

**CONCEPTS AND ROLES**

The Tehama County Superintendent of Schools desires to provide a comprehensive, research-based curriculum that motivates every student to succeed. The Tehama County Department of Education's educational program shall provide students with opportunities to attain the skills, knowledge, and abilities they need to be successful in school and develop to their full potential.

Strategies for improving the educational program shall take into consideration the needs of individual students and subpopulations of students. Students who are failing or at risk of failing to meet academic standards shall be provided with alternative programs and/or supplemental assistance designed to raise achievement.

Inasmuch as parents/guardians are critical partners in their children's education, parents/guardians shall be provided with opportunities to be meaningfully involved both in support of their children's education program at school and with learning at home.

The County Superintendent shall:

1. Expect that standards of student achievement for core subjects at each grade level are aligned with the Department's vision for student learning, the specific needs and strengths of the students, the expectations of parents/guardians and the community, and available resources
2. Support the professional staff's implementation of the curriculum by providing consistent policy direction, and allocating resources based on educational program priorities
3. Provide a continuing program of professional development to keep instructional staff and administrators updated about current issues and research pertaining to curriculum, instructional strategies, and student assessment
4. Review and evaluate the educational program on the basis of state and federal accountability measures, disaggregated student achievement data, and other indicators and ensure that evaluation results are used to improve programs, curriculum, and/or instructional practices as necessary to enhance student achievement
5. Communicate clear information about instructional goals, programs, and progress in student achievement to the community and media

## CONCEPTS AND ROLES (continued)

### Comparability in Instruction

The Department shall provide comparable educational opportunities for all students. Instruction in the core curriculum shall be in no way diminished when students receive supplementary services funded by special governmental programs. Services funded by any categorical program shall supplement, not supplant, the Department-provided core curriculum and any services which may be provided by other categorical programs.

#### *Legal Reference:*

EDUCATION CODE

51000-51007 *Legislative intent, educational program*

CODE OF REGULATIONS, TITLE 5

3940 *Maintenance of effort*

4424 *Comparability of services*

UNITED STATES CODE, TITLE 20

6321 *Fiscal requirements/comparability of services*

#### *Management Resources:*

CSBA PUBLICATIONS

Maximizing School Board Leadership: Curriculum, 1996

WEB SITES

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

California Department of Education: <http://www.cde.ca.gov>

**ACADEMIC STANDARDS**

The Tehama County Department of Education shall support high academic standards for student achievement which challenge all students to reach their full potential and which clarify what students are expected to know and be able to do at each grade level and in each area of study.

Standards for English language arts, English language development, mathematics, science, health education, history-social science, physical education, visual and performing arts, world languages, career technical education, and preschool education shall meet or exceed statewide model content standards adopted by the State Board of Education or the State Superintendent of Public Instruction as applicable.

Teachers and school administrators shall receive professional development to ensure their understanding of the standards and to discuss effective instructional methods in preparing students to meet the standards.

Staff shall continually assess students' progress toward meeting the standards, report each student's progress to the student and his/her parents/guardians, and offer remedial assistance in accordance with Department policy and administrative regulation.

Standards shall also provide a basis for evaluating the instructional program, making decisions about curriculum and assessment, and, in accordance with Education Code 44662, evaluating teacher performance.

*Legal Reference: (see next page)*

**ACADEMIC STANDARDS** (continued)

*Legal Reference:*

EDUCATION CODE

44662 *Evaluation of certificated employees*

51003 *Statewide academic standards*

60605-60605.5 *Adoption of statewide academically rigorous content and performance standards*

UNITED STATES CODE, TITLE 20

6311 *State academic standards and accountability for Title I, Part A*

*Management Resources:*

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

World Language Content Standards for California Public Schools, Kindergarten Through Grade Twelve, 2009

California Preschool Learning Foundations, Vol. 1, 2008

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

California Career Technical Education Model Curriculum Standards, Grades Seven Through Twelve, 2006

Physical Education Model Content Standards for California Public Schools, Kindergarten Through Grade Twelve, January 2005

Visual and Performing Arts Content Standards for California Public Schools, Prekindergarten Through Grade Twelve, January 2001

English-Language Development Standards for California Public Schools, Kindergarten Through Grade Twelve, July 1999

History-Social Science Content Standards for California Public Schools, Kindergarten Through Grade Twelve, October 1998

Science Content Standards for California Public Schools, Kindergarten Through Grade Twelve, October 1998

English-Language Arts Content Standards for California Public Schools, Kindergarten Through Grade Twelve, December 1997

Mathematics Content Standards for California Public Schools, Kindergarten Through Grade Twelve, December 1997

WEB SITES

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

California Department of Education: <http://www.cde.ca.gov>

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

**PARENT INVOLVEMENT**

The Tehama County Superintendent of Schools recognizes that parents/guardians are their children's first and most influential teachers and that sustained parent involvement in the education of their children contributes greatly to student achievement and a positive school environment. The County Superintendent or designee shall work with staff and parents/guardians to develop meaningful opportunities at all grade levels for parents/guardians to be involved in Tehama County Department of Education and school activities; advisory, decision-making, and advocacy roles; and activities to support learning at home.

Parents/guardians shall be notified of their rights to be informed about and to participate in their children's education and of the opportunities available to them to do so.

**Title I Schools**

Each year the County Superintendent or designee shall identify specific objectives of the Department's parent involvement program for schools that receive Title I funding. He/she shall ensure that parents/guardians are consulted and participate in the planning, design, implementation, and evaluation of the parent involvement program. (Education Code 11503)

The County Superintendent or designee shall ensure that the Department's parent involvement strategies are jointly developed with and agreed upon by parents/guardians of students participating in Title I programs. Those strategies shall establish expectations for parent involvement and describe how the Department will carry out each activity listed in 20 USC 6318. (20 USC 6318)

The County Superintendent or designee shall consult with parents/guardians of participating students in the planning and implementation of parent involvement programs, activities, and regulations. He/she also shall involve parents/guardians of participating students in decisions regarding how the Department's Title I funds will be allotted for parent involvement activities. (20 USC 6318)

The County Superintendent or designee shall ensure that each school receiving Title I funds develops a school-level parent involvement policy in accordance with 20 USC 6318.

**Non-Title I Schools**

The County Superintendent or designee shall develop and implement strategies applicable to each school that does not receive federal Title I funds to encourage the involvement and support of parents/guardians in the education of their children, including, but not limited to, strategies describing how the Department and schools will address the purposes and goals described in Education Code 11502. (Education Code 11504)

**PARENT INVOLVEMENT (continued)**

*Legal Reference:*

EDUCATION CODE

11500-11506 Programs to encourage parent involvement

48985 Notices in languages other than English

51101 Parent rights and responsibilities

64001 Single plan for student achievement

LABOR CODE

230.8 Time off to visit child's school

UNITED STATES CODE, TITLE 20

6311 Parental notice of teacher qualifications and student achievement

6312 Local educational agency plan

6314 Schoolwide programs

6316 School improvement

6318 Parent involvement

CODE OF FEDERAL REGULATIONS, TITLE 28

35.104 Definitions, auxiliary aids and services

35.160 Communications

*Management Resources:*

CSBA PUBLICATIONS

*Parent Involvement: Development of Effective and Legally Compliant Policies, Governance and Policy Services Policy Briefs, August 2006*

STATE BOARD OF EDUCATION POLICIES

89-01 Parent Involvement in the Education of Their Children, rev. 1994

U.S. DEPARTMENT OF EDUCATION NON-REGULATORY GUIDANCE

*Parental Involvement: Title I, Part A, April 23, 2004*

WEB SITES

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

California Department of Education, Family, School, Community Partnerships:  
<http://www.cde.ca.gov/lsp/pf>

California Parent Center: <http://parent.sdsu.edu>

California State PTA: <http://www.capta.org>

National Coalition for Parent Involvement in Education: <http://www.ncpie.org>

National PTA: <http://www.pta.org>

No Child Left Behind: <http://www.ed.gov/nclb>

Parent Information and Resource Centers: <http://www.pirc-info.net>

Parents as Teachers National Center: <http://www.parentsasteachers.org>

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

**PARENT INVOLVEMENT**

**Department Strategies for Title I Schools**

To ensure that parents/guardians of students participating in Title I programs are provided with opportunities to be involved in their children's education, the Tehama County Superintendent of Schools or designee shall:

1. Involve parents/guardians of participating students in the joint development of the Title I local educational agency (LEA) plan pursuant to 20 USC 6312 and the process of school review and improvement pursuant to 20 USC 6316 (20 USC 6318)
2. Build the capacity of schools and parents/guardians for strong parent involvement (20 USC 6318)

The County Superintendent or designee shall: (20 USC 6318)

- a. Assist parents/guardians in understanding such topics as the state's academic content standards and academic achievement standards, state and local academic assessments, the requirements of Title I, and how to monitor a child's progress and work with educators to improve the achievement of their children
- b. Provide materials and training to help parents/guardians work with their children to improve their children's achievement, such as literacy training and using technology, as appropriate, to foster parent involvement
- c. Educate teachers, student services personnel, Program Administrators, and other staff, with the assistance of parents/guardians, in the value and utility of parent/guardian contributions and in how to reach out to, communicate with, and work with parents/guardians as equal partners, implement and coordinate parent/guardian programs, and build ties between parents/guardians and the schools
- d. To the extent feasible and appropriate, coordinate and integrate parent involvement programs and activities with Head Start, Home Instruction Programs for Preschool Youngsters, public preschool, and other programs, and conduct other activities, such as parent resource centers, that encourage and support parents/guardians in more fully participating in their children's education
- e. Ensure that information related to school and parent/guardian programs, meetings, and other activities is sent to the parents/guardians of participating students in a format and, to the extent practicable, in a language the parents/guardians can understand

**PARENT INVOLVEMENT** (continued)

- f. Provide other such reasonable support for parent involvement activities as parents/guardians may request
3. Conduct, with involvement of parents/guardians, an annual evaluation of the content and effectiveness of the parent involvement policy in improving the academic quality of the schools served by Title I (20 USC 6318)

The County Superintendent or designee shall:

- a. Ensure that the evaluation include the identification of barriers to greater participation in parent involvement activities, with particular attention to parents/guardians who are economically disadvantaged, are disabled, have limited English proficiency, have limited literacy, or are of any racial or ethnic minority background (20 USC 6318)
- b. Use the evaluation results to design strategies for more effective parent involvement and, if necessary, to recommend changes in the parent involvement policy (20 USC 6318)

**Department Strategies for Non-Title I Schools**

For each school that does not receive federal Title I funds, the County Superintendent or designee shall, at a minimum:

1. Engage parents/guardians positively in their children's education by helping them develop skills to use at home that support their children's academic efforts at school and their children's development as responsible members of society (Education Code 11502, 11504)

**CEREMONIES AND OBSERVANCES**

The Tehama County Superintendent of Schools recognizes the importance of having students observe holidays, celebrate events of cultural or historical significance, and acknowledge the contributions of outstanding individuals in society. On days designated by the County Superintendent, staff shall provide students with appropriate commemorative exercises so that they may acquire the knowledge, skills, and principles essential for informed, responsible citizenship in a democratic society.

*Legal Reference:*

EDUCATION CODE

37220-37223 *Saturdays and holidays*

44015.1 *Week of the School Administrator*

45203 *Paid holidays*

45460 *Classified Employee Week*

52720 *Daily performance of patriotic exercises in public schools*

52730 *Patriotic exercises, daily instruction*

GOVERNMENT CODE

430-439 *Display of flags*

3540-3549.3 *Meeting and negotiating*

UNITED STATES CODE, TITLE 4

6 *Time and occasion for display of flag*

7 *Position and manner of display of flag*

UNITED STATES CODE, TITLE 36

106 *Note Constitution Day and Citizenship Day*

COURT DECISIONS

*West Virginia State Board of Education et al v. Barnette et al, 319 U.S. 624 (1943)*

*Management Resources:*

CSBA PUBLICATIONS

*Constitution Day: New Mandate for Districts Receiving Federal Funds, CSBA Advisory, August 2005*

FEDERAL REGISTER

70 *Fed. Reg. 29727 Constitution Day and Citizenship Day (2005)*

WEB SITES

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

California Department of Education, *History/Social Science Instructional Materials:*

<http://www.cde.ca.gov/ci/hs/im>

**CEREMONIES AND OBSERVANCES**

**Patriotic Exercises**

Each school shall conduct patriotic exercises daily. These patriotic exercises shall consist of the reciting of the Pledge of Allegiance and may also include instruction that promotes understanding of the concepts of "pledge," "allegiance," "republic," and "indivisible" and understanding of the importance of the pledge as an expression of patriotism, love of country, and pride in the United States. (Education Code 52720, 52730)

Individuals may choose not to participate in the flag salute for personal reasons.

**Display of Flag**

The flag of the United States and the flag of California shall be displayed during school days at the entrance or on the grounds of every school. At all times, the national flag shall be placed in the position of first honor. (Government Code 431, 436; 4 USC 6)

The national flag shall fly at half-staff on the following occasions: (4 USC 7)

1. For 30 days from the death of the President or a former President
2. For 10 days from the death of the Vice President, the Chief Justice or a retired Chief Justice, or the Speaker of the House of Representatives
3. From the day of death until internment of an Associate Justice of the Supreme Court, a secretary of executive or military department, former Vice President, and the Governor of a state
4. On the day of death and the following day for a Member of Congress
5. On Peace Officers Memorial Day (May 15), unless that day is also Armed Forces Day

**COMMITMENT TO INSTRUCTION AND INTERVENTION**

The Tehama County Superintendent of Schools desires to provide a high-quality, data-driven educational program to meet the learning and behavioral needs of each student and to help reduce disparities in achievement among subgroups of students. Students who are not making academic progress pursuant to Tehama County Department of Education measures of performance shall receive intensive instruction and intervention supports designed to meet their individual learning needs.

The County Superintendent supports systems that include instructional strategies and interventions with demonstrated effectiveness that are aligned with curriculum and assessments.

The County Superintendent believes education systems should include research-based, standards-based, culturally relevant instruction for students in the general education program; universal screening and continuous classroom monitoring to determine students' needs and to identify those students who are not making progress; criteria for determining the types and levels of interventions to be provided; and subsequent monitoring of student progress to determine the effectiveness of the intervention and to make changes as needed.

The County Superintendent is committed to providing staff development to teachers regarding the use of assessments, data analysis, and research-based instructional practices and strategies. The County Superintendent emphasizes a collaborative approach of professional learning communities among teachers within and across grade spans.

*Legal Reference: (see next page)*

**COMMITMENT TO INSTRUCTION AND INTERVENTION** (continued)

*Legal Reference:*

EDUCATION CODE

56329 *Assessment, written notice to parent*  
56333-56338 *Eligibility for specific learning disabilities*  
56500-56509 *Procedural safeguards*

UNITED STATES CODE, TITLE 20

1400-1482 *Individuals with Disabilities Education Act, especially:*  
1416 *Monitoring, technical assistance, and enforcement*  
6316 *School improvement*  
6318 *Parent involvement*  
6319 *Highly qualified teachers*

CODE OF FEDERAL REGULATIONS, TITLE 34

300.307 *Specific learning disabilities*  
300.309 *Determining the existence of specific learning disabilities*  
300.311 *Specific documentation for eligibility determination*

*Management Resources:*

CALIFORNIA DEPARTMENT OF EDUCATION CORRESPONDENCE

*Response to Instruction and Intervention, 2008*

WEB SITES

CSBA: <http://www.csba.org>  
California Department of Education: <http://www.cde.ca.gov>  
U.S. Department of Education: <http://www.ed.gov>

**CURRICULUM DEVELOPMENT AND EVALUATION**

The Tehama County Superintendent of Schools desires to provide a research-based, sequential curriculum which promotes high levels of student achievement and emphasizes the development of basic skills, problem solving, and decision making. Upon recommendation of the County Superintendent or designee, the Tehama County Board of Education may approve written Tehama County Department of Education curriculum which describes, for each subject area and grade level, the content objectives which are to be taught in all Department schools.

*Legal Reference:*

EDUCATION CODE

221.5 Equal opportunity

35160 Authority of governing boards

35160.1 Broad authority of school districts

51050-51057 Enforcement of courses of study

51200-51263 Required courses of study

51500-51540 Prohibited instruction

51720-51879.9 Authorized classes and courses of instruction

60000-60424 Instructional materials

GOVERNMENT CODE

3543.2 Scope of representation

CODE OF REGULATIONS, TITLE 5

4000-4091 School improvement programs

4400-4426 Improvement of elementary and secondary education

*Management Resources:*

CSBA PUBLICATIONS

*Maximizing School Board Leadership: Curriculum, 1996*

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

*Content Standards for California Public Schools: Kindergarten Through Grade 12*

*Curriculum Frameworks for California Public Schools: Kindergarten Through Grade 12*

WEB SITES

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

Association for Supervision and Curriculum Development: <http://www.ascd.org>

Association of California School Administrators: <http://www.acsa.org>

California Association for Supervision and Curriculum Development: <http://www.cascd.org>

California Department of Education, Curriculum and Instruction: <http://www.cde.ca.gov/ci>

**SEXUAL HEALTH AND HIV/AIDS PREVENTION INSTRUCTION**

The Tehama County Superintendent of Schools recognizes that the purpose of the Tehama County Department of Education's sexual health and HIV/AIDS prevention instruction is to provide students with the knowledge and skills necessary to protect them from unintended pregnancy and sexually transmitted diseases and to encourage students to develop healthy attitudes concerning adolescent growth and development.

The Department's curriculum shall be aligned with the state's content standards, based on medically accurate and factual information, and designed to teach students to make healthy choices and reduce high-risk behaviors. The Department's program shall comply with the requirements of law, Department policy, and administrative regulation and shall respect the rights of parents/guardians to supervise their children's education on these subjects and to impart values regarding human sexuality to their children.

The County Superintendent or designee may appoint a coordinator and/or an advisory committee regarding the Department's comprehensive sexual health program. The advisory committee shall represent a divergence of viewpoints and may participate in planning, implementing, and evaluating the Department's comprehensive sexual health education program. The County Board shall consider the advisory committee's recommendations when approving the Department's program.

*Legal Reference: (see next page)*

**SEXUAL HEALTH AND HIV/AIDS PREVENTION INSTRUCTION** (continued)

*Legal Reference:*

EDUCATION CODE

220 Prohibition of discrimination

48980 Notice at beginning of term

51202 Instruction in personal and public health and safety

51210.8 Health education curriculum

51240 Excuse from instruction due to religious beliefs

51513 Materials containing questions about beliefs or practices

51930-51939 Comprehensive Sexual Health and HIV/AIDS Prevention Education Act

HEALTH AND SAFETY CODE

1255.7 Parents surrendering physical custody of a baby

PENAL CODE

243.4 Sexual battery

261.5 Unlawful sexual intercourse

271.5 Parents voluntarily surrendering custody of a baby

UNITED STATES CODE, TITLE 20

1232h Protection of student rights

7906 Sex education

*Management Resources:*

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Health Education Content Standards for California Public Schools, Kindergarten Through Grade 12, 2008

Health Framework for California Public Schools: Kindergarten through Grade 12, 2003

WEB SITES

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

American Academy of Pediatrics: <http://www.aap.org>

American College of Obstetricians and Gynecologists: <http://www.acog.org>

American Public Health Association: <http://www.apha.org>

California Department of Education, Sex Education and HIV/STD Instruction:  
<http://www.cde.ca.gov/ls/he/se>

California Department of Public Health: <http://www.cdph.ca.gov>

California Healthy Kids Resource Center: <http://www.californiahealthykids.org>

California Safe Schools Coalition: <http://www.casafeschools.org>

Centers for Disease Control and Prevention: <http://www.cdc.gov>

National Academy of Sciences: <http://www.nationalacademies.org>

U.S. Department of Health and Human Services, Office of the Surgeon General:  
<http://www.surgeongeneral.gov>

U.S. Food and Drug Administration: <http://www.fda.gov>

**CIVIC EDUCATION**

The Tehama County Superintendent of Schools recognizes that citizen involvement in civic and political institutions is essential to a democratic government and desires to provide a comprehensive civic education program to help students acquire the knowledge, skills, and principles essential for informed, responsible citizenship.

The Tehama County Department of Education's civic education program shall provide students with an understanding of the rights and responsibilities of citizens in American democracy and the workings of federal, state, and local governments. As appropriate, instruction should include an examination of fundamental American documents, including, but not limited to, the Declaration of Independence, the United States Constitution, the Federalist Papers, and other significant writings and speeches.

To develop a sense of political effectiveness, instruction should develop students' understanding of the importance of civic participation in a democratic society. Service learning, extracurricular and cocurricular activities, class and school elections, and observation of local government processes may be used to reinforce classroom instruction by linking civic knowledge to practical experience and encouraging civic involvement.

Instruction also should promote a student's understanding of shared democratic principles and values, such as personal responsibility, justice, equality, respect for others, civic-mindedness, and patriotism, and enable students to make their own commitment to these civic values.

*Legal Reference: (see next page)*

## **CIVIC EDUCATION (continued)**

### *Legal Reference:*

#### EDUCATION CODE

233.5 *Teaching of principles*

33540 *Standards for government and civics instruction*

37221 *Commemorative exercises including anniversary of U.S. Constitution*

48205 *Absence from school for jury duty or precinct board service*

51210 *Courses of study, grades 1-6*

51220 *Courses of study, grades 7-12*

#### ELECTIONS CODE

12302 *Precinct boards, appointment of students*

#### UNITED STATES CODE, TITLE 20

6711-6716 *Education for Democracy Act*

#### UNITED STATES CODE, TITLE 36

101-144 *Patriotic observances*

### *Management Resources:*

#### CSBA PUBLICATIONS

*School Board Leadership: The Role and Function of California's School Boards, 1996*

#### FEDERAL REGISTER

77 Fed. Reg. 29727 *Constitution Day and Citizenship Day*

#### AMERICAN BAR ASSOCIATION PUBLICATIONS

*Essentials of Law-Related Education, rev. 2003*

#### CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

*History-Social Science Content Standards*

#### CENTER FOR CIVIC EDUCATION PUBLICATIONS

*Education for Democracy: California Civic Education Scope & Sequence, 2003*

*National Standards for Civics and Government, 1994*

#### NATIONAL ASSESSMENT OF EDUCATIONAL PROGRESS (NAEP) PUBLICATIONS

1998 *Civics Report Card for the Nation, November 18, 1999*

#### WEB SITES

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

American Bar Association, *Law-Related Education Projects*: <http://www.abanet.org/publiced/lre>

American Political Science Association: <http://www.apsanet.org>

Bill of Rights Institute: <http://www.billofrightsinstitute.org>

California Association of Student Leaders: <http://www.casl1.org>

California Council for the Social Studies: <http://www.ccss.org>

Center for California Studies: <http://www.csus.edu/calst>

Center for Civic Education: <http://www.civiced.org>

Center for Information and Research on Civic Learning and Engagement: <http://www.civicyouth.org>

Center for Youth Citizenship: <http://www.youthcitizenship.org>

Constitutional Rights Foundation: <http://www.crf-usa.org>

National Assessment of Educational Progress (NAEP), *Civics Assessment*:

<http://nces.ed.gov/nationsreportcard/civics>

National Council for the Social Studies: <http://www.ncss.org>

**SERVICE LEARNING/COMMUNITY SERVICE CLASSES**

The Tehama County Superintendent of Schools recognizes that service learning can enhance academic outcomes, help students develop the skills and knowledge necessary to become informed and responsible citizens, and aid in individual career development. Service learning experiences may also motivate students by providing them the opportunity to apply their studies to school and community needs and showing them that they can make a contribution to their community through involved citizenship.

**Service Learning**

The Tehama County Department of Education supports service learning instructional strategies as integral components of the Department's curriculum. The County Superintendent encourages staff to collaborate with local public and nonprofit agencies in order to develop service learning activities that meet educational objectives, align with state and local academic standards, and address current community needs.

*Legal Reference:*EDUCATION CODE*233.5 Teaching of principles**35160 Authority of governing boards**35160.1 Broad authority of school districts**37220.6 Cesar Chavez Day of Service and Learning**51210 Areas of study, grades 1-6**51220 Areas of study, grades 7-12**51745 Independent study*UNITED STATES CODE, TITLE 42*12501-12682 National and Community Service Trust Act of 1993*COURT DECISIONS*Steirer et al v. Bethlehem School District, (1993) 987 F.2d 989**Management Resources:*WEB SITES*CSBA: <http://www.csba.org>**California Department of Education, Service Learning: <http://www.cde.ca.gov/ci/cr/sl>**Learn and Serve America: <http://www.learnandserve.org>**National Service Learning Clearinghouse: <http://www.servicelearning.org>**Youth Service California: <http://www.yscal.org>*

**ENVIRONMENTAL EDUCATION**

The Tehama County Superintendent of Schools recognizes that schools play a crucial role in educating students about the importance of the environment and in preparing them to be stewards of natural resources. The County Superintendent believes that students should value the environment, respect all life forms, understand the basic ecological principles which support the planet, and live an ecologically responsible life-style.

*Legal Reference:*

EDUCATION CODE

- 8700-8707 Environmental education
- 8720-8723 Conservation education service
- 8760-8773 Outdoor science, conservation, and forestry
- 33541 Science requirements
- 37222 John Muir; recognition of his contributions
- 51210 Areas of study, grades 1-6
- 51220 Areas of study, grades 7-12
- 51795-51797 School instructional gardens
- 60041 Ecological systems and their protection

PUBLIC RESOURCES CODE

- 71300-71305 Statewide environmental education

*Management Resources:*

WEB SITES

- California Environmental Protection Agency, Education and the Environment Initiative:  
<http://www.calepa.ca.gov/Education/EEI>
- California Department of Education, Environmental Education:  
<http://www.cde.ca.gov/pd/ca/sc/oeaintrod.asp>
- California Integrated Waste Management Board, School Waste Management Education and Assistance: <http://www.ciwmb.ca.gov/Schools>
- California Regional Environmental Education Community: <http://www.creec.org>

**VISUAL AND PERFORMING ARTS EDUCATION**

The Tehama County Superintendent of Schools believes that visual and performing arts are essential to a well-rounded educational program and should be an integral part of the course of study offered to students at all grade levels. The Tehama County Department of Education's arts education program shall provide opportunities for appreciation, creation, and performance of the arts.

*Legal Reference:*

EDUCATION CODE

8820-8830 *Arts Work Visual and Performing Arts Educational Program*

8950-8957 *California summer school of the arts*

32060-32066 *Toxic art supplies*

35330 *Field trips*

51210 *Course of study, grades 1-6*

51220 *Course of study, grades 7-12*

51225.3 *Graduation requirements*

58800-58805 *Specialized secondary programs*

60200-60206 *Instructional materials, elementary schools*

60400-60411 *Instructional materials, high schools*

99200-99206 *Subject matter projects*

UNCODIFIED STATUTE

SB 77, Ch. 171, Statutes of 2007, Item 6110-265-0001 *Arts and music block grant*

*Management Resources:*

CSBA PUBLICATIONS

*Maximizing School Board Leadership: Curriculum Development, 1996*

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

*Visual and Performing Arts Framework for California Public Schools: Kindergarten through Grade 12, 2004*

*Visual and Performing Arts Content Standards, January 2001*

*Arts Education Program Toolkit: A Visual and Performing Arts Program Assessment Process, 2001*

WEB SITES:

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

Arts Education Partnership: <http://aep-arts.org>

California Alliance for Arts Education: <http://www.artsed411.org>

California Arts Council: <http://www.cac.ca.gov>

California Art Education Association: <http://www.caea-arteducation.org>

California Association for Music Education: <http://www.calmusiced.com>

California Dance Education Association: <http://www.cdeadance.org>

California Department of Education, Visual and Performing Arts: <http://www.cde.ca.gov/ci/vp>

California Educational Theatre Association: [http://www.cetoweb.org/ceta\\_pages](http://www.cetoweb.org/ceta_pages)

The California Arts Project: <http://csmp.ucop.edu/tcap>

**PHYSICAL EDUCATION AND ACTIVITY**

The Tehama County Superintendent of Schools recognizes the positive benefits of physical activity on student health and academic achievement. The Tehama County Department of Education shall provide all students the opportunity to be physically active on a regular basis through high-quality physical education instruction and may provide additional opportunities for physical activity throughout the school day. The Department's physical education and activity programs shall encourage students' lifelong fitness.

*Legal Reference:*EDUCATION CODE*33126 School accountability report card**33350-33354 CDE responsibilities re: physical education**35256 School accountability report card**49066 Grades; physical education class**51210 Course of study, grades 1-6**51220 Course of study, grades 7-12**51222 Physical education**51223 Physical education, elementary schools**51241 Temporary, two-year or permanent exemption from physical education**51242 Exemption from physical education for athletic program participants**52316 Excuse from attending physical education classes**60800 Physical performance test*CODE OF REGULATIONS, TITLE 5*1040-1048 Physical performance test**3051.5 Adapted physical education for individuals with exceptional needs**10060 Criteria for high school physical education programs*UNITED STATES CODE, TITLE 29*794 Rehabilitation Act of 1973, Section 504*UNITED STATES CODE, TITLE 42*1751 Note Local wellness policy*ATTORNEY GENERAL OPINIONS*53 Ops.Cal.Atty.Gen. 230 (1970)**Management Resources:*CSBA PUBLICATIONS*Active Bodies, Active Minds: Physical Activity and Academic Achievement, Fact Sheet, February 2010**Maximizing Opportunities for Physical Activity Through Joint Use of Facilities, Policy Brief, rev.**February 2010**Maximizing Opportunities for Physical Activity During the School Day, Fact Sheet, November 2009**Moderate to Vigorous Physical Activity in Physical Education to Improve Health and Academic Outcomes, Fact Sheet, November 2009**Management Resources continued: (see next page)*

**PHYSICAL EDUCATION AND ACTIVITY (continued)**

*Management Resources: (continued)*

CSBA PUBLICATIONS (continued)

*Building Healthy Communities: A School Leader's Guide to Collaboration and Community Engagement, 2009*

*Physical Education and California Schools, Policy Brief, rev. October 2007*

*Monitoring for Success: Student Wellness Policy Implementation Monitoring Report and Guide, 2007*

*Student Wellness: A Healthy Food and Physical Activity Policy Resource Guide, rev. April 2006*

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

*Physical Education Framework for California Public Schools: Kindergarten Through Grade 12, 2009*

*Physical Education Model Content Standards for California Public Schools: Kindergarten Through Grade 12, January 2005*

*Adapted Physical Education Guidelines for California Schools, 2003*

CENTERS FOR DISEASE CONTROL AND PREVENTION PUBLICATIONS

*School Health Index for Physical Activity and Healthy Eating: A Self-Assessment and Planning Guide for Elementary and Middle/High Schools, 2000*

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES PUBLICATIONS

*2008 Physical Activity Guidelines for Americans, October 2008*

WEB SITES

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

California Department of Education, Physical Fitness Testing: <http://www.cde.ca.gov/ta/tg/pf>

California Healthy Kids Resource Center: <http://www.californiahealthykids.org>

California Project LEAN (Leaders Encouraging Activity and Nutrition):  
<http://www.californiaprojectlean.org>

Centers for Disease Control and Prevention: <http://www.cdc.gov>

Educational Data System, California physical fitness: <http://www.eddata.com/projects/current/cpf>

Healthy People 2010: <http://www.healthypeople.gov>

National Association for Sport and Physical Education: <http://www.aahperd.org/naspe>

President's Council on Physical Fitness and Sports: <http://www.fitness.gov>

The California Endowment: <http://www.calendow.org>

U.S. Department of Health and Human Services: <http://www.health.gov>

**COMPREHENSIVE HEALTH EDUCATION**

The Tehama County Superintendent of Schools believes that health education should foster the knowledge, skills, and attitudes that students need in order to lead healthy lives and avoid high-risk behaviors. The Tehama County Department of Education's health education program shall be part of a coordinated school health system which supports the well-being of students and is linked to Department and community services and resources.

*Legal Reference:*EDUCATION CODE*8850.5 Family relationships and parenting education**35183.5 Sun protection**49413 First aid training**49430-49436 Pupil Nutrition, Health and Achievement Act of 2001**49490-49494 School breakfast and lunch programs**49500-49505 School meals**51202 Instruction in personal and public health and safety**51203 Instruction on alcohol, narcotics and dangerous drugs**51210 Areas of study**51210.8 State content standards for health education**51220.5 Parenting skills; areas of instruction**51260-51269 Drug education**51513 Personal beliefs**51880-51881.5 Health education, legislative findings and intent**51890-51891 Comprehensive health education programs**51913 District health education plan**51920 Inservice training, health education**51930-51939 Comprehensive sexual health and HIV/AIDS prevention education*CALIFORNIA CODE OF REGULATIONS, TITLE 5*11800-11801 District health education plan**Management Resources: (see next page)*

## COMPREHENSIVE HEALTH EDUCATION (continued)

### *Management Resources:*

#### CSBA PUBLICATIONS

*Asthma Management in the Schools, Policy Brief, March 2008*

*Monitoring for Success: Student Wellness Policy Implementation Monitoring Report and Guide, 2007*

*Physical Education and California Schools, Policy Brief, rev. October 2007*

*Promoting Oral Health for California's Students: New Roles, New Opportunities for Schools, Policy Brief, March 2007*

*Sun Safety in Schools, Policy Brief, July 2006*

*Student Wellness: A Healthy Food and Physical Activity Policy Resource Guide, rev. April 2006*

#### AMERICAN ASSOCIATION FOR HEALTH EDUCATION PUBLICATIONS

*National Health Education Standards: Achieving Excellence, 2007*

#### CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

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

*Health Framework for California Public Schools: Kindergarten Through Grade Twelve, 2003*

#### WEB SITES

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

American Association for Health Education: <http://www.ahperd.org>

American School Health Association: <http://www.ashaweb.org>

California Association of School Health Educators: <http://www.cashe.org>

California Department of Education, Health Education: <http://www.cde.ca.gov/ci/he>

California Department of Public Health: <http://www.cdph.ca.gov>

California Healthy Kids Resource Center: <http://www.californiahealthykids.org>

California Subject Matter Project, Physical Education-Health Project: <http://csmp.ucop.edu/cpehp>

Center for Injury Prevention Policy and Practice: <http://www.cipp.org>

Centers for Disease Control and Prevention: <http://www.cdc.gov>

National Center for Health Education: <http://www.nche.org>

National Hearing Conservation Association: <http://www.hearingconservation.org>

**READING/LANGUAGE ARTS INSTRUCTION**

The Tehama County Superintendent of Schools recognizes that reading and other language arts constitute the basic foundation for learning in other areas of study. Students should develop an appreciation for literature and for reading as a means to acquire knowledge. They also should develop oral and written language skills that enable them to effectively communicate with others.

The Tehama County Department of Education desires to offer a comprehensive, balanced reading/language arts program that ensures all students have the skills necessary to read fluently and for meaning. The program shall integrate reading, writing, speaking, and listening activities in order to build effective communication skills.

Teachers are encouraged to use a variety of instructional strategies to accommodate the needs of beginning readers and the varying abilities of more advanced readers.

The County Superintendent or designee shall provide professional development opportunities that are designed to provide instructional staff with knowledge about how students develop language skills, the ability to analyze students' developing literacy, and the ability to draw from a variety of instructional strategies and materials.

The County Superintendent or designee shall ensure that the Department's reading/language arts program offers sufficient access to textbooks and other instructional materials of varying levels of difficulty, including fiction and nonfiction works, so that students are continually reading at an appropriate level. In addition, technology should be available to support all areas of literacy.

The County Superintendent or designee shall regularly provide the County Board with data from state and Department reading assessments and program evaluations to enable the County Board to monitor program effectiveness.

**Grades K-3**

The goal of the Department's early literacy program shall be to ensure that students are able to read fluently and at grade level by the end of third grade. To reach this goal, the County Superintendent or designee shall design a balanced and comprehensive reading/language arts program with the following components:

1. Explicit skill development for beginning readers that includes phonemic awareness, phonics and decoding skills, and sufficient practice and repetition of these skills
2. A strong literature, language, and comprehension program that includes a balance of oral and written language

**READING/LANGUAGE ARTS INSTRUCTION** (continued)

3. Ongoing diagnosis of students' skills
4. An early intervention program that provides assistance to students at risk of reading failure

**Grades 4-12**

The County Superintendent recognizes that reading/language arts instruction is an integral component of the curriculum at all grade levels. Continuous progress in fluency and comprehension shall be the goal of reading/language arts instruction in grades 4-12.

The program in these grades shall promote reading for subject matter comprehension, developing understanding of progressively more advanced reading material, analyzing and discussing a variety of reading materials, increasing the frequency of reading, developing more complex writing skills with attention to composition and vocabulary, and developing other communications skills.

*Legal Reference: (see next page)*

**READING/LANGUAGE ARTS INSTRUCTION (continued)**

*Legal Reference:*

EDUCATION CODE

41505-41508 *Pupil Retention Block Grant*  
41530-41532 *Professional Development Block Grant*  
44277 *Professional growth activities*  
44735 *Teaching as a Priority Block Grant*  
44755-44757.5 *Teacher Reading Instruction Development Program, K-3*  
51210 *Areas of study, grades 1-6*  
51220 *Areas of study, grades 7-12*  
51700-51702 *Reading First*  
53000-53006 *Comprehensive Reading Leadership Program*  
60119 *Sufficiency of textbooks and instructional materials*  
60200.4 *Fundamental skills*  
60350-60352 *Core reading program instructional materials*  
60605 *State-adopted content and performance standards in core curricular areas*  
99220-99221 *California Reading Professional Development Institutes*  
99230-99242 *Mathematics and Reading Professional Development Program (AB 466 trainings)*

REPEALED EDUCATION CODE FOR CATEGORICAL PROGRAMS

53025-53032 *Intensive reading program for grades K-4*

CODE OF REGULATIONS, TITLE 5

9535 *Purchase of nonadopted core reading program instructional materials*  
11980-11985 *Mathematics and Reading Professional Development Program (AB 466 trainings)*  
11991-11991.2 *Reading First achievement index*

UNITED STATES CODE, TITLE 20

6361-6368 *Reading First Program*  
6371-6376 *Early Reading First Program*  
6381-6381k *Even Start Family Literacy Program*  
6383 *Improving literacy through school libraries*

*Management Resources:*

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

*Every Child a Reader, 1995*

*English-Language Arts Framework for California Public Schools*

*English-Language Arts Content Standards for California Public Schools, Kindergarten Through Grade Twelve*

*Recommended Literature: Kindergarten Through Grade Twelve*

U.S. DEPARTMENT OF EDUCATION GUIDANCE

*Guidance for the Reading First Program, April 2002*

WEB SITES

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

California Department of Education, Reading/Language Arts: <http://www.cde.ca.gov/pd/ca/rl>

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

**MATHEMATICS INSTRUCTION**

The Tehama County Superintendent of Schools desires to offer a rigorous mathematics program that provides a strong foundation in basic mathematical skills and prepares students to apply mathematics in real life. The County Superintendent or designee shall develop grade-level curricula that offer a balanced instructional program, including but not limited to:

1. Basic mathematical skills: quantification, basic facts, sorting and classification, and computational skills including addition, subtraction, multiplication, division, fractions, decimals, squares and square roots
2. Conceptual understanding: knowledge and application of facts and definitions, identification of principles, understanding of relationships among mathematical concepts, recognition and application of signs, symbols and terms
3. Problem solving: use of mathematical concepts, skills, tools and reasoning strategies to formulate and solve problems in a variety of situations

The mathematics program shall develop such knowledge and skills in the subject areas of numbers, measurement, geometry, functions, statistics and probability, logic, algebra and discrete mathematics. Students should know, understand and demonstrate concepts through their application to classroom and real-life situations.

The County Superintendent or designee shall ensure that all students have many opportunities to take the full range of mathematics course options.

The County Superintendent or designee shall ensure that certificated staff have opportunities to participate in professional development activities designed to increase their knowledge and skills in effective mathematics teaching practices.

Students shall have access to sufficient instructional materials, including manipulatives and technology, to support a balanced mathematics program.

*Legal Reference:*

EDUCATION CODE

51210 Areas of study, grades 1 through 6

51220 Areas of study, grades 7 through 12

*Management Resources:*

CDE PUBLICATIONS

Improving Mathematics Achievement for All California Students: The Report of the California Mathematics Task Force, 1995

Mathematics Framework for California Public Schools, 1992

**SCIENCE INSTRUCTION**

The Tehama County Superintendent of Schools believes that science education should focus on giving students an understanding of key scientific concepts and a capacity for scientific ways of thinking. Students should become familiar with the natural world and the interrelation of science, mathematics and technology. As part of their science instruction, students should learn how to apply scientific knowledge and ways of thinking for individual and social purposes.

*Legal Reference:*

EDUCATION CODE

51210 Areas of study, grades 1 through 6

51220 Areas of study, grades 7 through 12

*Management Resources:*

CDE PUBLICATIONS

*Science Framework for California Public Schools, 1990*

SBE POLICIES

*Policy Statement on the Teaching of Natural Sciences, January 13, 1989*

**HISTORY-SOCIAL SCIENCE INSTRUCTION**

The Tehama County Superintendent of Schools believes that the study of history and other social sciences is essential to prepare students to engage in responsible citizenship, comprehend complex global interrelationships, and understand the vital connections among the past, present, and future. The Tehama County Department of Education's history-social science education program shall be designed to develop students' knowledge of historical events within a chronological and geographic context and shall include, at appropriate grade levels, instruction in American and world history, geography, economics, political science, anthropology, psychology, and sociology.

*Legal Reference:*EDUCATION CODE33540 *History-social science curriculum framework*51204 *Course of study designed for student's needs*51204.5 *History of California; contributions of men, women, and ethnic groups*51210 *Course of study, grades 1-6*51220 *Course of study, grades 7-12*51220.2 *Instruction in legal system; teen or peer court programs*51221 *Social science course of study, inclusion of instruction in use of natural resources*51221.3-51221.4 *Instruction on World War II and Vietnam War; use of oral histories*51225.3 *High school graduation requirements*60040-60051 *Criteria for instructional materials*60119 *Public hearing on the sufficiency of instructional materials*60200-60206 *Instructional materials, grades K-8*60400-60411 *Instructional materials, grades 9-12*60420-60424 *Instructional Materials Funding Realignment Program*60640-60649 *Standardized Testing and Reporting Program*99200-99206 *Subject matter projects**Management Resources:*CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS*History-Social Science Framework for California Public Schools, Kindergarten Through Grade Twelve, rev. 2005**Model Curriculum for Human Rights and Genocide, 2000**History-Social Science Content Standards for California Public Schools, Kindergarten Through Grade Twelve, October 1998*WEB SITESCSBA: <http://www.csba.org>California Council for the Humanities: <http://www.calhum.org>California Council for the Social Studies: <http://www.ccss.org>California Department of Education: <http://www.cde.ca.gov>California History-Social Science Course Models: <http://www.history.ctaponline.org>California Subject Matter Project: <http://csmp.ucop.edu>National Association for Multicultural Education: <http://www.nameorg.org>National Council for History Education: <http://www.nche.net>

**COURSES OF STUDY**

The Tehama County Superintendent of Schools recognizes that a well-articulated sequence of courses fosters academic progress and provides for the best possible use of instructional time. The Tehama County Department of Education's course of study shall provide students with opportunities to attain the skills, knowledge, and abilities they need to be successful in school, college, and/or the workplace.

The County Superintendent or designee shall establish processes for ensuring the articulation of courses across grade levels within the Department and, as necessary, shall work with representatives of appropriate area Departments to ensure articulation of courses between elementary and secondary schools.

**Elementary Grades**

The County Superintendent shall adopt a course of study for elementary grades that sufficiently prepares students for the secondary school course of study.

**Secondary Grades**

The Department shall offer all otherwise qualified students in secondary grades a course of study that, upon graduation from high school, prepares them to meet the requirements and prerequisites for admission to California public colleges and universities and/or attain entry-level employment skills in business or industry. (Education Code 51228)

*Legal Reference: (see next page)*

**COURSES OF STUDY (continued)**

*Legal Reference:*

EDUCATION CODE

- 33319.3 Driver education; CDE materials on road rage*
- 33540 Government and civics instruction in interaction with government agencies*
- 48980 Parental notifications*
- 51202 Instruction in personal and public health and safety*
- 51203 Instruction on alcohol, narcotics and restricted dangerous drugs*
- 51204 Course of study designed for student's needs*
- 51204.5 History of California; contributions of men, women and ethnic groups*
- 51210-51212 Areas of study for grades 1-6*
- 51220-51229 Course of study for grades 7-12*
- 51241 Exemption from physical education*
- 51911-51921 Comprehensive health educational plans*
- 51930-51939 California Comprehensive Sexual Health and HIV/AIDS Prevention Act*
- 51940 Curriculum for brain and spinal cord injury prevention*
- 53278-53280 Supplemental School Counseling Program*
- 66204 Certification of high school courses as meeting university admission criteria*

HEALTH AND SAFETY CODE

*11032 Definition of dangerous drugs*

CODE OF REGULATIONS, TITLE 5

*10020-10049 Automobile driver education and training*

*10060 Physical education program*

UNITED STATES CODE, TITLE 20

*6101-6251 School-to-Work Opportunities Act of 1994*

*Management Resources:*

WEB SITES

- CSBA: <http://www.csba.org>*
- California Career Resource Network: <http://www.californiacareers.info>*
- California Colleges.edu: <http://www.californiacolleges.edu>*
- California Department of Education: <http://www.cde.ca.gov>*
- University of California, Certified Course Lists: <http://doorways.ucop.edu/list>*
- University of California, College Prep Online Courses and Services: <http://www.uccp.org>*

**SCHOOL-SPONSORED TRIPS**

The Tehama County Superintendent of Schools recognizes that school-sponsored trips are an important component of a student's development and supplement and enrich the classroom learning experience. School-sponsored trips may be conducted in connection with the Tehama County Department of Education's course of study or school-related social, educational, cultural, athletic, school band activities, or other extracurricular or cocurricular activities.

Requests for school-sponsored trips involving out-of-state, out-of-country, or overnight travel shall be submitted to the County Superintendent or designee. The County Superintendent or designee shall review the request and approve or disapprove.

The Program Administrator shall establish a process for approving a staff member's request to conduct a school-sponsored trip. When planning trips, staff shall consider student safety, objectives of instruction, the most effective use of instructional time, the distance from school, Department and student expense, and transportation and supervision requirements. Program Administrators may exclude from the trip any student whose presence on the trip would pose a safety or disciplinary risk.

No field trip shall be authorized if any student would be excluded from participation because of a lack of sufficient funds. The County Superintendent or designee shall coordinate with community groups to supply funds for students in need. (Education Code 35330)

Department funds shall not be used to pay student expenses for out-of-state or out-of-country field trips or excursions. However, expenses of instructors, chaperones, and other personnel participating in such trips, as well as incidental expenses for the use of Department equipment during the trip, may be paid from Department funds. (Education Code 35330)

*Legal Reference: (see next page)*

**SCHOOL-SPONSORED TRIPS** (continued)

*Legal Reference:*

EDUCATION CODE

8760 *Authorization of outdoor science and conservation programs*

32040-32044 *First aid equipment: field trips*

35330 *Excursions and field trips*

35331 *Provision for medical or hospital service for pupils (on field trips)*

35332 *Transportation by chartered airline*

35350 *Transportation of students*

44808 *Liability when pupils not on school property*

48908 *Duties of pupils; authority of teachers*

BUSINESS AND PROFESSIONS CODE

17540 *Travel promoters*

17550-17550.9 *Sellers of travel*

17552-17556.5 *Educational travel organizations*

*Management Resources:*

WEB SITES

*American Red Cross:* <http://www.redcross.org>

*California Association of Directors of Activities:* <http://www.cada1.org>

*U.S. Department of Homeland Security:* <http://www.dhs.gov>

**INDEPENDENT STUDY**

The Tehama County Superintendent of Schools authorizes independent study as an optional alternative instructional strategy by which students in grades K-12 and adult education may reach curriculum objectives and fulfill graduation requirements. Independent study shall offer a means of individualizing the educational plan for students whose needs may be met best through study outside of the regular classroom setting.

The Department's independent study option shall be substantially equivalent quality and quantity to classroom instruction, thus enabling students enrolled in independent study to complete the Department's adopted course of study within the customary time frame. Students in independent study shall have access to the same services and resources as is available to other students in the school. 5 CCR 11701.5(a), 11701.5(b)

The County Superintendent or designee shall determine that the prospective independent study student understands and is prepared to meet the Department's requirements for independent study. Independent study entails a commitment by both the parent/guardian and the student. As the student gets older, he/she assumes a greater portion of the responsibility involved. Independent study may be offered only to students who can achieve in this program as well as or better than they would in the regular classroom.

An independent study student must be assigned a full day's worth of work equivalent to that which he/she would have been assigned if he/she had been in a classroom setting. A student should be assigned more than the minimum number of minutes/hours of work in order to meet academic requirements and progress/graduate on schedule. However, the minutes/hours listed below reflect the maximum apportionment a teacher may take:

Kindergarten	(180) minutes per day [5 days per week)
Grades 1 -3	(240) minutes per day (5 days per week)
Grades 4-8	(240) minutes per day {5 days per week)

The County Superintendent or designee shall ensure that a written independent study agreement as prescribed by law, exists for each participating student. (Education Code 51747(c)

The County Superintendent recognizes that independent study may be used as an option to encourage students to remain in school. Teachers should carefully set the duration of independent study assignments, within the limits specified by the County Superintendent in order to help identify students falling behind in their work or in danger of failing or dropping out of school.

**INDEPENDENT STUDY** (continued)

To foster each student's success in independent study, the County Superintendent establishes the following maximum length of time which may elapse between the time an assignment is made and date by which the student must complete the assigned work shall be as follows:

For all students in grades K-12: 4 weeks (Education Code 51747(a))

When circumstances justify a longer time, the County Superintendent or designee may extend the maximum length of an assignment to a period not to exceed eight weeks, pursuant to a written request with justification.

When any student fails to complete three independent study assignments, the County Superintendent or designee shall conduct an evaluation to determine whether it is in the student's best interest to remain in independent study. Evaluation findings shall be kept in the student's permanent record. (Education Code 51747(b))

The County Superintendent or designee shall encourage parents/guardians desiring to teach their children at home to enroll their children in independent study. Such enrollment allows continued contact and cooperation between the school system and home-based student.

*Legal Reference: (see next page)*

## INDEPENDENT STUDY (continued)

### *Legal Reference:*

#### EDUCATION CODE

- 17289 *Exemption for facilities*
- 41976.2 *Independent study programs; adult education funding*
- 42238 *Revenue limits*
- 44865 *Qualifications for home teachers and teachers in special classes and schools*
- 46300-46307.1 *Methods of computing average daily attendance*
- 47612.5 *Independent study in charter schools*
- 48204 *Residency based on parent employment*
- 48206.3 *Home or hospital instruction; students with temporary disabilities*
- 48220 *Classes of children exempted*
- 48340 *Improvement of pupil attendance*
- 48915 *Expulsion; particular circumstances*
- 48916.1 *Educational program requirements for expelled students*
- 48917 *Suspension of expulsion order*
- 51225.3 *Requirements for high school graduation*
- 51745-51749.3 *Independent study programs*
- 52206 *Gifted and talented education; use of independent study to augment program*
- 52522 *Adult education alternative instructional delivery*
- 52523 *Adult education as supplement to high school curriculum; criteria*
- 56026 *Individuals with exceptional needs*
- 58500-58512 *Alternative schools and programs of choice*

#### FAMILY CODE

- 6550 *Authorization affidavits*

#### CODE OF REGULATIONS, TITLE 5

- 11700-11703 *Independent study*
- 19819 *State audit compliance*

#### COURT DECISIONS

- Modesto City Schools v. Education Audits Appeal Panel*, (2004) 123 Cal.App.4th 1365

#### EDUCATION AUDIT APPEALS PANEL DECISIONS

- Lucerne Valley Unified School District*, Case No. 03-02 (2005)

### *Management Resources:*

#### CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

*Independent Study Operations Manual*, 2000 Edition

*Elements of Exemplary Independent Study*

*Approaches to Satisfying No Child Left Behind Act of 2001 Teacher Requirements for Independent Study in Secondary Schools*, January 28, 2010

#### WEB SITES

California Consortium for Independent Study: <http://www.ccis.org>

California Department of Education, Independent Study: <http://www.cde.ca.gov/sp/eo/is>

Education Audit Appeals Panel: <http://www.eaap.ca.gov>

**INDEPENDENT STUDY**

No course required for high school graduation shall be offered exclusively through independent study. (Education Code 51745)

The Tehama County Department of Education shall not provide independent study students and their parents/ guardians with funds or items of value that are not provided for other students and their parents/guardians. (Education Code 46300.6, 51747.3)

**Eligibility**

No student shall be required to participate in independent study. (Education Code 51747)

Instruction may be provided for a Section 48915 (expulsion) or 48917 (suspended expulsion) student through independent study only if the student has the continuous choice of classroom instruction. (Education Code 51747(c) (7), 5 CCR 11700(d)(2)(B))

Students enrolling in independent study must be residents of the local county or an adjacent county. (Education Code 51747.3)

Full-time independent study shall not be available to students whose Department residency status is based on their parent/guardian's employment within Department boundaries pursuant to Education Code 48204. (Education Code 51747.3)

No individual with disabilities, as defined in Education Code 56026, may participate in independent study unless his/her Individualized Education Program (IEP) specifically provides for such participation. (Education Code 51745)

No temporarily disabled student may receive individual instruction pursuant to Education Code 48206.3 by means of independent study. (Education Code 51745)

**Criteria for Participation**

Students who are interested in independent study should contact their school Program Administrator. Approval for participation shall be based on the following criteria:

1. Evidence that the student will work independently to complete the program
2. Availability of experienced certificated staff with adequate time to supervise the student effectively

## **INDEPENDENT STUDY** (continued)

### **Written Agreements and Assignments**

The written independent study agreement for each participating student shall include, but not be limited to, all of the following: (Education Code 51747)

1. The manner, frequency, time, and place for submitting the student's assignments and for reporting his/her progress.
2. The objectives and methods of study for the student's work, and the methods used to evaluate that work.
3. The specific resources, including materials and personnel that will be made available to the student.
4. The Department's independent study policy describing the maximum length of time allowed between an assignment and its completion and the number of missed assignments which will trigger an evaluation of whether the student should be allowed to continue in independent study. (Education Code 51747(a))
5. The duration of the independent study agreement, including the beginning and ending dates for the student's participation in independent study under the agreement. No independent study agreement shall be valid for any period longer than one semester, or one-half year for a school on a year-round calendar.
6. A statement of the number of course credits or, for the elementary grades, other measures of academic accomplishment appropriate to the agreement, to be earned by the student upon completion.
7. A statement that independent study is a continuous optional educational alternative in which no student may be required to participate. In the case of a student who is referred or assigned to any school, class or program pursuant to Education Code 48915 or 48917, the agreement shall also include the statement that instruction may be provided through independent study only if the student is offered the alternative of classroom instruction.

The curriculum and methods of study specified in the written agreement shall be consistent with the County Superintendent's policies, administrative regulations and procedures for curriculum and instruction. (5 CCR 11702)

The agreement also may include a schedule for achieving objectives and completing the agreement and a schedule of conferences between the student and supervising teacher.

## **INDEPENDENT STUDY** (continued)

Before beginning the independent study, each written agreement shall be signed and dated by the student, the parent/guardian or caregiver of the student under 18 years of age, the certificated employee designated as responsible for the general supervision of independent study, and all persons who have direct responsibility for providing assistance to the student. (Education Code 51747)

The agreement shall state that the parent/guardian's signature confers his/her permission for the student's independent study as specified in the agreement.

No ADA will be claimed for a student's independent study prior to the date of the last required signature on the student's independent study agreement.

No class size reduction funding will be claimed for any student enrolled in independent study. (Education Code 52123(b) (See Exhibit 6158 - Form J7CSR)

### **Student Rights and Responsibilities**

Students participating in independent study shall have the right, continuously, to enter or return to the regular classroom mode of instruction. Independent study students have equal rights and privileges as students in the classroom. (Education Code 51746)

Independent study students who are late, miss scheduled conferences or do not submit assigned work on time shall not be reported as tardy or truant. However, the independent study administrator shall promptly and directly address any failure by the student to meet the terms of his/her written agreement. The following supportive strategies may be used:

1. A letter to the student and/or parent/guardian, as appropriate
2. A special meeting between the student and the teacher and/or counselor
3. A meeting between the student and the administrator, including the parent/guardian if appropriate
4. An increase in the amount of time the student works under direct supervision

When the student has missed the number of assignments specified in Department policy as precipitating an evaluation, the County Superintendent or designee shall conduct an evaluation which may result in termination of the independent study agreement, with the student's return to a regular classroom or alternative instructional program.

**INDEPENDENT STUDY** (continued)

**Administration of Independent Study**

Each student's independent study shall be coordinated, evaluated and carried out under the general supervision of a certificated employee. (Education Code 51747.5)

The responsibilities of the independent study administrator shall be to:

1. Ensure that the Department's independent study option is operated in accordance with law. Department policy and administrative regulation
2. Approve the participation of students requesting independent study for a period exceeding five school days (Education Code 46300(e) (1))
3. Facilitate the completion of independent study written agreements
4. Approve all credits earned through independent study supervised at a location apart from the student's regular school and forward the information to the appropriate staff so that the information becomes part of the student's record
5. Authorize the selection of staff who are assigned to supervise independent study
6. Supervise any staff assigned to independent study functions who are not regularly supervised by another administrator
7. Complete or coordinate the preparation of all necessary records and reports
8. Establish and maintain in a systematic manner all records required by law, Department policy and administrative regulation
9. Monitor enrollment in independent study to stay within prescribed limits and to maximize income to the Department without compromising the educational quality of independent study
10. Develop and manage the budget for independent study
11. Obtain and maintain current information and skills required for the operation of an independent study strategy that meets established standards for the Department's educational programs
12. Prepare and submit reports as required by the Tehama County Board of Education or County Superintendent
13. Assure a smooth transition into and out of the independent study mode of instruction

## **INDEPENDENT STUDY** (continued)

### **Supervising Teachers**

The independent study administrator shall approve the assignment of any teachers who directly supervise independent study on a regular basis. The Program Administrator may recommend teachers or students for independent study. The teacher may be the student's regular classroom teacher, particularly for elementary students. (Education Code 51747.5)

Independent study teachers shall:

1. Complete designated portions of the written agreement and add additional information to the written agreement when appropriate
2. Supervise and approve coursework
3. Design all lesson plans
4. Write the assignments for students
5. Assess all student work
6. Personally judge the time value of assigned work or work products completed and submitted by the student (Education Code 51747.5(b))
7. Select and save with each agreement representative samples of the student's completed and evaluated assignments on not less than a monthly basis, preferably biweekly
8. Sign and complete the agreement when the student has reached his/her objectives or the agreement is terminated
9. Maintain any required records and files on a current basis

When appropriate, independent study teachers shall determine and assign grades or other approved measures of achievement.

### **Records**

Department records shall identify all students participating in independent study and shall specify the grade level, program placement and school in which each of these students is enrolled. (Education Code 51748)

Each school shall maintain records for the students at that school.

**INDEPENDENT STUDY** (continued)

Records shall be maintained for audit purposes and shall include the following: (5 CCR 11703)

1. A copy of the Department policy, administrative regulation, and procedures related to independent study
2. A separate listing of the students and adult education students, by grade level, program and school, who have participated in independent study, identifying units of the curriculum attempted and units of the curriculum completed by students in grades K-8 and identifying course credits attempted by and awarded to students in grades 9-12 and in adult education, as specified in their written agreements
3. A file of all agreements, with representative samples of each student's or adult education student's work products bearing signed or initialed and dated notations by the supervising teacher indicating that he/she has personally evaluated the work or that he/she has personally reviewed the evaluations made by another certificated teacher
4. A daily or hourly attendance register, as appropriate to the program in which the students or adult education students are enrolled, separate from classroom attendance records, and maintained on a current basis as time values of student or adult education work products are personally judged by a certificated teacher, and reviewed by the supervising teacher if they are two different persons

The Department also shall maintain a record of grades and other evaluations issued to each student for independent study assignments.

**EQUIPMENT, BOOKS AND MATERIALS**

The Tehama County Superintendent of Schools recognizes that student learning is enhanced when students have access to high-quality textbooks, equipment and other instructional materials for each of the subjects they are studying. To adequately support the approved curriculum, instructional materials also should be up to date.

The County Superintendent or designee shall develop procedures for determining the sufficiency of Tehama County Department of Education instructional materials in providing accurate, current information and ensuring that students have access to standards-based materials. When new instructional materials have been chosen, the County Superintendent shall make final decisions regarding their purchase.

*Legal Reference:*

EDUCATION CODE

60010 Definitions

60040-60047 Instructional requirements and materials

60119 Public hearing on sufficiency of materials

60200-60206 Elementary school materials

60240-60252 State Instructional Materials Fund

60400-60411 High school textbooks

60420-60424 Instructional Materials Funding Realignment Program

CODE OF REGULATIONS, TITLE 5

9505-9532 Instructional materials, especially:

9531-9532 Instructional Materials Funding Realignment Program

*Management Resources:*

WEB SITES

CDE, Curriculum Frameworks and Instructional Resources Division: <http://www.cde.ca.gov/cfir>

**SELECTION AND EVALUATION OF INSTRUCTIONAL MATERIALS**

The Tehama County Superintendent of Schools desires that Tehama County Department of Education instructional materials, as a whole, present a broad spectrum of knowledge and viewpoints, reflect the diversity of our society, and enhance the use of multiple teaching strategies and technologies. The Tehama County Board of Education shall adopt instructional materials based on a determination that such materials are aligned with the state content standards, meet other criteria specified in law, and are an effective learning resource to help students achieve grade-level competency.

To ensure that instructional materials effectively support the Department's adopted courses of study, the selection of textbooks, technology-based materials, other educational materials, and tests shall be aligned with the development and evaluation of the Department's curriculum and standards.

The County Superintendent or designee shall establish a process by which instructional materials shall be reviewed for approval by the Tehama County Board of Education.

All recommended instructional materials shall be available for public inspection at the County Office.

Individuals who participate in selecting and evaluating instructional materials shall not have a conflict of interest, as defined in administrative regulation, in the materials being reviewed.

Complaints concerning instructional materials shall be handled in accordance with law, Department policy, and administrative regulation.

The County Superintendent's priority in the selection of instructional materials is to ensure that all students in grades K-12 are provided with instructional materials that are aligned to state content standards in the core curriculum areas of reading/language arts, mathematics, science, and history-social science. Students in grades K-8 shall be provided with instructional materials adopted by the State Superintendent of Education.

**Public Hearing on Sufficiency of Instructional Materials**

The County Board shall annually conduct one or more public hearings on the sufficiency of the Department's instructional materials. (Education Code 60119)

The hearing shall be held on or before the end of the eighth week from the first day students attend school for that year. (Education Code 60119)

**SELECTION AND EVALUATION OF INSTRUCTIONAL MATERIALS** (continued)

The County Superintendent encourages participation by parents/guardians, teachers, interested community members, and bargaining unit leaders at the hearing. The County Superintendent or designee shall post, 10 days prior to the hearing and in three public places within the county, a notice containing the time, place, and purpose of the hearing. The hearing shall not take place during or immediately following school hours. (Education Code 60119)

At the hearing(s), the County Board shall determine, through a resolution, whether each student in each school has sufficient textbooks and/or instructional materials that are aligned to the state content standards adopted pursuant to Education Code 60605 in each of the following subjects: (Education Code 60119)

1. Mathematics
2. Science
3. History-social science
4. English language arts, including the English language development component of an adopted program

For the 2008-09 through 2012-13 fiscal years, the County Superintendent shall also make a determination that all students within the Department who are enrolled in the same course have "identical" standards-aligned textbooks or instructional materials from the same adoption cycle, as defined in Education Code 1240.3, 60119, and 60422. (Education Code 1240.3, 42605)

If the County Superintendent determines that there are insufficient textbooks and/or instructional materials, the County Superintendent shall provide information to classroom teachers and to the public setting forth, for each school in which an insufficiency exists, the percentage of students who lack sufficient standards-aligned textbooks or instructional materials in each subject area and the reasons that each student does not have sufficient textbooks and/or instructional materials. The County Superintendent shall take any action, except an action that would require reimbursement by the Commission of State Mandates, to ensure that each student has sufficient materials within two months of the beginning of the school year in which the determination is made. (Education Code 60119)

*Legal Reference: (see next page)*

## SELECTION AND EVALUATION OF INSTRUCTIONAL MATERIALS (continued)

### *Legal Reference:*

#### EDUCATION CODE

- 1240 County superintendent, general duties*
  - 1240.3 Definition of sufficiency for categorical flexibility*
  - 33050-33053 General waiver authority*
  - 33126 School accountability report card*
  - 35272 Education and athletic materials*
  - 42605 Tier 3 categorical flexibility*
  - 44805 Enforcement of course of studies; use of textbooks, rules and regulations*
  - 49415 Maximum textbook weight*
  - 51501 Subject matter reflecting on race, color, etc.*
  - 60000-60005 Instructional materials, legislative intent*
  - 60010 Definitions*
  - 60040-60048 Instructional requirements and materials*
  - 60060-60062 Requirements for publishers and manufacturers*
  - 60070-60076 Prohibited acts (re instructional materials)*
  - 60110-60115 Instructional materials on alcohol and drug education*
  - 60119 Public hearing on sufficiency of materials*
  - 60200-60206 Elementary school materials*
  - 60226 Requirements for publishers and manufacturers*
  - 60240-60252 State Instructional Materials Fund*
  - 60350-60352 Core reading program instructional materials*
  - 60400-60411 High school textbooks*
  - 60420-60424 Instructional Materials Funding Realignment Program*
  - 60510-60511 Donation for sale of obsolete instructional materials*
  - 60605 State content standards*
- #### CODE OF REGULATIONS, TITLE 5
- 9505-9535 Instructional materials, especially:*
  - 9531-9532 Instructional Materials Funding Realignment Program*

### *Management Resources:*

#### CSBA PUBLICATIONS

*Flexibility Provisions in the 2008 and 2009 State Budget: Policy Considerations for Governance Teams, Budget Advisory, March 2009*

#### CALIFORNIA DEPARTMENT OF EDUCATION CORRESPONDENCE

*1002.90 Selection of Instructional Materials, CIL: 90/91-02*

#### CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

*Standards for Evaluation of Instructional Materials with Respect to Social Content, 1986 edition, revised 2000*

#### WEB SITES

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

*Association of American Publishers: <http://www.publishers.org>*

*California Department of Education: <http://www.cde.ca.gov>*

**DAMAGED OR LOST INSTRUCTIONAL MATERIALS**

The Tehama County Superintendent of Schools recognizes that instructional materials are an expensive resource and that each student is entitled to sufficient instructional materials in accordance with law. Instructional materials provided for use by students remain the property of the Tehama County Department of Education. Students are responsible for returning borrowed materials in good condition, with no more wear and tear than usually results from normal use.

When materials are lost or so damaged that they are no longer usable, the student shall be immediately issued a replacement material. However, students or parents/guardians shall be responsible for reparation equal to the current replacement cost of the materials. When materials are damaged but still usable, the County Superintendent or designee shall determine an appropriate charge.

If it can be demonstrated to the County Superintendent or designee's satisfaction that the student has taken all reasonable precautions to safeguard instructional materials issued to him/her, the County Superintendent or designee may excuse the student or parent/guardian from payment of reparation.

If reparation is not excused and not paid by the student or parent/guardian, the Department may withhold the student's grades, diploma and transcripts in accordance with law, Department policy, and administrative regulation.

*Legal Reference:*EDUCATION CODE*48904 Willful misconduct; limit of liability of parent or guardian**48904.3 Withholding grades, diplomas or transcripts of students causing property damage or injury**60119 Public hearing on sufficiency of materials**60411 Purchase and use; property of district*CIVIL CODE*1714.1 Liability of parent or guardian for act of willful misconduct by a minor*CODE OF REGULATIONS, TITLE 5*305 Student responsible for care of property**Management Resources:*WEB SITES*California Department of Education: <http://www.cde.ca.gov>*

**STUDENT ASSESSMENT**

The Tehama County Superintendent of Schools recognizes that student assessments are an important instructional and accountability tool. Assessment data shall be used to help determine individual students' progress, mastery of academic standards, appropriate placement in Tehama County Department of Education programs, and/or eligibility for graduation. In addition, program effectiveness and staff evaluations shall, as appropriate, be based in part on indicators of student achievement.

To obtain the most accurate evaluation of student performance, the Department shall use a variety of measures, including Department, state, and/or national assessments. As appropriate, assessment results shall be disaggregated by student subgroup, classroom, grade level, or school site to allow for critical analysis of student needs.

In selecting or developing a Department assessment, the County Superintendent or designee shall examine evidence of its reliability, its validity for the intended purpose and for various student populations, and the extent to which it corresponds to the material that is being taught.

The County Superintendent or designee shall ensure that assessments are administered in accordance with law and the test publisher's directions and that test administration procedures are fair and equitable for all students.

The County Superintendent or designee shall provide professional development to assist teachers and paraprofessionals in interpreting and using assessment data to improve student performance and the instructional program.

When Department and school-level results of student assessments are published by the state, the County Superintendent or designee may provide supplementary information to assist parents/guardians and the local community in interpreting test results and evaluating school performance.

*Legal Reference: (see next page)*

**STUDENT ASSESSMENT** (continued)

*Legal Reference:*

EDUCATION CODE

313 *Assessment of English language development*

10600-10610 *California Education Information System*

44660-44665 *Evaluation and assessment of performance of certificated employees (Stull Act)*

51041 *Evaluation of educational program*

51450-51455 *Golden State Seal Merit Diploma*

60600-60649 *Assessment of academic achievement, especially:*

60640-60649 *Standardized Testing and Reporting Program*

60800 *Physical fitness testing*

60810-60812 *Assessment of English language development*

60850-60859 *High school exit examination*

60900 *California Longitudinal Pupil Achievement Data System*

CODE OF REGULATIONS, TITLE 5

850-870 *Standardized Testing and Reporting program*

1200-1225 *High School Exit Examination*

UNITED STATES CODE, TITLE 20

9622 *National Assessment of Educational Progress*

*Management Resources:*

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

*Key Elements of Testing, 2004*

U.S. DEPARTMENT OF EDUCATION PUBLICATIONS

*Teachers' Use of Student Data Systems to Improve Instruction, 2007*

WEB SITES

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

California Department of Education, Testing and Accountability: <http://www.cde.ca.gov/ta>

Educational Testing Service: <http://www.ets.org>

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

**STANDARDIZED TESTING AND REPORTING PROGRAM**

The Tehama County Superintendent of Schools desires to use the results of the achievement tests to evaluate the performance of Tehama County Department of Education students in achieving state academic standards and in comparison to the performance of students across the state. The County Superintendent or designee shall administer mandatory student assessments within the state Standardized Testing and Reporting (STAR) Program as required by law and in accordance with Department policy and administrative regulation.

The County Superintendent strongly encourages all students at the applicable grade levels to participate in the STAR assessments in order to maximize the usefulness of the data and enable the Department to meet participation levels required for state and federal accountability systems. The County Superintendent or designee shall notify students and parents/guardians about the importance of these assessments and shall develop strategies to encourage student participation. Students shall be exempted from participation only in accordance with law and administrative regulation.

The County Superintendent shall annually examine STAR results by school, grade level, and student subgroups.

*Legal Reference: (see next page)*

**STANDARDIZED TESTING AND REPORTING PROGRAM (continued)**

*Legal Reference:*

EDUCATION CODE

51041 Evaluation of educational program

52056 Board discussion of Academic Performance Index rankings, including STAR results

56345 Individualized education program, contents

60600-60630 Assessment of academic achievement

60640-60649 Standardized Testing and Reporting Program

60660-60663 Electronic learning assessment resources

60810 Assessment of language development

99300-99301 Early Assessment Program

CODE OF REGULATIONS, TITLE 5

850-870 Standardized Testing and Reporting Program

UNITED STATES CODE, TITLE 20

1412(a)(17) Participation of students with disabilities in state assessments

6311 Adequate yearly progress

CODE OF FEDERAL REGULATIONS, TITLE 34

200.1 Standards and assessment

*Management Resources:*

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

*Matrix of Test Variations, Accommodations and Modifications for Administration of California Statewide Assessments*

CALIFORNIA STATE UNIVERSITY PUBLICATIONS

*The Early Assessment Program: Handbook for School Site Leaders, 2008*

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

*The Use of Tests as Part of High-Stakes Decision-Making for Students: A Resource Guide for Educators and Policy-Makers, December 2000*

WEB SITES

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

California Department of Education, STAR Program: <http://www.cde.ca.gov/ta/tg/sr>

California Learning Resources Network: <http://clrn.org>

California State University, Early Assessment Program: <http://www.calstate.edu/eap>

U.S. Department of Education, Office for Civil Rights:

<http://www.ed.gov/about/offices/list/ocr/index.html>

**TEST INTEGRITY/TEST PREPARATION**

The Tehama County Superintendent of Schools desires to protect the integrity of student assessment processes in order to obtain an accurate assessment of student achievement in the Tehama County Department of Education and maintain accountability to the community and state. Students and staff are expected to maintain a high level of integrity in the completion and handling of student assessments.

**Test Integrity**

In the administration of standardized tests, staff shall not:

1. Provide inappropriate test preparation
2. Modify test administration procedures, except as allowed by law
3. Provide inappropriate assistance to students during test administration
4. Change or fill in answers on student answer sheets
5. Provide inaccurate data on student header sheets
6. Discourage or exclude certain students from taking the test
7. Engage in any other practice to artificially raise student scores without actually improving underlying student achievement

**Preparation for State Tests**

Staff may prepare students for assessments by providing instruction in the content specified in state and Department academic standards and teaching general test-taking strategies that are designed to improve their performance on tests included in the Standardized Testing and Reporting program, the California High School Exit Examination, or the California English Language Development Test. Such strategies may include, but not be limited to, using time efficiently, understanding directions, placing answers correctly on answer sheets, checking answers, problem-solving tactics, and exposing students to various test formats.

The County Superintendent or designee, Program Administrators, and teachers shall not implement any program of specific preparation for the statewide student assessment program or a particular test used within that program. (Education Code 60611)

Practice tests provided by the publisher of the state achievement test may be used for the limited purpose of familiarizing students with the use of scanable test booklets or answer sheets and the format of test items. No alternate or parallel form of the test shall be administered or used. (5 CCR 854)

**TEST INTEGRITY/TEST PREPARATION** (continued)

**Investigation and Consequences of Testing Irregularities**

Reports of student cheating on assessments shall be submitted to the Program Administrator or designee for investigation. Students found to have cheated on assessments shall be subject to disciplinary procedures in accordance with Department policy and administrative regulations.

A staff member found to have committed testing irregularities shall be subject to discipline in accordance with law, where applicable, collective bargaining agreements, Department policy, and administrative regulations.

The County Superintendent or designee shall immediately investigate with due diligence any reports of inappropriate test preparation or other testing irregularities.

If the County Superintendent or designee is made aware of a testing irregularity on state assessments, he/she shall report the irregularity to the California Department of Education.

*Legal Reference:*

EDUCATION CODE

60600-60649 *California Assessment of Academic Achievement, especially:*

60611 *Inappropriate test preparation*

60850-60859 *California High School Exit Examination*

GOVERNMENT CODE

54957 *Complaints against employees, closed session*

CODE OF REGULATIONS, TITLE 5

850-870 *Standardized Testing and Reporting program, especially:*

854 *Advance preparation for STAR test*

880-901 *Designated primary language test*

1200-1225 *California High School Exit Examination, especially:*

1215 *Cheating on the high school exit examination*

*Management Resources:*

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

*Guidelines on Academic Preparation for State Assessments, April 2004*

WEB SITES:

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

California Department of Education: <http://www.cde.ca.gov>

**USE OF COPYRIGHTED MATERIALS**

The Tehama County Superintendent of Schools recognizes the importance of ensuring that the Tehama County Department of Education complies with federal law regarding copyrights. Department staff and students are expected to maintain the highest ethical standards in using copyrighted materials.

When selecting appropriate supplementary instructional materials, it is each staff member's responsibility to adhere to the provisions of federal copyright law, Department policy, and administrative regulation. The Department shall not be responsible for any violation of copyright laws by its staff or students. If a staff member is uncertain as to whether reproducing or using copyrighted material complies with the law, he/she shall contact the County Superintendent or designee for clarification and assistance. At no time shall it be necessary for a Department employee to violate copyright laws in order to perform his/her duties.

The County Superintendent or designee shall ensure that the Department observes all publisher licensing agreements between vendors and the Department, including monitoring the number of users permitted by an agreement. Unless the applicable licensing agreement authorizes multiple users of a single program, the Department shall not make multiple copies of a computer program or software. Staff members shall take reasonable precautions to prevent copying or the use of unauthorized copies on school equipment.

The County Superintendent or designee shall ensure that staff and students receive information and training about copyright laws and the penalties for violating such laws.

*Legal Reference:*EDUCATION CODE*35182 Computer software*UNITED STATES CODE, TITLE 17*101-122 Subject matter and scope of copyright, especially:**102 Definitions**107 Fair use**110 Limitations on exclusive rights: Exemption of certain performances and displays*COURT DECISIONS*Marcus v. Rowley, (9th Cir., 1982) 695 F.2d 1171**Management Resources:*U.S. COPYRIGHT OFFICE PUBLICATIONS*Circular 21: Reproduction of Copyrighted Works by Educators and Librarians, 1995*WEB SITES*Copyright Clearance Center: <http://www.copyright.com>**Copyright Society of the USA: <http://www.csusa.org>**U.S. Copyright Office: <http://www.copyright.gov>*

**RESEARCH**

The Tehama County Superintendent of Schools recognizes the value of academic research to improve educational programs and practices. Researchers shall respect the privacy rights of students, including their right to refrain from participation in research projects in accordance with law, Tehama County Department of Education policy and administrative regulation.

The County Superintendent or designee may authorize research projects within the Department by outside groups or persons when such research is aligned with Department goals and objectives and is likely to benefit the Department without disrupting the school program.

The County Superintendent or designee shall ensure that parents/guardians receive prior notification of any surveys or evaluations that collect personal student information and that consent is obtained in accordance with law.

*Legal Reference:*

EDUCATION CODE

51513 Personal beliefs

UNITED STATES CODE, TITLE 20

1232h Protection of pupil rights

*Management Resources:*

WEB SITES

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

CDE: <http://www.cde.ca.gov>

USDOE, Family Policy Compliance Office: <http://www.ed.gov/offices/OM/fpco/>

**STUDENT USE OF TECHNOLOGY**

The Tehama County Superintendent of Schools intends that technological resources provided by the Tehama County Department of Education be used in a safe, responsible, and proper manner in support of the instructional program and for the advancement of student learning.

The County Superintendent or designee shall notify students and parents/guardians about authorized uses of Department computers, user obligations and responsibilities, and consequences for unauthorized use and/or unlawful activities in accordance with Department regulations and the Department's Acceptable Use Agreement.

Before a student is authorized to use the Department's technological resources, the student and his/her parent/guardian shall sign and return the Acceptable Use Agreement specifying user obligations and responsibilities. In that agreement, the student and his/her parent/guardian shall agree not to hold the Department or any Department staff responsible for the failure of any technology protection measures, violations of copyright restrictions, or user mistakes or negligence. They shall also agree to indemnify and hold harmless the Department and Department personnel for any damages or costs incurred.

The County Superintendent or designee, with input from students and appropriate staff, shall regularly review and update this policy, the accompanying administrative regulation, and other relevant procedures to enhance the safety and security of students using the Department's technological resources and to help ensure that the Department adapts to changing technologies and circumstances.

**Use of Department Computers for Online Services/Internet Access**

The County Superintendent or designee shall ensure that all Department computers with Internet access have a technology protection measure that blocks or filters Internet access to visual depictions that are obscene, child pornography, or harmful to minors and that the operation of such measures is enforced. (20 USC 6777, 47 USC 254)

**Education, Supervision and Monitoring**

It shall be the responsibility of all members of the Tehama County Department of Education staff to educate, supervise and monitor appropriate usage of the online computer network and access to the Internet in accordance with this policy, the Children's Internet Protection Act, the Neighborhood Children's Internet Protection Act, and the Protecting Children in the 21st Century Act. Procedures for the disabling or otherwise modifying any technology protection measures shall be the responsibility of the Director of Information and Technology or designated representatives.

The Director of Information and Technology or designated representatives will provide appropriate training for students who use the Tehama County Department of Education Internet facilities. The training provided will be designed to promote the department's commitment to:

**STUDENT USE OF TECHNOLOGY** (continued)

- A. The standards and acceptable use of Internet services as set forth in the Employee Use of Technology policy and administrative regulation.
- B. Student safety with regard to:
  - 1. Safety on the Internet
  - 2. Appropriate behavior while online, on social networking Websites and in chat rooms
  - 3. Cyberbullying awareness and response
- C. Compliance with the E-rate requirement of the Children's Internet Protection Act ("CIPA").

Following receipt of this training, the student will acknowledge that he/she received the training, understood it, and will follow the provisions of the department's acceptable use policies.

*Legal Reference:*

EDUCATION CODE

51006 Computer education and resources

51007 Programs to strengthen technological skills

51870-51874 Education technology

60044 Prohibited instructional materials

PENAL CODE

313 Harmful matter

502 Computer crimes, remedies

632 Eavesdropping on or recording confidential communications

653.2 Electronic communication devices, threats to safety

UNITED STATES CODE, TITLE 15

6501-6506 Children's Online Privacy Protection Act

UNITED STATES CODE, TITLE 20

6751-6777 Enhancing Education Through Technology Act, Title II, Part D, especially:

6777 Internet safety

UNITED STATES CODE, TITLE 47

254 Universal service discounts (E-rate)

CODE OF FEDERAL REGULATIONS, TITLE 16

312.1-312.12 Children's Online Privacy Protection Act

CODE OF FEDERAL REGULATIONS, TITLE 47

54.520 Internet safety policy and technology protection measures, E-rate discounts

**IDENTIFICATION AND EDUCATION UNDER SECTION 504**

The Tehama County Superintendent of Schools recognizes the need to identify and evaluate children with disabilities in order to provide them with the services required by law.

The Tehama County Department of Education shall provide a free appropriate public education to students who are classified as disabled under Section 504 of the federal Rehabilitation Act of 1973. Such students shall receive regular or special education and related aids and services designed to meet their individual educational needs as adequately as the needs of nondisabled students are met. (34 CFR 104.33)

*Legal Reference:*

EDUCATION CODE

49423.5 *Specialized physical health care services*

CODE OF REGULATIONS, TITLE 5

3051.12 *Health and Nursing Services*

UNITED STATES CODE, TITLE 20

1232g *Family Educational Rights and Privacy Act of 1974*

1400-1482 *Individuals with Disabilities Education Act*

UNITED STATES CODE, TITLE 29

794 *Rehabilitation Act of 1973, Section 504*

CODE OF FEDERAL REGULATIONS, TITLE 34

104.1-104.61 *Nondiscrimination on the basis of handicap, especially:*

104.1 *Purpose to effectuate Section 504 of the Rehabilitation Act of 1973*

104.3 *Definitions*

104.33 *Free appropriate public education*

104.35 *Evaluation and placement*

104.36 *Procedural safeguards*

COURT DECISIONS

*Christopher S. v. Stanislaus County Office of Education*, (2004) 384 F.3d 1205

*Management Resources:*

CSBA PUBLICATIONS

*Rights of Students with Diabetes Under IDEA and Section 504, Policy Brief, November 2007*

CALIFORNIA DEPARTMENT OF EDUCATION LEGAL ADVISORIES

*Legal Advisory on Rights of Students with Diabetes in California's K-12 Public Schools, August 2007*

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

*Free Appropriate Public Education for Students with Disabilities: Requirements under Section 504 of the Rehabilitation Act of 1973, September 2007*

WEB SITES

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

California Department of Education: <http://www.cde.ca.gov>

U.S. Department of Education, Office for Civil Rights:

<http://www.ed.gov/about/offices/list/ocr/index.html?src=mr>

**TITLE I PROGRAMS**

In order to improve the academic achievement of students from economically disadvantaged families, the Tehama County Department of Education shall use federal Title I funds to provide supplementary services that reinforce the core curriculum and assist students in attaining proficiency on state academic standards and assessments.

The Tehama County Superintendent of Schools or designee shall provide technical assistance and support to any school participating in the Title I program, including consultation in the development and implementation of school plans and activities. (20 USC 6312)

The Department and each school receiving Title I funds shall develop a written parent involvement policy in accordance with 20 USC 6318.

**Local Educational Agency Plan**

The County Superintendent or designee shall consult with teachers, Program Administrators, administrators, other appropriate school personnel, and parents/guardians of participating students in the development, periodic review, and, as necessary, the revision of a local educational agency (LEA) plan. The plan and any revisions shall be submitted to the Tehama County Board of Education for approval. (20 USC 6312)

The plan shall address the components specified in 20 USC 6312, which describe the assessments, strategies, and services the Department will use to help low-achieving students meet challenging academic standards.

The initial plan shall be submitted to the California Department of Education (CDE) and approved by the State Board of Education. Subsequent revisions of the plan shall be kept on file in the Department.

**Comparability of Services**

State and local funds used in schools receiving Title I funds shall provide services that, taken as a whole, are at least comparable to services in schools that are not receiving Title I funds or, if all Department schools are receiving Title I funds, that are substantially comparable in each school. Comparability may be determined on a school-by-school basis or by grade span. (20 USC 6321)

To demonstrate comparability of services among Department schools:

1. The County Superintendent shall adopt and implement a Department salary schedule.
2. The ratio of students to teachers, administrators, and other staff at each Title I school shall not exceed 110 percent of the average ratio across non-Title I schools.

**TITLE I PROGRAMS** (continued)

3. Salary expenditures at each Title I school shall be no less than 90 percent of the average salary expenditure across non-Title I schools.
4. All Department schools shall be provided with the same level of base funding per student for curriculum and instructional materials.
5. The County Superintendent or designee shall maintain records of the quantity and quality of instructional materials and equipment at each school.

*(cf. 6161.1 - Selection and Evaluation of Instructional Materials)*

In determining comparability, the Department shall not include staff salary differentials for years of employment. The Department also may exclude unpredictable changes in student enrollment or personnel assignments that occur after the beginning of the school year, state and local funds expended for language instruction educational programs, state and local funds expended for the excess costs of providing services to disabled students, and supplemental state or local funds expended in any school attendance area or school for programs that specifically meet the intent and purposes of Title I. (20 USC 6321)

At the beginning of each school year, the County Superintendent or designee shall measure comparability in accordance with the above criteria and maintain records documenting the Department's compliance. If any instances of noncomparability are identified, the County Superintendent or designee shall promptly implement adjustments as needed to ensure comparability.

**Program Evaluation**

The County Superintendent shall use state assessment results and other available measures or indicators to annually determine whether each participating school is making adequate yearly progress toward ensuring that all students meet the state's proficient level of achievement on state assessments. (20 USC 6316)

*Legal Reference: (see next page)*

**TITLE I PROGRAMS (continued)**

*Legal Reference:*

EDUCATION CODE

11503 *Parent involvement programs in Title I schools*  
52055.57 *Districts identified or at risk of identification for program improvement*  
54020-54028 *Economic Impact Aid*  
54420-54425 *State Compensatory Education*  
64001 *Single plan for student achievement, consolidated application programs*

UNITED STATES CODE, TITLE 20

6301 *Program purpose*  
6311-6322 *Improving basic programs for disadvantaged students, including:*  
6312 *Local educational agency plan*  
6313 *Eligibility of schools and school attendance areas; funding allocation*  
6314 *Title I schoolwide programs*  
6315 *Targeted assistance schools*  
6316 *School improvement*  
6318 *Parent involvement*  
6320 *Participation of private school students*  
6321 *Comparability of services*  
7881 *Participation of private school students*

CODE OF FEDERAL REGULATIONS, TITLE 34

200.1-200.79 *Improving basic programs for disadvantaged students*

*Management Resources:*

CSBA PUBLICATIONS

*Parent Involvement: Development of Effective and Legally Compliant Policies, Governance and Policy Services Policy Briefs, August 2006*

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

*LEA Plan, rev. May 17, 2006*

*Provisions for Private School Students, Teachers, and Other Education Personnel in the No Child Left Behind Act of 2001, rev. November 1, 2005*

U.S. DEPARTMENT OF EDUCATION GUIDANCE

*Title I Fiscal Issues, May 26, 2006*

*Designing Schoolwide Programs, March 22, 2006*

*Supplemental Educational Services, June 13, 2005*

*The Impact of the New Title I Requirements on Charter Schools, July 2004*

*Parental Involvement: Title I, Part A, April 23, 2004*

*Serving Preschool Children Under Title I, March 4, 2004*

*Title I Services to Eligible Private School Students, October 17, 2003*

*Local Educational Agency Identification and Selection of School Attendance Areas and Schools and Allocation of Title I Funds to Those Areas and Schools, August 2003*

WEB SITES

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

California Department of Education: <http://www.cde.ca.gov/iasa/titleone>

No Child Left Behind: <http://www.ed.gov/nclb>

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

**EDUCATION FOR HOMELESS CHILDREN**

The Tehama County Superintendent of Schools desires to ensure that homeless students have access to the same free and appropriate public education provided to other students within the Tehama County Department of Education. The Department shall provide homeless students with access to education and other services necessary for these students to meet the same challenging academic standards as other students.

Homeless students shall not be segregated into a separate school or program based on their status as homeless and shall not be stigmatized in any way.

The County Superintendent or designee shall ensure that placement decisions for homeless students are based on the student's best interest as defined in law and administrative regulation.

*Legal Reference:*

EDUCATION CODE

1980-1986 County community schools

2558.2 Use of revenue limits to determine average daily attendance of homeless children

39807.5 Payment of transportation costs by parents

UNITED STATES CODE, TITLE 42

11431-11435 McKinney-Vento Homeless Assistance Act

*Management Resources:*

U.S. DEPARTMENT OF EDUCATION GUIDANCE

Education for Homeless Children and Youth Program, Non-Regulatory Guidance, July 2004

WEB SITES

California Department of Education, Homeless Children and Youth Education:

<http://www.cde.ca.gov/sp/hs/cy>

National Center for Homeless Education at SERVE: <http://www.serve.org/nche>

National Law Center on Homelessness and Poverty: <http://www.nlchp.org>

U.S. Department of Education: <http://www.ed.gov/programs/homeless/index.html>

**EDUCATION FOR HOMELESS CHILDREN**

**Definitions**

*Homeless* means students who lack a fixed, regular, and adequate nighttime residence and includes: (42 USC 11434a)

1. Children and youths who are sharing the housing of other persons due to loss of housing, economic hardship, or a similar reason; are living in motels, hotels, trailer parks, or camping grounds due to the lack of alternative adequate accommodations; are living in emergency or transitional shelters; are abandoned in hospitals
2. Children and youths who have a primary nighttime residence that is a public or private place not designed for or ordinarily used as regular sleeping accommodations for human beings
3. Children and youths who are living in cars, parks, public spaces, abandoned buildings, substandard housing, bus or train stations, or similar settings
4. Migratory children who qualify as homeless because the children are living in conditions described in (1)-(3) above

*School of origin* means the school that the student attended when permanently housed or the school in which the student was last enrolled. (42 USC 11432)

*Best interest* means, to the extent feasible, continuing a student's enrollment in the school of origin for the duration of his/her homelessness, except when doing so is contrary to the wishes of his/her parent/guardian. (42 USC 11432)

*Unaccompanied youth* means a youth not in the physical custody of a parent or guardian. (42 USC 11434(a))

**Department Liaison**

The Superintendent designates the following as the Tehama County Department of Education liaison for homeless students: (42 USC 11432)

Foster/Homeless Coordinating Program  
1135 Lincoln Street  
Red Bluff, CA 96080  
(530) 527-5811

**EDUCATION FOR HOMELESS CHILDREN** (continued)

The Department's liaison for homeless students shall ensure that: (42 USC 11432)

1. Homeless students are identified by school personnel and through coordinated activities with other entities and agencies
2. Homeless students enroll in, and have a full and equal opportunity to succeed in, Department schools
3. Homeless families and students receive educational services for which they are eligible
4. Parents/guardians are informed of the educational and related opportunities available to their children and are provided with meaningful opportunities to participate in the education of their children
5. Notice of the educational rights of homeless children is disseminated at places where children receive services, such as schools, shelters, and soup kitchens
6. Enrollment disputes are mediated in accordance with law, Department policy, and administrative regulation
7. Parents/guardians are fully informed of all transportation services

**EDUCATION FOR FOSTER YOUTH**

The Tehama County Superintendent of Schools recognizes that foster youth may be at greater risk for poor academic performance due to their family circumstances, disruption of their educational program, and emotional, social, and other health needs. The Tehama County Department of Education shall provide such students with full access to the educational programs and other support services necessary to assist them in achieving state academic standards.

The County Superintendent or designee shall ensure that placement decisions for foster youth are based on the students' best interests as defined in law and administrative regulation. To that end, he/she shall designate a staff person as a Department liaison for foster youth to help facilitate the enrollment, placement, and transfer of foster youth.

The County Superintendent or designee and Department liaison shall ensure that all appropriate staff, including, but not limited to, each Program Administrator, school registrar, and attendance clerk, receive training regarding the enrollment, placement, and rights of foster youth.

The County Superintendent desires to provide foster youth with a safe, positive learning environment that is free from discrimination and harassment and promotes students' self-esteem and academic achievement. The County Superintendent or designee shall develop strategies to build students' feelings of connectedness with the school, including, but not limited to, strategies that promote positive discipline and conflict resolution, the development of students' resiliency and interpersonal skills, and the involvement of foster parents, group home administrators, and/or other caretakers in school programs and activities.

To address the needs of foster youth and help ensure the maximum utilization of available funds, the County Superintendent or designee shall collaborate with local agencies including, but not limited to, the county placing agency, social services, probation officers, juvenile court officers, nonprofit organizations, and advocates. The County Superintendent or designee shall explore the feasibility of entering into agreements with these groups to coordinate services and protect the rights of foster youth.

*Legal Reference: (see next page)*

**EDUCATION FOR FOSTER YOUTH (continued)**

*Legal Reference:*

EDUCATION CODE

32228-32228.5 *Student safety and violence prevention*

42920-42925 *Foster children educational services*

48645-48646 *Juvenile court schools*

48850-48859 *Educational placement of students residing in licensed children's institutions*

49061 *Student records*

49069.5 *Foster care students, transfer of records*

49076 *Access to student records*

51225.3 *High school graduation*

56055 *Rights of foster parents in special education*

60851 *High school exit examination*

HEALTH AND SAFETY CODE

1522.41 *Training and certification of group home administrators*

1529.2 *Training of licensed foster parents*

WELFARE AND INSTITUTIONS CODE

300 *Children subject to jurisdiction*

309 *Investigation and release of child*

361 *Limitations on parental or guardian control*

366.27 *Educational decision by relative providing living arrangements*

602 *Minors violating law; ward of court*

726 *Limitations on parental or guardian control*

727 *Order of care, ward of court*

16000-16014 *Foster care placement*

UNITED STATES CODE, TITLE 29

794 *Rehabilitation Act of 1973, Section 504*

UNITED STATES CODE, TITLE 42

670-679b *Federal assistance for foster care programs*

11431-11435 *McKinney-Vento Homeless Assistance Act*

*Management Resources:*

CSBA PUBLICATIONS

*Educating Foster Youth: Best Practices and Board Considerations, Policy Brief, March 2008*

AMERICAN BAR ASSOCIATION PUBLICATIONS

*Mythbusting: Breaking Down Confidentiality and Decision-Making Barriers to Meet the Education Needs of Children in Foster Care, 2005*

CITIES, COUNTIES AND SCHOOLS PARTNERSHIP PUBLICATIONS

*Our Children: Emancipating Foster Youth, A Community Action Guide*

WEB SITES

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

California Department of Education, Foster Youth Services: <http://www.cde.ca.gov/ls/pf/fy>

California Department of Social Services, Foster Youth Ombudsman Office:

<http://www.fosteryouthhelp.ca.gov>

California Youth Connection: <http://www.cal youthconn.org/site/cyc>

Cities, Counties and Schools Partnership: <http://www.ccspartnership.org>

**EDUCATION FOR FOSTER YOUTH**

**Definitions**

*Foster youth* means a child who has been subject to one of the following: (Education Code 48853.5)

1. Has been removed from his/her home pursuant to Welfare and Institutions Code 309 (temporary custody)
2. Is the subject of a petition filed under Welfare and Institutions Code 300 or 602 (jurisdiction of juvenile court)
3. Has been removed from his/her home and is the subject of a petition filed under Welfare and Institutions Code 300 or 602

*Person holding the right to make educational decisions* means a responsible adult appointed by a court pursuant to Welfare and Institutions Code 361 or 727.

*School of origin* means the school that the foster youth attended when permanently housed or the school in which he/she was last enrolled. If the school the foster youth attended when permanently housed is different from the school in which he/she was last enrolled, or if there is some other school that the foster youth attended within the preceding 15 months and with which the youth is connected, the Tehama County Department of Education liaison shall, in consultation with and with the agreement of the foster youth and the person holding the right to make educational decisions for the youth, determine, in the best interest of the foster youth, which school is the school of origin. (Education Code 48853.5)

*Best interest* means a placement that ensures that the youth is placed in the least restrictive educational program and has access to academic resources, services, and extracurricular and enrichment activities that are available to Department students. (Education Code 48853)

**EDUCATION FOR ENGLISH LANGUAGE LEARNERS**

The Tehama County Superintendent of Schools intends to provide English language learners with challenging curriculum and instruction that develop proficiency in English as rapidly and effectively as possible in order to assist students in accessing the full educational program and achieving the Tehama County Department of Education's academic standards. The Department's program shall be based on sound instructional theory and shall be adequately supported so that English language learners can achieve results at the same academic level as their English-proficient peers in the regular course of study.

The County Superintendent encourages staff to exchange information with staff in school districts about programs, options and strategies for English language learners that succeed under various demographic conditions.

The County Superintendent or designee shall maintain procedures which provide for the identification, assessment and placement of English language learners and for their redesignation based on criteria adopted by the County Superintendent and specified in administrative regulations.

*Legal Reference: (see next page)*

**EDUCATION FOR ENGLISH LANGUAGE LEARNERS (continued)**

*Legal Reference:*

EDUCATION CODE

300-340 English language education for immigrant children

430-446 English Learner and Immigrant Pupil Federal Conformity Act

33308.5 CDE guidelines not binding

44253.5-44253.10 Certification for bilingual-cross-cultural competence

48985 Notices to parents in language other than English

51101 Rights of parents to information

51101.1 Rights for parents of English learners

52130-52135 Impacted languages act of 1984

52160-52178 Bilingual Bicultural Act

52180-52186 Bilingual teacher training assistance program

54000-54028 Programs for disadvantaged children

60810-60812 Assessment of language development

62001-62005.5 Evaluation and sunseting of programs

CODE OF REGULATIONS, TITLE 5

4320 Determination of funding to support program to overcome the linguistic difficulties of English learners

11300-11316 English Language Learner Education

11510-11517 California English Language Development Test

UNITED STATES CODE, TITLE 20

1701-1705 Equal Educational Opportunities Act

6312 Local education agency plans

6801-6871 Title III, Language instruction for limited English proficient and immigrant students

COURT DECISIONS

Valeria G. v. Wilson, (9<sup>th</sup> Circuit) 2002 U.S. App. Lexis 20956

California Teachers Association et al. v. State Board of Education et al., (9<sup>th</sup> Circuit, 2001) 271 F.3d 1141

McLaughlin v. State Board of Education, (1999) 75 Cal.App.4<sup>th</sup> 196

Teresa P. et al v. Berkeley Unified School District et al., (1989) 724 F.Supp. 698

Casteneda v. Pickard, (5<sup>th</sup> Cir. 1981) 648 F.2d 989

ATTORNEY GENERAL OPINIONS

83 Ops.Cal.Atty.Gen. 40 (2000)

*Management Resources:*

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Guidelines for Reclassification of English Learners, September 2002

Accommodations for the California English Language Development Test, Revised 8/13/01

WEB SITES

CDE: <http://www.cde.ca.gov>

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

**EDUCATION FOR ENGLISH LANGUAGE LEARNERS**

**Definitions**

*English learner* means a student who does not speak English or whose native language is not English and who is not currently able to perform ordinary classroom work in English, also known as a limited English proficient or LEP child. (Education Code 306)

*English language classroom* means a classroom in which the language of instruction used by the teaching personnel is overwhelmingly the English language, and in which such teaching personnel possess a good knowledge of the English language. (Education Code 306)

*English language mainstream classroom* means a classroom in which the students either are native English language speakers or already have acquired reasonable fluency in English. (Education Code 306)

*Sheltered English immersion or structured English immersion* means an English language acquisition process in which nearly all classroom instruction is in English but with the curriculum and presentation designed for students who are learning the language. (Education Code 306)

*Bilingual education/native language instruction* means a language acquisition process for students in which much or all instruction, textbooks, and teaching materials are in the student's native language. (Education Code 306)

**JUVENILE COURT SCHOOLS**

The Tehama County Board of Education shall provide for the administration and operation of a juvenile court school that meets the needs of students who are under the protection or authority of the county juvenile justice system and have been placed in juvenile hall.

The County Superintendent of Schools shall be responsible for the administration of juvenile court schools. (Education Code 48645.2).

**Court School Administrator**

The juvenile court administrator may, in accordance with Education Code 48646, enter into a memorandum of understanding or other agreement with the county chief probation officer to establish a process for communication, decision making, mutual goals, and conflict resolution to support the needs of students who are receiving their education in juvenile court schools. (Education Code 48646)

**School Calendar**

The County Board shall adopt an annual school calendar identifying holidays and staff in-service days for juvenile court schools as presented by the County Superintendent. Unless otherwise provided by law, the minimum school day shall be 240 minutes.

**Educational Programs**

Juvenile court schools shall offer a curriculum that meets state academic standards and a course of study that prepares students for a high school diploma or high school equivalency certificate, career entry, and college admission. The County Board shall adopt a course of study for juvenile court schools as presented by the County Superintendent and shall regularly evaluate the educational program established.

The prescribed courses of study shall be kept on file for public inspection. Students enrolled in a juvenile court school shall participate in physical education courses unless exempted by law.

**School Facilities**

Any plans for the construction of juvenile court school classrooms, offices, or any other school structures in any juvenile hall, juvenile home, day center, juvenile ranch, or juvenile camp shall be approved by the County Board and the County Board of Supervisors. The cost of such construction shall be charged against county funds.

## **JUVENILE COURT SCHOOLS (continued)**

### **Joint Transition Planning**

The County Board shall ensure that the county office of education (COE) and the county department of probation have a joint transition planning policy for the purposes of improving communication regarding dates of release and educational needs of students who have had contact with the juvenile justice system, coordinating immediate school placement and enrollment, and ensuring that probation officers in the community have the information they need to support the return of students who are being transferred from juvenile court schools to public schools in their communities. The transition planning policy shall include the assignment of transition oversight responsibilities to COE personnel who will work in collaboration with the county probation department, as needed, and relevant local educational agencies to facilitate:

1. The transfer of complete and accurate education records, including the student's individualized education program (IEP) or Section 504 plan, if applicable, when a student enters the juvenile court school.
2. Access to information about postsecondary academic and vocational opportunities, including college financial aid programs.
3. The implementation of the student's transition plan, if one exists.
4. The transition of a student from a juvenile court school to a public school in the community, including procedures for the student's immediate enrollment, transfer of course credits, placement in appropriate courses based on completed coursework, and the transfer of complete and accurate education records, including any IEP or Section 504 plan, within 72 hours of the student's release from the juvenile detention facility.

### **Individualized Transition Plan**

As needed, each student detained for more than 20 consecutive school days shall have an individualized transition plan developed by the COE in collaboration with the county probation department in accordance with Education Code 48647.

For any student detained for 20 consecutive school days or fewer, a copy of the student's individualized learning plan, if one exists, shall be made available by the COE to the student upon the student's release, if possible.

*Legal Reference: (see next page)*

## **JUVENILE COURT SCHOOLS (continued)**

### *Legal Reference:*

#### EDUCATION CODE

48645-48647 Juvenile court schools

51040 Prescribed courses

51041 Educational program

51220 Areas of study

51222 Physical education

51241 Exemptions from physical education

60200 Adoption of instructional materials

#### WELFARE AND INSTITUTIONS CODE

602 Minors violating law; ward of court

880-893 Wards and dependent children; juvenile homes, ranches and camps

### *Management Resources:*

#### WEB SITES

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

California Department of Education, Juvenile Court Schools:

<http://www.cde.ca.gov/sp/eo/jc>

**EVALUATION OF THE INSTRUCTIONAL PROGRAM**

The Tehama County Superintendent of Schools recognizes that it is accountable to students, parents/guardians, and the community for the effectiveness of the Tehama County Department of Education's educational program in meeting Department goals for student learning. The County Superintendent or designee shall conduct a continual evaluation of the curriculum and the instructional program in order to improve student achievement.

**Categorical Program Monitoring**

The County Superintendent or designee shall cooperate with the California Department of Education (CDE) in the categorical program monitoring process to ensure that Department categorical programs comply with federal and state laws and regulations. The County Superintendent or designee shall report to the Tehama County Board of Education regarding the results of this monitoring process.

On an ongoing basis, the County Superintendent or designee shall conduct a Department self-evaluation which may utilize tools developed by the Department or the CDE to ensure compliance of Department categorical programs with legal requirements.

*Legal Reference: (see next page)*

**EVALUATION OF THE INSTRUCTIONAL PROGRAM (continued)**

*Legal Reference:*

EDUCATION CODE

33400-33407 Educational evaluations

35178.4 Notice of accreditation status

44662 Evaluation and assessment guidelines, certificated employee performance

48985 Compliance with translation of parental notifications

51041 Education program, evaluation and revisions

51226 Model curriculum standards

52050-52059 Public Schools Accountability Act

54650-54659 Education Improvement Incentive Program

62005.5 Failure to comply with purposes of funds

64000-64001 Consolidated application process

CODE OF REGULATIONS, TITLE 5

3930-3937 Program requirements

3942 Continuity of funding

UNITED STATES CODE, TITLE 20

6311 Adequate yearly progress

*Management Resources:*

CSBA PUBLICATIONS

*Maximizing School Board Leadership: Curriculum, 1996*

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

*Ongoing Program Self-Evaluation Tools (OPSET)*

*Categorical Program Monitoring Instruments*

WEB SITES

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

California Department of Education, Testing and Accountability: <http://www.cde.ca.gov/ta>

Western Association of Schools and Colleges (WASC), Accrediting Commission for Schools:  
<http://www.acswasc.org>