containing building

materials; asbestos management programs; and relevant federal and state regulations. (40 CFR 763.84)

(cf. 4231 - Staff Development)

(cf. 4331 - Staff Development)

The designated employee shall ensure that the district complies with the following requirements:

1. School facilities shall be inspected for asbestos-containing building materials as necessary in accordance with the following:
 - a. Any school building that is leased, acquired, or otherwise used by the district shall be inspected for asbestos-containing building materials prior to its use as a school building, unless exempted by federal regulations. (40 CFR 763.85, 763.99)
 - b. At least once every six months, the district shall conduct a periodic surveillance consisting of a visual inspection of each school building that contains or is assumed to contain asbestos-containing building materials. (40 CFR 763.92)
 - c. At least once every three years, the district shall conduct a re-inspection of all known or assumed asbestos-containing building materials in each school building. (40 CFR 763.85)
2. Based on the results of the inspection, an appropriate response which is sufficient to protect human health and the environment shall be determined from among the options specified in 40 CFR 763.90. The district may select the least burdensome response, taking into consideration local circumstances, including occupancy and use patterns within the school building and economic concerns such as short-term and long-term costs. (40 CFR 763.90)
3. An asbestos management plan for each school site shall be maintained and regularly updated to keep it current with ongoing operations and maintenance, periodic surveillance, inspection, re-inspection, and response action activities. (15 USC 2643; 40 CFR 763.93)

The asbestos management plan shall be available for inspection in district and school offices during normal business hours. Parent/guardian, teacher, and employee organizations shall be annually informed of the availability of these plans. (40 CFR 763.84, 763.93)

(cf. 4112.9/4212.9/4312.9 - Employee Notifications)

(cf. 5145.6 - Parental Notifications)

4. Staff, students, and parents/guardians shall be informed at least once each school year about any inspections, response actions, and post-response actions, including periodic re-inspection and surveillance activities, that are planned or in progress. (40 CFR 763.84)
5. Inspections, re-inspections, periodic surveillance, and response actions, including operations and maintenance, shall be conducted in compliance with state and federal regulations for the protection and safety of workers and all other individuals. (Education Code 49410.5; 40 CFR 763.84, 763.90)

Asbestos inspection and abatement work, preparation of a management plan, and any maintenance activities that may disturb asbestos-containing building materials, except for emergency repairs or small-scale, short-duration maintenance activities, shall be completed by state-certified asbestos inspectors or contractors. (15 USC 2646; 40 CFR 763.84, 763.85, 763.91)

6. All custodial and maintenance employees shall be properly trained in accordance with applicable federal and/or state regulations. (40 CFR 763.84)

All district maintenance and custodial staff who may work in a building that contains asbestos-containing building materials, regardless of whether they are required to work with such materials, shall receive at least two hours of related asbestos awareness training. New maintenance and custodial staff shall receive such training within 60 days after beginning employment. Any maintenance or custodial staff who conduct activities that will disturb asbestos-containing building materials shall receive 14 hours of additional training. The trainings shall address the topics specified in 40 CFR 763.92. (15 USC 2655; 40 CFR 763.84, 763.92)

7. Short-term workers, such as telephone repair workers, utility workers, or exterminators, who may come in contact with asbestos in a school shall be provided information regarding the locations of known or suspected asbestos-containing building materials. (40 CFR 763.84)
8. Warning labels shall be posted immediately adjacent to any known or suspected asbestos-containing building material located in routine maintenance areas in accordance with 40 CFR 763.95. (40 CFR 763.84)

The district shall maintain, in both the district and school offices and for a period of three years, records pertaining to each preventive measure and response action taken; staff training; periodic surveillances conducted; cleaning, operations, and maintenance activities; and any fiber release episode. (40 CFR 763.94)

SIERRA COUNTY OFFICE OF EDUCATION
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Sierra County/Sierra-Plumas Joint USD

Board Policy

All Personnel

BP 4119.22

4219.22

4319.22

DRESS AND GROOMING

Note: The following optional policy may be revised to reflect district practice. Government Code 12949, several court cases, and Public Employment Relations Board (PERB) decisions support districts' non-negotiable management prerogative to adopt a dress code. However, in 22 PERC P29, 136, PERB determined that districts must provide the exclusive bargaining representative with an opportunity to bargain over the "effects" of the dress code which may have an impact on matters within scope of representation. Districts should consult legal counsel when prescribing or prohibiting specific items of clothing.

The Governing Board believes that appropriate dress and grooming by district employees contribute to a productive learning environment and model positive behavior. -During school hours and at school activities, employees shall maintain professional standards of dress and grooming that demonstrate their high regard for education, present an image consistent with their job responsibilities and assignment, and **do** not endanger the health or safety of employees or students. All employees shall be held to the same standards unless their assignment provides for modified dress as approved by their supervisor.

(cf. 0415 - Equity)

(cf. 4118 - Dismissal/Suspension/Disciplinary Action)

(cf. 4112.21/4212.21/4312.21 - Professional Standards)

(cf. 4119.25/4219.25/4319.25 - Political Activities of Employees)

(cf. 4218 - Dismissal/Suspension/Disciplinary Action)

The district shall allow employees to appear and dress in a manner consistent with their gender identity or gender expression. (Government Code 12949)

(cf. 0410 - Nondiscrimination in District Programs and Activities)

(cf. 4030 - Nondiscrimination in Employment)

(cf. 4119.11/4219.11/4319.11 - Sexual Harassment)

In addition, the district shall not dismiss an employee, discriminate against an employee in compensation or in terms, conditions, or privileges of employment, or refuse to hire a job applicant on the basis of religious dress or grooming practices. (Government Code 12926, 12940)

This policy shall be presented to employees upon employment, through the employee handbook or other appropriate means, and may be periodically reviewed with all employees as necessary.

*Legal Reference:*EDUCATION CODE

35160 Authority of governing boards

35160.1 Broad authority of school districts

GOVERNMENT CODE

3543.2 Scope of representation

12926 Definitions12940 Unfair employment practices

12949 Dress standards, consistency with gender identity

COURT DECISIONSSan Mateo City School District v. PERB (1983) 33 Cal. 3d 850Domico v. Rapides Parish School Board (5th Cir. 1982) 675 F.2d 100East Hartford Education Assn. v. Board of Education (2d Cir. 1977) 562 F. 2d 856Finot v. Pasadena Board of Education (1967) 250 Cal.App.2d 189PUBLIC EMPLOYMENT RELATIONS BOARD DECISIONSSanta Ana Unified School District (1998) 22 PERC P29, 136Inglewood Unified School District (1985) 10 PERC P17, 000*Management Resources:*CALIFORNIA DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING PUBLICATIONSTransgender Rights in the WorkplaceWEB SITESCalifornia Department of Fair Employment and Housing: <https://www.dfeh.ca.gov>Public Employment Relations Board: <http://www.perb.org.ca.gov>

SIERRA COUNTY OFFICE OF EDUCATION
 SIERRA-PLUMAS JOINT UNIFIED SCHOOL DISTRICT
 Policy adopted: April 10, 2007
 revised: July 9, 2019

Sierra County/Sierra-Plumas Joint USD

Board Policy

Students

BP 5131.2

BULLYING

Note: Education Code 234.4, as added by AB 2291 (Ch. 491, Statutes of 2018), mandates districts to adopt, on or before December 31, 2019, procedures for preventing acts of bullying, including cyberbullying. The following policy and accompanying administrative regulation contain sample procedures that fulfill this mandate and may be revised to reflect district practice.

In addition, Education Code 234.1 and federal law mandate that the Governing Board adopt policy prohibiting discrimination, harassment, intimidation, and bullying based on specified characteristics and ensuring the protection of complainants from retaliation. Also see BP 5145.3 - Nondiscrimination/Harassment for language fulfilling this mandate.

In its October 2010 Dear Colleague Letter: Harassment and Bullying, the U.S. Department of Education Office for Civil Rights (OCR) clarified that misconduct that falls under a district's general anti-bullying policy may also trigger responsibilities under one or more federal or state antidiscrimination laws if the bullying is on the basis of race, color, national origin, sex, sexual orientation, gender identity or expression, age, disability, and/or another legally protected category. Federal law requires the district to take immediate and appropriate action to investigate or otherwise determine what occurred and, if it finds that unlawful discrimination did occur, take prompt and effective steps reasonably calculated to end the harassment, eliminate any hostile environment and its effects, and prevent the harassment from recurring.

OCR's October 2014 Dear Colleague Letter: Responding to Bullying of Students with Disabilities points out that any bullying of a student with a disability that results in the student not receiving meaningful educational benefit constitutes a denial of a free appropriate public education and must be remedied under the federal Individuals with Disabilities Education Act. As necessary, the school may need to convene the student's individualized education program (IEP) team to determine whether the student's needs have changed as a result of the bullying and, if so, revise the IEP to ensure that the student continues to receive appropriate special education and related services.

Thus, while this policy is intended to prevent and address all types of bullying incidents among students, when "discriminatory bullying" is committed and the bullying is sufficiently serious to create a hostile educational environment for the alleged victim or to otherwise deny or limit the student's educational benefits and services, including denial of a free appropriate public education, the alleged victim must be afforded the protections specified under relevant state and/or federal law.

The Governing Board recognizes the harmful effects of bullying on student well-being, student learning, and school attendance and desires to provide a safe school environment that protects students from physical and emotional harm. ~~District employees shall establish student safety as a high priority and shall not tolerate bullying of any student.~~

No individual or group shall, through physical, written, verbal, visual, or other means, harass, sexually harass, threaten, intimidate, ~~retaliate~~, cyberbully, cause bodily injury to, or commit hate violence against any student or school personnel, or retaliate against them for filing a complaint or participating in the complaint resolution process.

(cf. 5131 - Conduct)

(cf. 5136 - Gangs)

(cf. 5145.3 - Nondiscrimination/Harassment)

(cf. 5145.7 - Sexual Harassment)
(cf. 5145.9 - Hate-Motivated Behavior)

~~Cyberbullying includes the electronic creation or transmission of harassing communications, direct threats, or other harmful texts, sounds, or images as defined in Education Code 48900. Cyberbullying also includes breaking into another person's electronic account and assuming that person's identity in order to damage that person's reputation.~~

Note: Because bullying and its effects extend beyond the school environment, collaboration among a variety of community agencies and organizations that serve youth may be helpful in preventing and responding to bullying. For further information about building a collaborative, see CSBA's publications *Safe Schools: Strategies for Governing Boards to Ensure Student Success* and *Building Healthy Communities: A School Leader's Guide to Collaboration and Community Engagement*.

~~The Superintendent or designee shall develop strategies for addressing bullying in district schools shall be developed with the involvement of key stakeholders, including students, parents/guardians, and staff. As appropriate, the Superintendent or designee may also collaborate with social services, mental health services, law enforcement, courts, and other agencies and community organizations in the development and implementation of effective strategies to promote safety in schools and the community.~~

(cf. 1220 - Citizen Advisory Committees)

(cf. 1400 - Relations Between Other Governmental Agencies and the Schools)

(cf. 6020 - Parent Involvement)

Note: Education Code 32282 encourages districts to include bullying prevention policies and procedures in their comprehensive safety plan; see BP 0450 - Comprehensive Safety Plan. In addition, Education Code 52060-52077 require the Board to adopt and annually update a local control and accountability plan which includes, among other specified state priorities, goals for addressing school climate; see BP/AR 0460 - Local Control and Accountability Plan. Pursuant to Education Code 52060, school climate should be measured by student suspension and expulsion rates and other local measures, including surveys of students, parents/guardians, and teachers on the sense of safety and school connectedness, as applicable.

~~Such, and may be strategies shall be incorporated into the comprehensive safety plan; and, to the extent possible, into the local control and accountability plan; and other applicable district and school plans.~~

(cf. 0420 - School Plans/Site Councils)

(cf. 0450 - Comprehensive Safety Plan)

(cf. 0460 - Local Control and Accountability Plan)

Note: Pursuant to Education Code 234.1, districts are required to adopt a process for receiving and investigating complaints involving unlawful discrimination (such as discriminatory harassment, intimidation, and bullying) based on specified characteristics. Pursuant to 5 CCR 4600-4633, the uniform complaint procedures (UCP) must be used for this purpose. In addition, federal regulations require districts to adopt procedures providing for prompt and equitable resolution of complaints of unlawful discrimination (such as discriminatory harassment, intimidation, and bullying) on the basis of sex (34 CFR 106.8), disability (34 CFR 104.7 and 28 CFR 35.107), and age (34 CFR 110.25).

Although some bullying incidents may not fall within the provisions of Education Code 234.1 or federal civil rights regulations, CSBA strongly recommends that districts use the UCP to investigate all bullying incidents (whether discriminatory or nondiscriminatory) to ensure consistent implementation by district staff. It is not always easy or possible for staff to know prior to an investigation whether a student was bullied because of an actual or

perceived membership in a legally protected class. Those bullying incidents found to involve discrimination based on the results of the investigation would then be resolved using the UCP. When a bullying incident is determined to be nondiscriminatory, it should be resolved through the appropriate disciplinary process. Districts that are concerned about the capacity of a single district compliance officer to handle a possible increase in the number of UCP complaints, or that prefer to handle certain incidents at the school site level whenever possible, may designate multiple compliance officers in accordance with AR 1312.3 - Uniform Complaint Procedures.

~~(cf. 1220—Citizen Advisory Committees)~~

~~(cf. 6020—Parent Involvement)~~

~~As appropriate, the Superintendent or designee may collaborate with law enforcement, courts, social services, mental health services, other agencies, and community organizations in the development and implementation of joint strategies to promote safety in schools and the community and to provide services for alleged victims and perpetrators of bullying.~~

~~(cf. 1020—Youth Services)~~

~~Bullying Prevention~~

~~To the extent possible, district schools shall focus on the prevention of bullying by establishing clear rules for student conduct and implementing strategies to promote a positive, collaborative school climate. Students shall be informed, through student handbooks and other appropriate means, of district and school rules related to bullying, mechanisms available for reporting incidents or threats, and the consequences for engaging in bullying.~~

~~(cf. 5137—Positive School Climate)~~

~~As appropriate, the district shall provide students with instruction, in the classroom or other educational settings, that promotes social-emotional learning, effective communication and conflict-resolution skills, character/values education, respect for cultural and individual differences, self-esteem development, assertiveness skills, and appropriate online behavior.~~

~~(cf. 6142.8—Comprehensive Health Education)~~

~~(cf. 6142.94—History Social Science Instruction)~~

~~Such instruction shall also educate students about the negative impact of bullying, discrimination, intimidation, and harassment based on actual or perceived immigration status, religious beliefs and customs, or any other individual bias or prejudice.~~

~~The Superintendent or designee shall provide training to teachers and other school staff to raise their awareness about the legal obligation of the district and its employees to prevent discrimination, harassment, intimidation, and bullying of district students. Such training shall be designed to provide staff with the skills to:~~

- ~~1. Discuss the diversity of the student body and school community, including their varying immigration experiences~~
- ~~2. Discuss bullying prevention strategies with students, and teach students to recognize the behavior and characteristics of bullying perpetrators and victims~~
- ~~3. _____ Identify the signs of bullying or harassing behavior~~
- ~~4. _____ Take immediate corrective action when bullying is observed~~
- ~~5. Report incidents to the appropriate authorities, including law enforcement in instances of criminal behavior~~

~~(cf. 4131—Staff Development)~~

~~(cf. 4231—Staff Development)~~

~~(cf. 4331—Staff Development)~~

~~Based on an assessment of bullying incidents at school, the Superintendent or designee may increase supervision and security in areas where bullying most often occurs, such as classrooms, playgrounds, hallways, restrooms, and cafeterias.~~

~~Intervention~~

~~Students are encouraged to notify school staff when they are being bullied or suspect that another student is being victimized. In addition, the Superintendent or designee shall develop means for students to report threats or incidents confidentially and anonymously.~~

~~School staff who witness an act of bullying shall immediately intervene to stop the incident when it is safe to do so. (Education Code 234.1)~~

~~When appropriate based on the severity or pervasiveness of the bullying, the Superintendent or designee shall notify the parents/guardians of victims and perpetrators and may contact law enforcement.~~

~~The Superintendent, principal, or principal's designee may refer a victim, witness, perpetrator, or other student affected by an act of bullying to a school counselor, school psychologist, social worker, child welfare attendance personnel, school nurse, or other school support service personnel for case management, counseling, and/or participation in a restorative justice program as appropriate. (Education Code 48900.9)~~

~~(cf. 6164.2 – Guidance/Counseling Services)~~

~~Reporting and Filing of Complaints~~

~~Any student, parent/guardian, or other individual who believes that a student has been subjected to bullying or who has witnessed bullying may report the incident to a teacher, the principal, a compliance officer, or any other available school employee. Within one business day of receiving such a report, a staff member shall notify the principal of the report, whether or not a uniform complaint is filed. In addition, any school employee who observes an incident of bullying involving a student shall, within one business day, report his/her observation to the principal or a district compliance officer, whether or not the alleged victim files a complaint.~~

~~Within two business days of receiving a report of bullying, the principal shall notify the district compliance officer identified in AR 1312.3 – Uniform Complaint Procedures.~~

~~(cf. 1312.3 – Uniform Complaint Procedures)~~

~~When the circumstances involve cyberbullying, individuals with information about the activity shall be encouraged to save and print any electronic or digital messages that they feel constitute cyberbullying and to notify a teacher, the principal, or other employee so that the matter may be investigated. When a student uses a social networking site or service to bully or harass another student, the Superintendent or designee may file a request with the networking site or service to suspend the privileges of the student and to have the material removed.~~

~~When a report of bullying is submitted, the principal or a district compliance officer shall inform the student or parent/guardian of the right to file a formal written complaint in accordance with AR 1312.3. The student who is the alleged victim of the bullying shall be given an opportunity to describe the incident, identify witnesses who may have relevant information, and provide other evidence of bullying.~~

~~Investigation and Resolution of Complaints~~

Any complaint of bullying shall be investigated and, if determined to be discriminatory, resolved in accordance with law and the district's uniform complaint procedures specified in AR 1312.3.

If, during the investigation, it is determined that a complaint is about nondiscriminatory bullying, the principal or designee shall inform the complainant and shall take all necessary actions to resolve the complaint.

Discipline

~~Corrective actions for a student who commits an act of bullying of any type may include counseling, behavioral intervention and education, and, if the behavior is severe or pervasive as defined in Education Code 48900, may include suspension or expulsion in accordance with district policies and regulations:~~

~~(cf. 5138—Conflict Resolution/Peer Mediation)~~

~~(cf. 5144—Discipline)~~

~~(cf. 5144.1—Suspension and Expulsion/Due Process)~~

~~(cf. 5144.2—Suspension and Expulsion/Due Process (Students with Disabilities))~~

~~(cf. 6159.4—Behavioral Interventions for Special Education Students)~~

(cf. 1312.3 - Uniform Complaint Procedures)

Any employee who permits or engages in bullying or retaliation related to bullying shall be subject to disciplinary action, up to and including dismissal.

(cf. 4118 - Dismissal/Suspension/Disciplinary Action)

(cf. 4119.21/4219.21/4319.21 - Professional Standards)

(cf. 4218 - Dismissal/Suspension/Disciplinary Action)

Legal Reference:

EDUCATION CODE

200-262.4 Prohibition of discrimination

32282 Comprehensive safety plan

32283.5 Bullying; online training

35181 Governing board policy on responsibilities of students

35291-35291.5 Rules

48900-48925 Suspension or expulsion

48985 Translation of notices

52060-52077 Local control and accountability plan

PENAL CODE

422.55 Definition of hate crime

647 Use of camera or other instrument to invade person's privacy; misdemeanor

647.7 Use of camera or other instrument to invade person's privacy; punishment

653.2 Electronic communication devices, threats to safety

CODE OF REGULATIONS, TITLE 5

4600-~~4687~~4670 Uniform complaint procedures

UNITED STATES CODE, TITLE 47

254 Universal service discounts (e-rate)

CODE OF FEDERAL REGULATIONS, TITLE 28

35.107 Nondiscrimination on basis of disability; complaints

CODE OF FEDERAL REGULATIONS, TITLE 34

104.7 Designation of responsible employee for Section 504

106.8 Designation of responsible employee for Title IX

110.25 Notification of nondiscrimination on the basis of age

COURT DECISIONS

Wynar v. Douglas County School District, (2013) 728 F.3d 1062

J.C. v. Beverly Hills Unified School District, (2010) 711 F.Supp.2d 1094

Lavine v. Blaine School District, (2002) 279 F.3d 719

Management Resources:

CSBA PUBLICATIONS

Final Guidance: AB 1266, Transgender and Gender Nonconforming Students, Privacy, Programs, Activities & Facilities, Legal Guidance, March 2014

Providing a Safe, Nondiscriminatory School Environment for Transgender and Gender-Nonconforming Students, Policy Brief, February 2014

Addressing the Conditions of Children: Focus on Bullying, Governance Brief, December 2012

Safe Schools: Strategies for ~~Governing Boards of Education~~ to Ensure Student Success, 2011

Cyberbullying: Policy Considerations for Boards, Policy Brief, rev. July 2010

Building Healthy Communities: A School Leaders Guide to Collaboration and Community Engagement, 2009

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Bullying Module

California's Social and Emotional Learning: Guiding Principles, 2018

Social and Emotional Learning in California: A Guide to Resources, 2018

Health Education Content Standards for California Public Schools: Kindergarten Through Grade Twelve, 2008

Bullying at School, 2003

CALIFORNIA OFFICE OF THE ATTORNEY GENERAL PUBLICATIONS

Promoting a Safe and Secure Learning Environment for All: Guidance and Model Policies to Assist California K-12 Schools in Responding to Immigration Issues, April 2018

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

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

Guidance to America's Schools: Bullying of Students with Disabilities, October 2014

Dear Colleague Letter: Guidance on Schools' Obligations to Protect Students from Student-on-Student Harassment on the Basis of Sex; Race, Color and National Origin; and Disability, October 26, 2010

Dear Colleague Letter: Harassment and Bullying, October 2010

WEB SITES

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

California Department of Education, Safe Schools Office: <http://www.cde.ca.gov/lss>

California Office of the Attorney General: <http://oag.ca.gov>

Center on Great Teachers and Leaders: <https://gtlcenter.org>

Collaborative for Academic Social and Emotional Learning: <https://casel.org>

Common Sense Media: <http://www.commonsensemedia.org>

National School Safety Center: <http://www.schoolsafety.us>

Partnership for Children and Youth: <https://www.partnerforchildren.org>

U.S. Department of Education: <http://www.ed.gov>

SIERRA COUNTY OFFICE OF EDUCATION
SIERRA-PLUMAS JOINT UNIFIED SCHOOL DISTRICT

Policy adopted: June 12, 2012

revised: June 19, 2013

revised: December 9, 2014

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Sierra County/Sierra-Plumas Joint USD

Administrative Regulation

Students

AR 5131.2

BULLYING

Note: Education Code 234.4, as added by AB 2291 (Ch. 491, Statutes of 2018), **mandates** districts to adopt, on or before December 31, 2019, procedures for preventing acts of bullying, including cyberbullying. The following administrative regulation may be revised to reflect district practice.

Definitions

Note: The following section reflects definitions and examples of bullying and cyberbullying contained in the California Department of Education's (CDE) [Bullying Module](#) and may be revised to reflect district practice.

Education Code 48900 defines "bullying," including bullying via an electronic act, for purposes of establishing grounds for suspension or expulsion. See AR 5144.1 - Suspension and Expulsion/Due Process. In addition, Penal Code 653.2 makes it a crime to distribute another person's personally identifiable information electronically with the intent to place that person in reasonable fear of the person's own or a family member's safety and for the purpose of imminently causing harassment or injury by a third party.

Bullying is an unwanted, aggressive behavior that involves a real or perceived imbalance of power between individuals with the intent to cause emotional or physical harm. Bullying can be physical, verbal, or social/relational and involves repetition or potential repetition of a deliberate act.

Cyberbullying includes the electronic creation or transmission of harassing communications, direct threats, or other harmful texts, sounds, or images. Cyberbullying also includes breaking into another person's electronic account or assuming that person's online identity in order to damage that person's reputation.

(cf. 5145.2 - Freedom of Speech/Expression)

(cf. 6163.4 - Student Use of Technology)

Examples of the types of conduct that may constitute bullying and are prohibited by the district include, but are not limited to:

1. Physical bullying that inflicts harm upon a person's body or possessions, such as hitting, kicking, pinching, spitting, tripping, pushing, taking or breaking someone's possessions, or making cruel or rude hand gestures
2. Verbal bullying that includes saying or writing hurtful things, such as teasing, name-calling, inappropriate sexual comments, taunting, or threats to cause harm
3. Social/relational bullying that harms a person's reputation or relationships, such as leaving a person out of an activity on purpose, influencing others not to be friends with someone, spreading rumors, or embarrassing someone in public

4. Cyberbullying, such as sending demeaning or hateful text messages or emails, sending rumors by email or by posting on social networking sites, or posting embarrassing photos, videos, web site, or fake profiles

Measures to Prevent Bullying

The Superintendent or designee shall implement measures to prevent bullying in district schools, including, but not limited to, the following:

1. Ensuring that each school establishes clear rules for student conduct and implements strategies to promote a positive, collaborative school climate
(*cf. 5131 - Conduct*)
(*cf. 5137 - Positive School Climate*)
2. Providing to students, through student handbooks and other age-appropriate means, information about district and school rules related to bullying, mechanisms available for reporting incidents or threats, and the consequences for engaging in bullying
3. Encouraging students to notify school staff when they are being bullied or when they suspect that another student is being bullied, and providing means by which students may report threats or incidents confidentially and anonymously
4. Conducting an assessment of bullying incidents at each school and, if necessary, increasing supervision and security in areas where bullying most often occurs, such as classrooms, playgrounds, hallways, restrooms, and cafeterias

Note: Although Education Code 234.1 requires the district to adopt a policy requiring school personnel who witness acts of unlawful discrimination (such as discriminatory harassment, intimidation, or bullying) against students based on the actual or perceived status of the student belonging to a protected class to take immediate steps to intervene when it is safe to do so, it is recommended that districts apply this policy equally to all students; also see AR 5145.3 - Nondiscrimination/Harassment.

5. Annually notifying district employees that, pursuant to Education Code 234.1, any school staff who witnesses an act of bullying against a student has a responsibility to immediately intervene to stop the incident when it is safe to do so

Staff Development

Note: Education Code 32283.5, as amended by AB 2291, requires districts to make available annually, to certificated staff and all other employees who have regular interaction with students, the CDE's online [Bullying Module](#) described below.

The Superintendent or designee shall make the California Department of Education's online training module on the dynamics of bullying and cyberbullying, which includes the identification of bullying and cyberbullying and the implementation of strategies to address bullying, available annually to all certificated staff and to other employees who have regular interaction with students. (Education Code 32283.5)

(*cf. 4131 - Staff Development*)

(cf. 4231 - Staff Development)

(cf. 4331 - Staff Development)

Note: Pursuant to Education Code 234.7, districts are **mandated** to adopt policy, equivalent to that developed by the Attorney General, which requires the provision of staff training with the components specified below.

The Superintendent or designee shall provide training to teachers and other school staff to raise their awareness about the legal obligation of the district and its employees to prevent discrimination, harassment, intimidation, and bullying of district students. Such training shall be designed to provide staff with the skills to:

1. Discuss the diversity of the student body and school community, including their varying immigration experiences
2. Discuss bullying prevention strategies with students, and teach students to recognize the behavior and characteristics of bullying perpetrators and victims
3. Identify the signs of bullying or harassing behavior
4. Take immediate corrective action when bullying is observed
5. Report incidents to the appropriate authorities, including law enforcement in instances of criminal behavior

Student Instruction

Note: California content standards related to student education about bullying and violence prevention (e.g., recognizing the characteristics of bullying, examining the effects of bullying on others, demonstrating what to say and do when witnessing bullying) are addressed within the health education content standards adopted by the State Board of Education.

47 USC 254 mandates districts that receive e-rate discounts to adopt a policy which addresses educating students about appropriate online behavior, including the interaction with other individuals on social networking web sites and in chat rooms, as well as providing information about cyberbullying awareness and response. See BP 6163.4 - Student Use of Technology for language implementing this mandate.

As appropriate, the district shall provide students with instruction, in the classroom or other educational settings, that promotes social-emotional learning, effective communication and conflict resolution skills, character/values education, respect for cultural and individual differences, self-esteem development, assertiveness skills, and appropriate online behavior.

(cf. 6142.8 - Comprehensive Health Education)

(cf. 6142.94 - History-Social Science Instruction)

Note: Education Code 234.7 requires districts to educate students about the negative impact of bullying based on actual or perceived immigration status or religious beliefs and customs. The following paragraph reflects the California Attorney General's model policy developed pursuant to Education Code 234.7, contained in the Office of the Attorney General's publication Promoting a Safe and Secure Learning Environment for All: Guidance and Model Policies to Assist California's K-12 Schools in Responding to Immigration Issues, and has been expanded to include education about the impact of bullying based on any other individual characteristic.

The district shall also educate students about the negative impact of bullying, discrimination, intimidation, and harassment based on actual or perceived immigration status, religious beliefs and customs, or any other individual bias or prejudice.

Note: The remainder of this section reflects recommendations in CDE's [Bullying Module](#) and may be revised to reflect district practice.

Students should be taught the difference between appropriate and inappropriate behaviors, how to advocate for themselves, how to help another student who is being bullied, and when to seek assistance from a trusted adult. As role models for students, staff shall be expected to demonstrate effective problem-solving and anger management skills.

To discourage cyberbullying, teachers may advise students to be cautious about sharing passwords, personal data, or private photos online and to consider the consequences of making negative comments about others online.

Reporting and Filing of Complaints

Note: The following reporting process may be revised to reflect district practice.

Any student, parent/guardian, or other individual who believes that a student has been subjected to bullying or who has witnessed bullying may report the incident to a teacher, the principal, a compliance officer, or any other available school employee.

When a report of bullying is submitted, the principal or a district compliance officer shall inform the student or parent/guardian of the right to file a formal written complaint in accordance with AR 1312.3 - Uniform Complaint Procedures. The student who is the alleged victim of the bullying shall be given an opportunity to describe the incident, identify witnesses who may have relevant information, and provide other evidence of bullying.

(cf. 1312.3 - Uniform Complaint Procedures)

Within one business day of receiving such a report, a staff member shall notify the principal of the report, whether or not a uniform complaint is filed. In addition, any school employee who observes an incident of bullying involving a student shall, within one business day, report such observation to the principal or a district compliance officer, whether or not the alleged victim files a complaint.

Within two business days of receiving a report of bullying, the principal shall notify the district compliance officer identified in AR 1312.3.

Note: Districts have the authority to monitor student use of the district's Internet system and to conduct individual searches of student accounts if there is reasonable suspicion that a user has violated district policy or the law; see BP/AR 5145.12 - Search and Seizure and BP/E 6163.4 - Student Use of Technology.

When the circumstances involve cyberbullying, individuals with information about the activity shall be encouraged to save and print any electronic or digital messages that they feel constitute cyberbullying and to notify a teacher, the principal, or other employee so that the matter may be

investigated. When a student uses a social networking site or service to bully or harass another student, the Superintendent or designee may file a request with the networking site or service to suspend the privileges of the student and to have the material removed.

Discipline/Corrective Actions

Note: Pursuant to Education Code 48900-48900.4, "bullying" is a ground for suspension or expulsion; see AR 5144.1 - Suspension and Expulsion/Due Process.

The courts have generally upheld discipline for off-campus student conduct that poses an identifiable threat to the safety of other students, staff, or school property or presents a risk of substantial disruption of school activities, provided that the district is able to document the impact or disruption that the conduct has, or could be expected to have, on school activities (e.g., Wynar v. Douglas County School District, Lavine v. Blaine School District). The court in J.C. v. Beverly Hills Unified School District found that the district would be able to discipline a student for a video recorded off campus and posted on YouTube, but that the discipline imposed on this particular student was not justified since the district did not present evidence of specific facts that led school officials to predict that the video would cause substantial disruption (e.g., the video was not violent or threatening nor did it lead to any confrontations between the students).

Consistent with these interpretations, Education Code 48900 defines bullying by means of an electronic act to include creation or transmission originating on or off the school site. Thus, for purposes of determining whether the conduct may be subject to suspension or expulsion, the act does not necessarily need to have been committed while at school, while coming to or from school, or during a school-sponsored activity. Nevertheless, the act needs to satisfy the criteria specified in the definition of "bullying" in Education Code 48900 (i.e., a severe or pervasive physical or verbal act or conduct that has or can be reasonably predicted to have the effect of placing a reasonable student in fear of harm to the student's person or property, causing a substantially detrimental effect on the student's physical or mental health, causing substantial interference with the student's academic performance, or causing substantial interference with the student's ability to participate in or benefit from school services, activities, or privileges).

When the conduct does not rise to the level specified in Education Code 48900, the district may implement interventions other than suspension or expulsion to address the bullying. For further information, see CSBA's policy brief Cyberbullying: Policy Considerations for Boards. Also see BP 5131 - Conduct and BP 5145.2 - Freedom of Speech/Expression.

Corrective actions for a student who commits an act of bullying of any type may include counseling, behavioral intervention and education, and, if the behavior is severe or pervasive as defined in Education Code 48900, may include suspension or expulsion in accordance with district policies and regulations.

(cf. 5138 - Conflict Resolution/Peer Mediation)

(cf. 5144 - Discipline)

(cf. 5144.1 - Suspension and Expulsion/Due Process)

(cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))

(cf. 6159.4 - Behavioral Interventions for Special Education Students)

When appropriate based on the severity or pervasiveness of the bullying, the Superintendent or designee shall notify the parents/guardians of victims and perpetrators and may contact law enforcement.

The Superintendent, principal, or principal's designee may refer a victim, witness, perpetrator, or other student affected by an act of bullying to a school counselor, school psychologist, social worker, child welfare attendance personnel, school nurse, or other school support service personnel

for case management, counseling, and/or participation in a restorative justice program as appropriate. (Education Code 48900.9)

(cf. 6164.2 - Guidance/Counseling Services)

If any student involved in bullying exhibits warning signs of suicidal thought or intention or of intent to harm another person, the Superintendent or designee shall, as appropriate, implement district intervention protocols which may include, but are not limited to, referral to district or community mental health services, other health professionals, and/or law enforcement.

(cf. 5141.52 - Suicide Prevention)

SIERRA COUNTY OFFICE OF EDUCATION
SIERRA-PLUMAS JOINT UNIFIED SCHOOL DISTRICT
Regulation approved: July 9, 2019

Sierra County/Sierra-Plumas Joint USD

Board Policy

Students

BP 5132

DRESS AND GROOMING

Note: The following policy may be revised to reflect district practice. Pursuant to Education Code 35183, districts that adopt a school uniform policy are **mandated** to include specified provisions; see section on "Uniforms" below.

The Governing Board believes that appropriate dress and grooming contribute to a productive learning environment. -The Board expects students to ~~give proper attention to personal cleanliness and to wear clothes~~clothing that ~~are~~is suitable for the school activities in which they participate. ~~Students' clothing must~~Students shall not ~~present~~wear clothing that presents a health or safety hazard or ~~a distraction which would interfere with~~is likely to cause a substantial disruption to the educational ~~process~~program.

(cf. 4119.22/4219.22/4319.22 - Dress and Grooming)

District and ~~Grooming~~school rules pertaining to student attire shall be included in student handbooks, may be posted in school offices and classrooms, and may be periodically reviewed with all students as necessary.

Students shall not be prohibited from dressing in a manner consistent with their gender identity or gender expression or with their religious or cultural observance.

(cf. 5145.3 - Nondiscrimination/Harassment)

(cf. 5145.7 - Sexual Harassment)

Note: While students do not lose their constitutional rights by virtue of entering school grounds, numerous court decisions have found that the First Amendment rights of public school students are not necessarily the same as the rights of adults in other settings and must be viewed in light of the special circumstances of the school environment. In Hazelwood School District v. Kuhlmeier, the U.S. Supreme Court ruled that a school may limit student expression as long as its decision is reasonably related to "legitimate pedagogical concerns." For instance, districts may prohibit clothing that is vulgar or causes a substantial disruption to the educational program. Districts may also prohibit clothing that promotes drug use. While districts can regulate clothing that causes a "substantial disruption," districts cannot regulate student clothing simply because the district does not approve of the message displayed. The district's ability to prohibit "hate speech," including clothing with derogatory or demeaning messages, is unclear. The 9th Circuit Court in Harper v. Poway Unified School District ruled that a school could prohibit a student from wearing a t-shirt with a religious viewpoint against homosexuality, citing a provision in Tinker v. Des Moines which held that schools may prohibit speech that "intrudes upon the rights of other students" and interferes with their learning. However, because the student had graduated, the U.S. Supreme Court vacated the Harper decision on appeal and thus its analysis cannot be relied upon. It is recommended that the district consult legal counsel in the development of this policy and whenever it has questions about the appropriate enforcement of this policy based on student expression.

The principal or designee is authorized to enforce this policy and shall inform any student who does not reasonably conform to the dress code. The dress code shall not be enforced in a manner that discriminates against a particular viewpoint or results in a disproportionate application of the dress code based on students' gender, sexual orientation, race, ethnicity, household income, or body type or size.

(cf. 0410 - Nondiscrimination in District Programs and Activities)

(cf. 0415 - Equity)

(cf. 5145.2 - Freedom of Speech/Expression)

~~Students~~ School administrators, teachers, and parents/guardians ~~other staff shall be informed about notified of appropriate and equitable enforcement of the dress and grooming standards at the beginning of the school year and whenever these standards are revised. A student who violates these standards~~ code.

(cf. 4131 - Staff Development)

(cf. 4231 - Staff Development)

(cf. 4331 - Staff Development)

When practical, students shall not be subject directed to appropriate correct a dress code violation during instructional time or in front of other students.

Repeated violations or refusal to comply with the district's dress code may result in disciplinary action.

(cf. 5144 - Discipline)

Gang-Related Apparel

Note: Education Code 35183 authorizes the Governing Board to approve a site-initiated plan that prohibits the school's students from wearing gang-related apparel. The definition of "gang-related apparel" must be limited to apparel that reasonably could be determined to threaten the health and safety of the school environment, and the Board's approval must be based on a determination the policy is necessary for the health and safety of the school environment. In Marvin H. Jeglin et al v. San Jacinto Unified School District et al, a federal district court held that in order to justify a gang-related dress code, there must be evidence of a gang presence at a school and actual or threatened disruption or material interference with school activity. Education Code 32282 specifies that for the purpose of establishing a schoolwide dress code, gang-related apparel shall not be considered a protected form of speech pursuant to Education Code 48950.

District policy should not include a districtwide prohibition against wearing gang-related apparel. Pursuant to Education Code 35183, such a dress code must be initiated at the school-site level and apply only to the school where it is initiated.

The principal, staff, and parents/guardians at a school may establish a reasonable dress code that prohibits students from wearing gang-related apparel when there is evidence of a gang presence that disrupts or threatens to disrupt the school's activities. ~~Such a proposed dress code may be included as part of the school safety plan and must~~ shall be presented to the Board ~~for approval. The Board, which~~ shall approve the plan upon determining that it is necessary to protect the health and safety of the ~~school's students, school environment. The dress code policy may be included in the school's comprehensive safety plan. (Education Code 35183)~~

(cf. 0450 - Comprehensive Safety Plan)

(cf. 5136 - Gangs)

When determining specific items of clothing that may be defined as gang apparel, the school shall ensure that the determination is free from bias based on race, ethnicity, national origin, immigration status, or other protected characteristics.

Uniforms

Note: In *Jacobs v. Clark County School District*, the 9th Circuit Court of Appeals held that a district policy requiring students to wear school uniforms did not violate students' First Amendment right to freedom of speech or expression, as such policies are viewpoint-neutral and content-neutral and not intended to suppress the expression of particular ideas.

Pursuant to Education Code 35183, the Board may approve a school-initiated plan that requires a school's students to wear uniforms when the Board determines that the policy is necessary for the health and safety of the school environment.

The Board may approve a school-initiated dress code requiring students at the school to wear a school uniform whenever the Board determines that such a dress code will promote student achievement, a positive school climate, and/or student safety.

Note: If the Board adopts a dress code policy requiring uniforms for any school, Education Code 35183 requires that the Board provide a method whereby parents/guardians may choose to have their children exempted from the adopted school uniform policy. Education Code 35183 **mandates** that the Board policy include a statement that such students shall not be penalized academically, otherwise discriminated against, or denied attendance to school.

The Superintendent or designee shall establish procedures whereby parents/guardians may choose to have their children exempted from the school uniform policy. Students shall not be penalized academically, otherwise discriminated against, or denied attendance to school if their parents/guardians so decide. (Education Code 35183)

The Superintendent or designee shall ensure that resources are identified to assist economically disadvantaged students in obtaining uniforms. (Education Code 35183)

Legal Reference:

EDUCATION CODE

220 Nondiscrimination

32281 *School safety plans*

35183 *School dress codes; uniforms*

35183.5 *Sun-protective clothing*

48907 *Student exercise of free expression*

49066 *Grades; effect of physical education class apparel*

COURT DECISIONS

Jacobs v. Clark County School District, (2008) 26 F. 3d 419

Harper v. Poway Unified School District, (2006) 445 App. 3d 166

Marvin H. Jeglin et al v. San Jacinto Unified School District et al. (C.D. Cal. 1993)
827 F.Supp. 1459

Arcadia Unified School District v. California Department of Education, (1992) 2 Cal. 4th 251

Hazelwood School District v. Kuhlmeier, (1988) 108 S. Ct. 562

Hartzell v. Connell, (1984) 35 Cal. 3d 899

Tinker v. Des Moines Independent Community School District, (1969) 393 U.S. 503

SIERRA COUNTY OFFICE OF EDUCATION
SIERRA-PLUMAS JOINT UNIFIED SCHOOL DISTRICT

Policy adopted: April 10, 2007

revised: July 9, 2019

Sierra County/Sierra-Plumas Joint USD

Administrative Regulation

Students

AR 5132

DRESS AND GROOMING

Note: The following optional administrative regulation should be revised to reflect district practice.

In cooperation with teachers, students, and parents/guardians, the principal or designee ~~shall~~may establish school rules governing student dress and grooming which are consistent with law, Board ~~of Education~~ policy, and administrative regulations. These school dress codes shall be regularly reviewed.

(cf. 0420 - School Plans/Site Councils)

~~Each school shall allow students to wear sun-protective clothing, including but not limited to hats, for outdoor use during the school day. (Education Code 35183.5)~~

Note: Optional items #1-4 below may be revised to reflect district practice.

The following guidelines shall apply to all regular school activities:

1. Clothing, jewelry, and ~~teachers~~personal items shall be free of writing, pictures, or any other insignia which is vulgar, lewd, obscene, profane, or sexually suggestive or which promotes the use of alcohol, drugs, tobacco, or other illegal activity.
2. Appropriate shoes must be worn at all times.
3. Hats, caps, and other head coverings shall not be worn indoors.
4. Clothes shall be sufficient to conceal undergarments. See-through tops and bare abdomens are prohibited.

The dress code shall be modified as appropriate to accommodate a student's religious or cultural observance, health condition, or other circumstance deemed necessary by the principal or designee. In addition, the principal or designee may impose ~~more stringent~~ dress requirements to accommodate the ~~special~~ needs of ~~certain sports and/or special school activities, physical education classes, athletic activities, and other extracurricular and cocurricular activities.~~

(cf. 3260 - Fees and Charges)

(cf. 6142.7 - Physical Education and Activity)

(cf. 6145 - Extracurricular and Cocurricular Activities)

(cf. 6145.2 - Athletic Competition)

No grade of a student participating in a physical education class shall be adversely affected if the student does not wear standardized physical education apparel because of circumstances beyond the student's control. (Education Code 49066)

(cf. 5121 - Grades/Evaluation of Student Achievement)

~~The principal, staff, students and parent/guardians at each school may establish reasonable dress and grooming regulations for times when students are engaged in extracurricular or other special school activities.~~

Students shall be allowed to wear sun-protective clothing, including but not limited to hats, for outdoor use during the school day. (Education Code 35183.5)
(cf. 5141.7 - Sun Safety)

Gang-Related Apparel

Note: The following section is for use by districts in which individual schools have adopted a dress code prohibiting gang-related apparel pursuant to Education Code 35183. It is recommended that districts consult legal counsel when developing administrative regulations related to gang apparel.

At individual schools that have a dress code prohibiting gang-related apparel at school or school activities, the principal, staff, and parents/guardians participating in the development of the school safety plan shall define "gang-related apparel" and shall limit this definition to apparel that reasonably could be determined to threaten the health and safety of the school environment if it were worn or displayed on a school campus. (Education Code 32282)

Because gang-related symbols are constantly changing, definitions of gang-related apparel shall be reviewed at least once each semester and updated whenever related information is received. As necessary, the school shall collaborate with law enforcement agencies to update definitions of gang-related apparel.

Uniforms

Note: The following optional section is for use only by districts with schools that have a school uniform policy pursuant to Education Code 35183.

In schools that require a schoolwide uniform, the principal, staff, and parents/guardians of the school shall jointly select the specific uniform to be worn. (Education Code 35183)

At least six months before a school uniform policy is implemented, the principal or designee shall notify parents/guardians of this policy. (Education Code 35183)
(cf. 5145.6 - Parental Notifications)

Parents/guardians shall also be informed of their right to have their child exempted.

Note: The following paragraph may be revised to reflect district practice.

The Superintendent or designee shall establish criteria for determining student eligibility for financial assistance when purchasing uniforms.

Students who participate in a nationally recognized youth organization shall be allowed to wear organization uniforms on days when the organization has a scheduled meeting. (Education Code 35183)