

RIALTO UNIFIED SCHOOL DISTRICT
Regular Meeting of the Board of Education
Dr. John R. Kazalunas Education Center
182 East Walnut Avenue
Rialto, California

EDGAR MONTES
President

DINA WALKER
Clerk

JOSEPH W. MARTINEZ
Member



NANCY G. O'KELLEY
Vice President

JOSEPH AYALA
Member

CUAUHTÉMOC AVILA, ED.D.
Superintendent

October 7, 2015

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

AGENDA

- A. OPENING**
Call to Order – 6:00 P.M.

OPEN SESSION

1. Comments on Closed Session Agenda Items. Any person wishing to speak on any item on the Closed Session Agenda will be granted three minutes.

CLOSED SESSION

Moved _____ Seconded _____

As provided by law, the following are the items for discussion and consideration at the Closed Session of the Board Meeting:

1. Public Employee Employment/Discipline/Dismissal/Release/
Reassignment of Employees (Government Code section 54957)
Administrative Appointment
- Executive Director, Special Education

2. Student Expulsions/Reinstatements/Expulsion Enrollments
3. CONFERENCE WITH LABOR NEGOTIATORS
 Agency designated representatives: Cuauhtémoc Avila, Ed.D., Superintendent, and Tom Haldorsen, Associate Superintendent, Personnel Services
 Employee organizations: California School Employees Association, Chapter 203 (CSEA), Rialto Education Association (REA), Communications Workers of America (CWA)
4. CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation (Government Code section 54956.9(d)(2)(4).)
 Significant exposure to litigation: 1 Case
5. THREAT TO PUBLIC SERVICES OR FACILITIES (Government section 54957)
 Consultation with: Haven Private Investigation Services

Vote by Board Members: Ayes:_____ Noes:_____ Abstain:_____ Time:_____

ADJOURNMENT OF CLOSED SESSION

Moved_____ Seconded_____ Vote_____ Time_____

OPEN SESSION RECONVENED – 7:00 P.M.

PLEDGE OF ALLEGIANCE

PRESENTATION BY BOYD ELEMENTARY SCHOOL

PRESIDENT MONTES WILL ADMINISTER THE OATH OF OFFICE TO STUDENT BOARD MEMBER

REPORT OUT OF CLOSED SESSION

ADOPTION OF AGENDA

Moved_____ Seconded_____

Vote by Board Members: Ayes:_____ Noes:_____ Abstain:_____ Time:_____

B. PRESENTATIONS

1. Diploma presented, posthumously, to the family of Julie Pimentel

C. COMMENTS

1. Public Comments from the Floor: At this time, any person wishing to speak on any item **not on** the Agenda will be granted three minutes.
2. Public Comments on Agenda Items: Any person wishing to speak on any item **on** the Agenda will be granted three minutes.
3. Comments from Association Executive Board Members: Rialto Education Association (REA), California School Employees Association (CSEA), Communications Workers of America (CWA), Rialto School Managers Association (RSMA).
4. Comments from the Superintendent
5. Comments from Members of the Board of Education

D. PUBLIC HEARING

OPEN PUBLIC HEARING

Moved _____ Seconded _____

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____ Time: _____

Any person wishing to speak on the item on the Public Hearing Agenda will be granted three minutes.

1. Williams Settlement Legislation – Quarterly Uniform Complaint Report Summary covering July – September 2015. (Ref. D 1.1)

CLOSE PUBLIC HEARING

Moved _____ Seconded _____

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____ Time: _____

CONSENT CALENDAR ITEMS

All items on the Consent Calendar will be acted upon in one motion unless pulled by Board of Education members or the Superintendent for individual action.

Approve Consent Calendar Items (Ref. E – J)

Moved _____ **Seconded** _____

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

E. MINUTES

1. Approve the minutes of the Regular Board of Education Meeting held September 23, 2015. (Ref. E 1.1-9)

F. GENERAL FUNCTIONS CONSENT ITEMS

1. Second reading revised Board Policy 4117.3(a-e); Certificated Personnel: Personnel Reduction. (Ref. F 1.1-5)
2. Second reading of revised Board Policy 4131(a-f); Certificated Personnel: Staff Development. (Ref. F 2.1-6)
3. Second reading of revised Board Policy 6162.51(a-c); Instruction: State Academic Achievement Tests. (Ref. F 3.1-3)
4. Second reading of revised Board Policy 6162.54(a-c); Instruction: Test Integrity/Test Preparation. (Ref. F 4.1-3)
5. First reading of revised Board Policy 5131.62(a-d); Students: Tobacco. (Ref. F 5.1-4)
6. First reading of revised Board Policy 5144(a-e); Students: Discipline. (Ref. F 6.1-5)
7. First reading of revised Board Policy 6151(a-c); Instruction: Class Size. (Ref. F 7.1-3)
8. First reading of revised Board Policy 6162.5(a-d); Instruction: Student Assessment. (Ref. F 8.1-4)

G. INSTRUCTION CONSENT ITEMS

1. Adopt Resolution No. 15-16-19 declaring the week of October 23-31, 2015, as National Red Ribbon Week. (Ref. G 1.1)
2. Adopt Resolution No. 15-16-20 declaring October 19-23, 2015, as National School Bus Safety Week and Friday, October 23, 2015, as School Bus Drivers Appreciation Day. (Ref. G 2.1)

3. Approve the attendance of thirty-five (35) students and three (3) chaperones' from Rialto High School NJROTC to participate in the Basic Leadership Training at Santa Ana High School, in Santa Ana, California, on October 16-18, 2015. (Ref. G 3.1)
4. Approve recommendation made by the Senior Director, Student Services, to grant an exemption from all physical activities for Student No. 246131 for the first semester of the 2015-2016 school year, and Student No.'s 291121, 68709, 624331, and 583261 for the 2015-2016 school year. (Ref. G 4.1)
5. Adopt Resolution No. 15-16-21 affirming that policies and procedures should use People First Language to the greatest extent possible. (Ref. G 5.1-2)
6. Approve Dr. Cuauhtémoc Avila to serve as an official representative on the San Bernardino Community College District Adult Education Consortium Executive Committee through June 30, 2016. (Ref. G 6.1)

H. BUSINESS AND FINANCIAL CONSENT ITEMS

1. Approve Warrant Listing Register and Purchase Order Listing for all funds from September 8, 2015 through September 21, 2015 (sent under separate cover to Board Members). A copy for public review will be available at the Board Meeting.
2. Accept the donations from Lifetouch National School Studios, Scoutit, Inc., and Silicon Valley Community Foundation – Edison. (Ref. H 2.1)
3. Accept the work completed on September 21, 2015, by WCCR Construction Company, Inc., for all work required in connection with the Carter High School Track and Field Improvements Project and authorize District personnel to file a Notice of Completion with the San Bernardino County Recorder. (Ref. H 3.1)
4. Approve District membership in San Bernardino County District Advocates for Better Schools (SANDABS) for the 2015-2016 school year. (Ref. H 4.1)
5. Approve the establishment of Fund 11-Adult Education Fund. (Ref. H 5.1)

I. FACILITIES PLANNING CONSENT ITEMS - None

J. PERSONNEL SERVICES CONSENT ITEMS

- 1-3. Approve Personnel Report No. 1141 for classified and certificated employees. (Ref. J 1.1-3.1)

K. DISCUSSION/ACTION ITEMS

Moved _____ **Seconded** _____

1. Ratify an agreement with Protocol Agency, Inc., a professional staffing agency, to provide Speech and Language Therapists, effective September 28, 2015 to June 30, 2016. (Ref. K 1.1)

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

Moved _____ **Seconded** _____

2. Approve an agreement with the San Bernardino County Superintendent of Schools to provide Board workshops from October 8, 2015 through June 30, 2016. (Ref. K 2.1)

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

Moved _____ **Seconded** _____

3. Approve the use of the California Multiple Award Schedules Contract No. 4-06-78-0031A, for the purchase/lease of equipment, supplies, accessories, related services and maintenance for fiscal years 2015-2016 and 2016-2017 for the Eisenhower High School Stadium Reconstruction Project. (Ref. K 3.1-9)

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

Moved _____ **Seconded** _____

4. Approve an Agreement with ATI Architects and Engineers to continue architectural services for the new Condensed Natural Gas Fueling Station. (Ref. K 4.1)

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

Moved _____ **Seconded** _____

5. Approve an agreement with Educational Achievement Services, Inc., to provide the services of Lieutenant Colonel Consuelo Castillo Kickbusch, U.S. Army (retired), as the keynote speaker for the 2015 Parent Summit. (Ref. K 5.1)

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

Moved _____ Seconded _____

- 6. Approve an agreement with Michael F. Escalante to provide coaching and support services to the Superintendent for the period October 8, 2015 through June 30, 2016. (Ref. K 6.1)

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

Moved _____ Seconded _____

- 7. Adopt Resolution No. 15-16-22 to appoint the firm of Gutierrez, Fierro & Erickson, a Professional Corporation, as the District's prosecuting authority. (Ref. K 7.1-2)

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

L. ADJOURNMENT

Moved _____ Seconded _____

Vote by Board Members: Ayes: _____ Noes: _____ Abstain: _____

Time _____

The next regular meeting of the Board of Education of the Rialto Unified School District will be held on Wednesday, October 21, 2015, at 7:00 p.m., at the Dr. John R. Kazalunas Education Center, 182 East Walnut Avenue, Rialto, California.

*Materials distributed or presented to the Board of Education at the Board Meeting are available upon request from the Superintendent's Office.

D PUBLIC HEARING

Williams Settlement Legislation

Quarterly Uniform Complaint Report Summary

For submission to school district governing board and county office of education

District Name: Rialto Unified School District

Quarter covered by this report: July - September 2015

	Number of complaints received in quarter	Number of complaints resolved in quarter	Number of complaints unresolved
Instructional Materials	0	0	0
Facilities	0	0	0
Teacher Vacancy and Misassignments	0	0	0
CAHSEE Intensive Instruction and Services	0	0	0
Totals	0	0	0

UCP Contact: Mr. Mohammad Z. Islam

Title: Assoc. Superintendent

Board Submission Date: 10/07/2015

Submitted by: Karen Pivac

Title: Administrative Secretary II

Entered On Date: 09/24/2015

MINUTES
REGULAR MEETING OF THE BOARD OF EDUCATION
RIALTO UNIFIED SCHOOL DISTRICT
DR. JOHN R. KAZALUNAS EDUCATION CENTER
182 EAST WALNUT AVENUE, RIALTO, CA 92376

September 23, 2015

A. OPENING

CALL TO ORDER AND ROLL CALL

The regular meeting of the Board of Education of the Rialto Unified School District was called to order at 6:02 p.m. by President Montes at the Dr. John R. Kazalunas Education Center, 182 East Walnut Avenue, Rialto, CA 92376.

Members present: Edgar Montes, President; Nancy G. O'Kelley, Vice President; Dina Walker, Clerk; Joseph Ayala, Member; and Joseph W. Martinez, Member.

Administrators present: Cuauhtémoc Avila, Ed.D., Superintendent; Edward D'Souza, Ph.D., Associate Superintendent, Secondary Instruction; Jasmin Valenzuela, Associate Superintendent, Elementary Instruction; Tom Haldorsen, Associate Superintendent, Personnel Services; and Mohammad Z. Islam, Associate Superintendent, Business Services. Also present was Rosie Williams, Executive Secretary.

OPEN SESSION

1. Comments on Closed Session Agenda Items. Any person wishing to speak on any item on the Closed Session Agenda will be granted three minutes.

There were no comments.

CLOSED SESSION

Upon a motion by Member Ayala, seconded by Clerk Walker, and approved by a 5-0 vote, the Board of Education entered into Closed Session at 6:03 p.m. to consider and discuss the following items:

1. Public Employee Employment/Discipline/Dismissal/Release/Reassignment of Employees (Government Code section 54957)
2. Student Expulsions/Reinstatements/Expulsion Enrollments

(Ref. E 1.1)

3. **CONFERENCE WITH LABOR NEGOTIATORS**
Agency designated representatives: Cuauhtémoc Avila, Ed.D., Superintendent, and Tom Haldorsen, Associate Superintendent, Personnel Services
Employee organizations: California School Employees Association, Chapter 203 (CSEA), Rialto Education Association (REA), Communications Workers of America (CWA)
4. **CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation**
(Government Code section 54956.9(d)(2)(4).)
Significant exposure to litigation: 1 Case

PLEDGE OF ALLEGIANCE

Emily Miramontes, 5th grade Bemis Elementary School student, led the Pledge of Allegiance.

B. PRESENTATIONS

1. Presentation by Bemis Elementary School

Emily Miramontes introduced the Bemis Elementary Student Council Officers, and students Rhiannon Jones and Celeste Rocha sang “America the Beautiful.”

ADJOURNMENT OF CLOSED SESSION

Upon a motion of Member Ayala, seconded by Vice President O’Kelley, and passed by a unanimous 5-0 vote, Closed Session adjourned at 7:22 p.m.

REPORT OUT OF CLOSED SESSION

Superintendent Avila reported that in Closed Session the Board of Education took the following action:

- Accepted the request for a leave of absence for classified employee #1840235, September 24, 2015 through December 11, 2015. The vote was a unanimous 5-0 vote.
- Approved Administrative Hearing Case Number 15-16-1 to expel student. The vote was a unanimous 5-0 vote.
- Approved Reinstatement Hearing Case Number EE 15-16-1. The vote was a unanimous 5-0 vote.

- Appointed Attorney Jimmy Gutierrez as Special Prosecuting Attorney. The vote was as follows:
 President Montes – Aye
 Vice President O’Kelley – Aye
 Clerk Walker – Abstain
 Member Ayala – Aye
 Member Martinez – Abstain

OPEN SESSION RECONVENED – 7:25 P.M.

Members present: Edgar Montes, President; Nancy G. O’Kelley, Vice President; Dina Walker, Clerk; Joseph Ayala, Member; and Joseph W. Martinez, Member.

Administrators present: Cuauhtémoc Avila, Ed.D., Superintendent; Edward D’Souza, Ph.D., Associate Superintendent, Secondary Instruction; Jasmin Valenzuela, Associate Superintendent, Elementary Instruction; Tom Haldorsen, Associate Superintendent, Personnel Services; and Mohammad Z. Islam, Associate Superintendent, Business Services. Also present was Rosie Williams, Executive Secretary to the Superintendent, and Luz Carson, Interpreter, American Language Services.

ADOPTION OF AGENDA

Upon a motion by Vice President O’Kelley, seconded by Member Ayala, the Agenda was adopted, by a unanimous 5-0 vote by the Board of Education.

C. COMMENTS

1. Public Comments from the Floor: At this time, any person wishing to speak on any item **not on** the Agenda will be granted three minutes.

Leslie Chambers, Casey Elementary School teacher, thanked the community and the RUSD for the support they gave the Pimentel family due to the loss of their daughter Julie.

Paula Bailey, parent and Chair of the Measure Y Bond Committee, shared that the committee toured three school sites and was impressed with the improvements. She stated that she attended the County Superintendent’s State of Education Address and was glad to see so many people at the event.

2. Public Comments on Agenda Items: Any person wishing to speak on any item on the Agenda will be granted three minutes.

There were no comments.

3. Comments from Association Executive Board Members: Rialto Education Association (REA), California School Employees Association (CSEA), Communications Workers of America (CWA). Rialto School Managers Association (RSMA)

Linda Silva, CSEA President, thanked the Board for pulling Board Policy 3312 at the last Board Meeting. This allowed them the opportunity to thoroughly review the policy and to meet with Mr. Islam to receive clarification and CSEA does not have any issues with the Board Policy. She shared that CSEA representatives are looking forward to having their first meeting with Dr. Avila tomorrow. She is also looking forward to being on the interview panel to select the new Student Board Member. Lastly, she invited Dr. Avila to attend CSEA's Ice Cream Social on Thursday, October 29, 2015, 4:30 p.m., at the Bistro.

Dr. Monte Stewart, RSMA President, thanked everyone who attended the Meet and Greet for new administrators. He encouraged Classified Management and Confidential employees to become more involved as members of RSMA. He was happy to share that RSMA was able to fund scholarships for selected Seniors from last school year.

4. Comments from the Superintendent
5. Comments from Members of the Board of Education

D. PUBLIC HEARING

Upon a motion by Clerk Walker, seconded by Member Martinez, Public Hearing was opened at 8:15 p.m. by a unanimous 5-0 vote by the Board of Education.

Any person wishing to speak on the items on the Public Hearing Agenda will be granted three minutes.

There were no comments.

1. Public Hearing: Pursuant to the requirements of Governmental Code and Board Policy, the Form for Public Disclosure of Proposed Collective Bargaining Agreement [AB1200 (Statutes of 1991, Chapter 1213) As Revised by AB2756 (Statutes of 2004, Chapter 25), Government Code

(Ref. E 1.4)

3547.5] between the Communication Workers of America (CWA), and the Rialto Unified School District Board of Education, is hereby posted in compliance with the legislative requirements for public notice.

Upon a motion by Vice President O'Kelley, seconded by Clerk Walker, Public Hearing was closed at 8:16 p.m. by a unanimous 5-0 vote by the Board of Education.

CONSENT CALENDAR ITEMS

Upon a motion by Vice President O'Kelley, seconded by Member Martinez, Items E – G1, G3 – H6, and I – J were approved by a unanimous 5-0 vote by the Board of Education. Items G2 and H7 were voted on separately.

E. MINUTES

1. Approve the minutes of the Regular Board of Education Meeting held on September 9, 2015.

F. GENERAL FUNCTIONS CONSENT ITEMS

1. Second reading of revised Board Policy 1330(a-k); Community Relations: Use of School Facilities.
2. Second reading of revised Board Policy 3312(a-h); Business and Noninstructional Operations: Contracts.
3. First reading of revised Board Policy 4117.3(a-e); Certificated Personnel: Personnel Reduction.
4. First reading of revised Board Policy 4131(a-f); Certificated Personnel: Staff Development.
5. First reading of revised Board Policy 6162.51(a-c); Instruction: State Academic Achievement Tests.
6. First reading of revised Board Policy 6162.54(a-c); Instruction: Test Integrity/Test Preparation.

G. INSTRUCTION CONSENT ITEMS

1. Approve an agreement with Shades of Blue Aerospace Academy to provide twenty-two (22) hours of STEM Education and motivation centered around an introduction to the career opportunities in the Aerospace and Aviation industry for students at Kucera Middle School.

Upon a motion by Vice President O'Kelley, seconded by Clerk Walker, Item G2 was approved by a unanimous 5-0 vote by the Board of Education.

2. Approve a trip to University of California, Berkeley, Stanford University, San Francisco State University, California State University, East Bay, and University of California, Santa Barbara, on October 7-10, 2015, so that forty (40) students and three (3) adult supervisors from the Eisenhower High School AVID Club can tour the campuses and receive information on admissions.
3. Ratify the approval of the recommendation made by the Senior Director, Student Services, to grant an exemption from all physical activities for Student No. 51688 for the first semester of the 2015-2016 school year and Student No.'s 53298, 14569, 253731, 678331, and 433721, for the 2015-2016 school year.
4. Approve affiliation agreements with Colton Pharmacy and Medical Supplies, and North Rialto Drug Store, for the Externship Program, from September 24, 2015 through June 30, 2020.
5. Approve renewal of affiliation agreements with San Bernardino County Sheriff's Department Training Center, and Rialto Police Department (Pride Platoon), for the Internship Program, from September 24, 2015 through June 30, 2020.
6. Adopt Resolution No. 15-16-17 proclaiming the month of October 2015 as Filipino American History Month and encourage education commemoration of this occasion with appropriate instructional activities.
7. Adopt Resolution No. 15-16-18 declaring the month of October 2015 as National Disability Employment Awareness Month.

(Ref. E 1.6)

H. BUSINESS AND FINANCIAL CONSENT ITEMS

1. Approve Warrant Listing Register and Purchase Order Listing for all funds from August 25, 2015 through September 8, 2015 (sent under separate cover to Board Members). A copy for public review will be available at the Board Meeting.
2. Accept the donations from Target Corporation, Educational Testing Service, Silicon Valley Community Foundation, Lifetouch National School Studios, The Way Bible Fellowship, and Wells Fargo Community Support Campaign.
3. Accept the Addendum to the Memorandum of Understanding between the Rialto Unified School District and Sunrise Church for the shared use of the parking lot at Trapp Elementary School and the parking lot at Sunrise Church for the period October 1, 2015 through September 30, 2020.
4. Approve the agreement with Jodye Selco, Ph.D., Cal Poly Pomona Foundation, to provide staff development to our secondary science teachers and work with teachers on developing new courses and assessments to align with the Next Generation Science Standards (NGSS) during the 2015-2016 school year.
5. Declare the specified surplus equipment and miscellaneous items as obsolete and not-serviceable for school use, and authorize the Superintendent/designee to sell or dispose of these items as specified in the Education Code Sections 17545 and 17546.
6. Approve an agreement with Professional Tutors of America to provide 76 hours of one-to-one instructional sessions for Student No. 52139, effective September 24, 2015 through June 30, 2016.

Upon a motion by Vice President O'Kelley, seconded by Member Martinez, Item H7 was approved by a unanimous 5-0 vote by the Board of Education.

7. Reject bid from WCCR Construction for the Rialto Administration Generator Installation project, Bid No. 15-16-002.

I. FACILITIES PLANNING CONSENT ITEMS - None

J. PERSONNEL SERVICES CONSENT ITEMS

- 1-3. Approve Personnel Report No. 1140 for classified and certificated employees.

(Ref. E 1.7)

K. DISCUSSION/ACTION ITEMS

Upon a motion by Vice President O’Kelley, seconded by Member Martinez, Item K1 was approved by a unanimous 5-0 vote by the Board of Education.

1. Accept a grant from the California Department of Education in the amount of \$2,645,276.58 for the purposes of providing the After School Educational and Safety (ASES) Program to Rialto Unified School District students. The term of the awarded grant is July 1, 2015 – June 30, 2016.

Upon a motion by Clerk Walker, seconded by Vice President O’Kelley, Item K2 was approved by a unanimous 5-0 vote by the Board of Education.

2. Ratify the agreement with Lindamood-Bell Learning Processes to provide one-to-one instructional sessions for multiple students effective July 1, 2015 to December 30, 2015.

Upon a motion by Member Martinez, seconded by Member Ayala, Item K3 was approved by a unanimous 5-0 vote by the Board of Education.

3. Ratify the Tentative Settlement Agreement between the Rialto Unified School District and the Communication Workers of America, Local 9588 (“CWA”).

Upon a motion by Vice President O’Kelley, seconded by Member Ayala, Item K4 was approved by a unanimous 5-0 vote by the Board of Education.

4. Approve the recommendations of the Administrative Hearing Panel (AHP):

ADMINISTRATIVE HEARING

Case Number:
15-16-1

REINSTATEMENT HEARING

Case Number:
EE 15-16-1

L. ADJOURNMENT

Upon a motion by Vice President O'Kelley, seconded by Clerk Walker, and approved by a unanimous 5-0 vote by the Board of Education the meeting was adjourned at 8:36 p.m. with a moment of silence in honor of student Julie Pimentel.

Clerk, Board of Education

Secretary, Board of Education

F GENERAL FUNCTIONS CONSENT

1



RIALTO UNIFIED SCHOOL DISTRICT

Certificated Personnel

BP 4117.3(a)

PERSONNEL REDUCTION

The Board of Education may reduce the number of probationary and permanent certificated employees when, ~~in the opinion of the Board~~ **its opinion, one or more** any of the following conditions makes such reduction necessary: (Education Code 44955)

1. Average daily attendance (ADA) in all of the schools in the District during the first six months of the school year has declined below the level for the same period in either of the previous two school years. (Education Code 44955)
2. A particular kind of service is to be reduced or discontinued not later than the beginning of the following school year. (Education Code 44955)
3. Attendance in the District will decline in the following year as a result of the termination of an interdistrict tuition agreement. (Education Code 44955)
4. An amendment of state law requires modification of the curriculum. (Education Code 44955)
5. **During the time period between five days after the enactment of the Budget Act and August 15 of that fiscal year, the Board determines** ~~The state Budget Act reveals that~~ the District's total revenue limit per ADA for the fiscal year of that Budget Act has not increased by at least two percent. (Education Code 44955.5)

Seniority Determination of the Order of Layoffs

When it is necessary to reduce the number of certificated employees for any of the reasons listed above, the services of employees shall be terminated in the inverse of the order in which they were employed by the District in probationary status, except as otherwise authorized by law. (Education Code 44844, 44955)

~~Except as otherwise provided by law, a permanent employee who is certificated and competent to render a service shall not be terminated or given a reduction in hours and wages while a probationary employee or other employee with less seniority is retained to render the service. (Education Code 44955)~~

PERSONNEL REDUCTION (continued)

~~Prior to determining the seniority of employees, the Superintendent or designee shall require certificated employees to provide verification, in writing, of their employment date and credentials, as well as any documentation supporting an employment or credential(s) different from that shown in the District's records.~~

The Superintendent or designee shall ~~prepare a master~~ **maintain the seniority list for this purpose and shall make it available upon request.** ~~on the basis of District records and evidence presented. (Education Code 44864)~~

Unless otherwise provided by law, a permanent employee shall have the right to be retained over a probationary employee or any employee with less seniority if the position is one for which he/she is certificated and competent to render service. (Education Code 44955)

~~(cf. 4112.2 - Certification)~~

~~(cf. 4112.22 - Staff Teaching English Language Learners)~~

~~(cf. 4112.23 - Special Education Staff)~~

~~(cf. 4112.24 - Teacher Qualifications Under the No Child Left Behind Act)~~

~~(cf. 4113 - Assignment)~~

~~(cf. 4116 - Probationary/Permanent Status)~~

~~When two or more employees first rendered paid service on the same date, the Board shall adopt a resolution specifying the criteria based on the needs of the District and students for the order of termination among those employees. To determine the order of termination between employees who first rendered paid service on the same date, the Board shall rank order those employees solely on the basis of the needs of the District and students. Upon the request of any employee whose order of termination is so determined based on such ranking, the Board shall furnish, in writing, the employee, no later than five days prior to the commencement of the administrative hearing on the layoff, a written statement of the specific criteria used in determining the order of termination and the application of the criteria in ranking the employee relative to the other employees in the group. (Education Code 44955)~~

~~(cf. 4113 - Assignment)~~

~~(cf. 4115 - Evaluation/Supervision)~~

~~(cf. 4117.4 - Dismissal)~~

The District may deviate from terminating certificated employees in order of seniority for either of the following reasons: (Education Code 44955, 44956)

1. To fill a demonstrated specific need for personnel to teach a specific course or courses of study, or to provide services authorized by a services credential with a specialization in either student personnel services or health for a school nurse, when the certificated employee has the necessary special training and experience which others with more seniority do not possess.

PERSONNEL REDUCTION (continued)

2. To maintain or achieve compliance with constitutional requirements related to equal protection of the law

Notice and Hearing Rights

When it becomes necessary, ~~as the result of a reduction or discontinuation of services,~~ to reduce the number of permanent and/or probationary employees **pursuant to Education Code 44955 as specified in items #1-4 above,** the District shall give notice to the affected employees, **no later than March 15,** stating the reasons for the action and the employees' right to a hearing. ~~no later than March 15.~~ The District shall adhere to the notice, hearing, and layoff procedures in Education Code 44949, **and 44955, and other applicable provisions of law.**

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

When an employee has requested a hearing before an administrative law judge regarding the reduction or discontinuation of services, the Board shall make a final decision regarding the sufficiency of the cause and disposition of the layoff upon receipt of the administrative law judge's proposed decision. None of the findings, recommendations, or determinations of the administrative law judge shall be binding on the Board. (Education Code 44949)

The Board may conduct its own hearing, adopt the **administrative law judge's** proposed decision, refer the case back to the **administrative law judge** for additional evidence, or reject or modify the proposed decision and make its own determination based upon its review of the record.

~~Upon adoption of~~ **Following** the Board's decision, the Superintendent or designee shall give final notice, in the manner specified, to the affected employees before May 15 **unless the parties agree otherwise in accordance with procedures required by law.** (Education Code 44955)

When layoffs become necessary pursuant to Education Code 44955.5 as specified in item #5 above, layoff proceedings shall be carried out as required by law but in accordance with a schedule of notice and hearing adopted by the Board. (Education Code 44955.5)

~~Special Procedure Based Upon Late Adoption of the State Budget~~

~~When the Board, during the time period between five days after enactment of the Budget Act and August 15, determines that the total revenue limit per ADA has not increased by at least two percent and that the District therefore needs to reduce the number of certificated staff pursuant to Education Code 44955.5, the Board shall adopt a schedule of notice and hearings and the District shall otherwise proceed pursuant to Education Code 44949 and 44955. (Education Code 44955.5)~~

PERSONNEL REDUCTION (continued)**Reappointment**

If the number of employees is increased or the discontinued service reestablished, permanent certificated employees ~~under 65 years of age~~ shall have the right to reappointment, in order of seniority, for 39 months ~~from the date of termination after being terminated~~. Probationary certificated employees ~~under 65 years of age~~ shall have the same right for 24 months after being terminated, subject to the prior reappointment rights of permanent employees. (Education Code 44846, 44956, 44957)

During the period of the preferred right to reappointment, permanent certificated employees shall, in the order of original employment, be offered first opportunity for substitute service during the absence of any employee who has been granted a leave of absence or who is temporarily absent from duty. Such substitute service may be terminated upon the return to duty of the other employee. Such substitute service shall not affect the retention of the employees' previous classification and rights. Probationary certificated employees shall have the same right to substitute service during the period of preferred right to reappointment to the extent required by law, subject to the rights of permanent certificated employees. (Education Code 44918, 44956, 44957)

(cf. 4121 - Temporary/Substitute Employees)

~~Before reappointing any certificated employee to teach a subject which he/she has not previously taught and for which he/she does not have a teaching credential or which is not within the employee's major area of postsecondary study, the Board shall require the employee to pass a subject matter competency test in the appropriate subject. (Education Code 44955, 44956)~~

~~*(cf. 4112.2 - Certification)*~~

~~*(cf. 4112.24 - Teacher Qualifications Under the No Child Left Behind Act)*~~

~~*(cf. 4113 - Assignment)*~~

Reappointed certificated employees shall not be subject to any requirements that were not imposed on employees who continued in service. Their period of absence shall be treated as a leave of absence and not considered a break in the continuity of their service. (Education Code 44956, 44957)

Legal Reference: (see next page)

PERSONNEL REDUCTION (continued)

Legal Reference:

EDUCATION CODE

44830 *Employment of certificated persons*
44949 *Dismissal of probationary employees*
44955 *Reduction in number of permanent employees*
44955.5 *Termination of certificated employees*
44956-44959.5 *Rights of employees*

GOVERNMENT CODE

3543.2 *Scope of representation*

UNEMPLOYMENT INSURANCE CODE

1089 *Notification of unemployment insurance benefits*

CODE OF REGULATIONS, TITLE 22

1089-1 *Notification of unemployment insurance benefits*

COURT DECISIONS

Vergara v. State of California, (2014) *Superior Court State of California, County of Los Angeles, Case No. BC 484642*

California Teachers Association v. Vallejo City Unified School District, (2007) *149 Cal.App.4th 135*

Bakersfield Elementary Teachers Association v. Bakersfield City School District, (2006) *145 Cal.App.4th 1260*

Cousins v. Weaverville Elementary School District, (1994) *24 Cal.App.4th 1846*

Forker v. Board of Trustees (1984) *160 Cal.App.3d 13*

Moreland Teachers Assoc. v. Kurze (1980) *109 Cal.App.3d 648*

King v. Berkeley Unified School District (1979) *89 Cal.App. 3d 1016*

Management Resources:

WEB SITES

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

Policy
adopted: July 28, 1999
revised: July, 2007
revised:

RIALTO UNIFIED SCHOOL DISTRICT
Rialto, California

CSBA, August 2014

Submitted and Approved by: Thomas Haldorsen
Presented for Board Action: Cuauhtémoc Avila, Ed.D.



RIALTO UNIFIED SCHOOL DISTRICT

Certificated Personnel

BP 4131(a)

STAFF DEVELOPMENT

The Board of Education believes that, in order to maximize student learning and achievement, certificated staff members must be continuously learning and improving their skills. The Superintendent or designee shall develop a program of ongoing professional development which includes opportunities for teachers to enhance their instructional and classroom management skills and become informed about changes in pedagogy and subject matter.

(cf. 6111 - School Calendar)

The Superintendent or designee shall involve teachers, site and District administrators, and others, as appropriate, in the development of the District's staff development program. He/she shall ensure that the District's staff development program is aligned with District priorities for student achievement, school improvement objectives, the local control and accountability plan, and other District and school plans.

(cf. 0000 - Vision)

(cf. 0200 - Goals for the School District)

(cf. 0420 - School Plans/Site Councils)

(cf. 0460 - Local Control and Accountability Plan)

(cf. 0520.2 - Title I Program Improvement Schools)

(cf. 0520.3 - Title I Program Improvement Districts)

The District's staff development program shall assist certificated staff in developing knowledge and skills, including, but not limited to:

1. **The Mastery of ~~discipline-based~~ subject-matter knowledge, including ~~academic content in the core curriculum~~ current state and District academic standards**

(cf. 6011 - Academic Standards)

(cf. 6142.1 - ~~Family Life/Sex Education~~ Sexual Health and HIV/AIDS Prevention Instruction)

(cf. 6142.2 - World/Foreign Language Instruction)

(cf. 6142.3 - Civic Education)

(cf. 6142.5 - Environmental Education)

(cf. 6142.6 - Visual and Performing Arts Education)

(cf. 6142.7 - Physical Education and Activity)

(cf. 6142.8 - Comprehensive Health Education)

(cf. 6142.91 - Reading/Language Arts Instruction)

(cf. 6142.92 - Mathematics Instruction)

(cf. 6142.93 - Science Instruction)

(cf. 6142.94 - History-Social Science Instruction)

STAFF DEVELOPMENT (continued)

2. Use of effective, subject-specific teaching methods, strategies, and skills
3. Use of technologies to enhance instruction

(cf. 0440 - District Technology Plan)
(cf. 4040 - Employee Use of Technology)
(cf. 6163.4 - Student Use of Technology)

4. Sensitivity to and ability to meet the needs of diverse student populations, including, but not limited to, students of various racial and ethnic groups, students with disabilities, English language learners, economically disadvantaged students, foster youth, gifted and talented students, and at-risk students

(cf. 4112.22 - Staff Teaching Students of Limited English Proficiency)
(cf. 4112.23 - Special Education Staff)
(cf. 5147 - Dropout Prevention)
~~*(cf. 5149 - At Risk Students)*~~
(cf. 6141.5 - Advanced Placement)
(cf. 6171 - Title I Programs)
(cf. 6172 - Gifted and Talented Student Program)
(cf. 6173 - Education for Homeless Children)
(cf. 6173.1 - Education for Foster Youth)
(cf. 6174 - Education for English Language Learners)
(cf. 6175 - Migrant Education Program)

5. Understanding of how academic and career technical instruction can be integrated and implemented to increase student learning

(cf. 6178 - Career Technical Education)

6. Knowledge of strategies that ~~enable~~ **encourage** parents/guardians to participate fully and effectively in their children's education

(cf. 1240 - Volunteer Assistance)
(cf. 5020 - Parent Rights and Responsibilities)
(cf. 6020 - Parent Involvement)

7. Effective classroom management skills and strategies for establishing a climate that promotes respect, fairness, **tolerance**, and discipline, including conflict resolution and ~~intolerance and~~ hatred prevention

(cf. 5131 - Conduct)
(cf. 5131.2 - Bullying)
(cf. 5137 - Positive School Climate)
(cf. 5138 - Conflict Resolution/Peer Mediation)
(cf. 5145.9 - Hate-Motivated Behavior)

STAFF DEVELOPMENT (continued)

8. Ability to relate to students, understand their various stages of growth and development, and motivate them to learn
9. Ability to interpret and use data and assessment results to guide instruction

(cf. 5121 - Grades/Evaluation of Student Achievement)
(cf. 6162.5 - Student Assessment)

10. Knowledge of topics related to student health, safety, and welfare

(cf. 0450 - Comprehensive Safety Plan)
~~*(cf. 3515.5 - Sex Offender Notification)*~~
(cf. 5030 - Student Wellness)
(cf. 5131.6 - Alcohol and Other Drugs)
(cf. 5131.63 - Steroids)
(cf. 5141.21 - Administering Medication and Monitoring Health Conditions)
(cf. 5141.4 - Child Abuse Prevention and Reporting Procedures)
(cf. 5141.52 - Suicide Prevention)
(cf. 5145.3 - Nondiscrimination/Harassment)
(cf. 5145.7 - Sexual Harassment)

11. Knowledge of topics related to employee health, safety, and security

(cf. 3514.1 - Hazardous Substances)
(cf. 4119.11/4219.11/4319.11 - Sexual Harassment)
(cf. 4119.42/4219.42/4319.42 - Exposure Control Plan for Bloodborne Pathogens)
(cf. 4119.43/4219.43/4319.43 - Universal Precautions)
(cf. 4157/4257/4357 - Employee Safety)
(cf. 4158/4258/4358 - Employee Security)

The Superintendent or designee may, in conjunction with individual teachers, ~~and~~ interns, *and administrators, as appropriate*, develop an individualized program of professional growth ~~which contributes to~~ *increase* competence, performance, and effectiveness in teaching and classroom ~~management assignments~~ and, as necessary, *to* assist them in meeting state or federal requirements to be fully qualified for their positions.

(cf. 4112.2 - Certification)
(cf. 4112.21 - Interns)
(cf. 4112.24 - Teacher Qualifications Under the No Child Left Behind Act)
~~*(cf. 4131.1 - Beginning Teacher Support/Induction Teacher Support and Guidance)*~~
~~*(cf. 4138 - Mentor Teachers)*~~

STAFF DEVELOPMENT (continued)

Professional learning opportunities offered by the District shall be evaluated based on the criteria specified in Education Code 44277. Such opportunities may be part of a coherent plan that combines school activities within a school, including lesson study or co-teaching, and external learning opportunities that are related to academic subjects taught, provide time to meet and work with other teachers, and support instruction and student learning. Learning activities may include, but are not limited to, mentoring projects for new teachers, extra support for teachers to improve practice, and collaboration time for teachers to develop new instructional lessons, select or develop common formative assessments, or analyze student data. (Education Code 44277)

The District's staff evaluation process may be used to recommend additional *individualized* staff development for individual employees.

(cf. 4115 - Evaluation/Supervision)
~~*(cf. 4139 - Peer Assistance and Review)*~~

~~The Superintendent or designee shall involve teachers, site and District administrators, and others, as appropriate, in the development of the District's staff development program. He/she shall ensure that the District's staff development program is aligned with District priorities for student achievement, school improvement objectives, and school plans.~~

~~*(cf. 0000 - Vision)*~~
~~*(cf. 0200 - Goals for the School District)*~~
~~*(cf. 0420 - School Plans/Site Councils)*~~
~~*(cf. 0420.1 - School-Based Program Coordination)*~~
~~*(cf. 0520.1 - High Priority Schools Grant Program)*~~
~~*(cf. 0520.2 - Title I Program Improvement Schools)*~~
~~*(cf. 0520.3 - Title I Program Improvement Districts)*~~
~~*(cf. 0520.4 - Quality Education Investment Schools)*~~

The Board may budget funds for actual and reasonable expenses incurred by staff who participate in staff development activities.

(cf. 3100 - Budget)
(cf. 3350 - Travel Expenses)

The Superintendent or designee shall provide a means for continual evaluation of the benefit of staff development activities to both staff and students and shall regularly report to the Board regarding the effectiveness of the staff development program. Based on the Superintendent's report, the Board may revise the program as necessary to ensure that the staff development program supports the District's priorities for student achievement.

~~*(cf. 0500 - Accountability)*~~

Legal Reference: (see next page)

STAFF DEVELOPMENT (continued)

*Legal Reference:*EDUCATION CODE~~41520-41522 Teacher Credentialing Block Grant, including beginning teacher support~~~~41530-41533 Professional Development Block Grant~~

44032 Travel expense payment

44259.5 Standards for preparation for all students

44277 Requirements for maintaining valid credentials; professional growth program

~~44279.1-44279.7 Beginning Teacher Support and Assessment Program (BTSA)~~

44300 Emergency permits

44325-44329.5 44328 District interns

44450-44468 University internship program

~~44560-44562 Certificated Staff Mentoring Program~~

44570-44578 Inservice training - personnel, secondary education

~~44579-44579.5 Staff Development Buy-out Program~~~~44580-44591 Inservice training - personnel, elementary teachers~~~~44630-44643 Professional Development and Program Improvement Act of 1968~~~~44700-44705 Classroom teacher instructional improvement program~~~~44735 Teaching as a Priority Block Grant; teacher recruitment and retention in high-priority schools~~

44830.3 District Interns

45028 Salary schedule and exceptions

48980 Notification of parents/guardians: schedule of minimum days

52055.600-52055.662 High Priority Schools Grant Program

52060-52077 Local control and accountability plan

56240-56245 Staff development; service to persons with disabilities

99200-99206 Subject matter projects

99220-99227 California Professional Development Institutes

99230-99242 Mathematics and Reading Professional Development Program

REPEALED EDUCATION CODE FOR CATEGORICAL PROGRAMS~~44579-44579.6 Instructional Time and Staff Development Reform Program~~GOVERNMENT CODE

3543.2 Scope of representation of employee organization

CODE OF REGULATIONS, TITLE 5~~11980-11985.6 Mathematics and Reading Professional Development Program~~

13025-13044 Professional development and program improvement

80021 Short-term staff permit

80021.1 Provisional internship permit

80023-80026.6 Emergency permits

UNITED STATES CODE, TITLE 20

6319 Highly Qualified Teachers

6601-6702 Preparing, Training, and Recruiting High Qualified Teachers and Principals

PUBLIC EMPLOYMENT RELATIONS BOARD DECISIONSUnited Faculty of Contra Costa Community College District v. Contra Costa Community College District, (1990) PERB Order No. 804, 14 PERC P21, 085*Management Resources : (see next page)*

STAFF DEVELOPMENT (continued)

Management Resources:

CSBA PUBLICATIONS

Governing to the Core: Professional Development for Common Core, Governance Brief, May 2013

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

COMMISSION ON TEACHER CREDENTIALING PUBLICATIONS

California Standards for the Teaching Profession: 1997 2009

WEB SITES

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

Beginning Teacher Support and Assessment: <http://www.btsa.ca.gov>

California Dept. of Education, Professional Development Learning: <http://www.cde.ca.gov/pd>

California Subject Matter Projects: <http://csmp.ucop.edu>

<http://csmp.ucop.edu> Commission on Teacher Credentialing: <http://www.ctc.ca.gov>

Policy
adopted: August 11, 1999
revised: November 10, 2010
revised:

RIALTO UNIFIED SCHOOL DISTRICT
Rialto, California

CSBA, January 2014 and July 2015

Submitted and Approved by: Thomas Haldorsen
Presented for Board Action: Cuauhtémoc Avila, Ed.D.



RIALTO UNIFIED SCHOOL DISTRICT

Instruction

BP 6162.51(a)

STANDARDIZED TESTING AND REPORTING PROGRAM STATE ACADEMIC ACHIEVEMENT TESTS

~~The Board of Education desires to use the results of the achievement tests to evaluate the performance of District students in achieving state academic standards and in comparison to the performance of students across the state.~~ **The Board of Education recognizes that state achievement test results provide an indication of student progress in achieving state academic standards and may be used to promote high-quality teaching and learning.** The Superintendent or designee shall administer mandatory student assessments within the ~~State Standardized Testing And Reporting (STAR) Program~~ **California Assessment of Student Performance and Progress (CAASPP)** as required by law and in accordance with Board policy and administrative regulation.

(cf. 6011 - Academic Standards)
(cf. 6162.5 - Student Assessment)
(cf. 6162.54 - Test Integrity/Test Preparation)
(cf. 9321 - Closed Session Purposes and Agendas)
(cf. 9321.1 - Closed Session Actions and Reports)

The Board strongly encourages all students at the applicable grade levels to participate in the ~~Standardized Testing And Reporting (STAR)~~ state assessments in order to maximize the usefulness of the data and enable the District to meet participation levels required for state and federal accountability systems. The 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.

(cf. 0520.2 - Title I Program Improvement Schools)
(cf. 0520.3 - Title I Program Improvement Districts)
~~*(cf. 6011 - Academic Standards)*~~

The Board shall annually examine **STAR state assessment** results by school, grade level, and student subgroup as **one measure of the District progress in attaining its student achievement goals and shall revise the local control and accountability plan and other District or school plans as necessary to improve student achievement for underperforming student groups.** ~~in the Board's discussion of each school's ranking on the Statewide Academic Performance Index (API). If the STAR Performance level of the school is below the Board's established expectations, the Board may conduct an assessment of the reasons for the performance results and may adopt an improved performance plan in accordance with Education Code 52056.~~

(Ref. F 3.1)

**STANDARDIZED TESTING AND REPORTING PROGRAM
STATE ACADEMIC ACHIEVEMENT TESTS (continued)**

(cf. 0460 - Local Control and Accountability Plan)

(cf. 0500 - Accountability)

(cf. 0520.1 - High Priority Schools Grant Program)

Legal Reference:

EDUCATION CODE

49076 *Student records; access*

51041 *Evaluation of educational program*

52052 *Academic Performance Index; numerically significant student subgroups*

~~52056 *Board discussion of Academic Performance Index (API) rankings, including STAR results*~~

52060-52077 *Local control and accountability plan*

56345 *Individualized Education Program, contents*

60600-60630 *Assessment of academic achievement*

~~60640-60649 *Standardized Testing And Reporting (STAR) Program California Assessment of Student Performance and Progress*~~

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 (STAR) Program*

UNITED STATES CODE, TITLE 20

1412 *Participation of students with disabilities in State assessments*

6311 *Adequate Yearly Progress (AYP)*

CODE OF FEDERAL REGULATIONS, TITLE 34

200.1 *Standards and assessments*

Management Resources:

CSBA PUBLICATIONS

Supporting Student Achievement: Student Assessment System in Flux, Governance Brief, June 2013

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

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

Assembly Bill 484 Questions and Answers

CALIFORNIA STATE UNIVERSITY PUBLICATIONS

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

SMARTER BALANCED ASSESSMENT CONSORTIUM PUBLICATIONS

Usability, Accessibility, and Accommodations Guidelines, September 2013

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

Management Resources: (continued next page)

STANDARDIZED TESTING AND REPORTING PROGRAM
STATE ACADEMIC ACHIEVEMENT TESTS (continued)

Management Resources continued:

WEB SITES

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

California Department of Education, ~~STAR Program~~ Testing and Accountability:

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

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

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

Smarter Balanced Assessment Consortium: <http://www.smarterbalanced.org>

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/offices/ocr>

Policy
adopted: September 26, 2001
revised: April 8, 2009
revised:

RIALTO UNIFIED SCHOOL DISTRICT
Rialto, California

CSBA, January 2014

Submitted and Approved by: Jasmin Valenzuela and Edward D'Souza, Ph.D.
Presented for Board Action: Cuauhtémoc Avila, Ed.D.



RIALTO UNIFIED SCHOOL DISTRICT

Instruction

BP 6162.54(a)

TEST INTEGRITY/TEST PREPARATION

The Board of Education desires to protect the integrity of student assessments processes in order to obtain an accurate and reliable assessment of student achievement data and to ensure in the District and maintain accountability to the community and state. Staff and students and staff are expected to shall maintain a high level of integrity in the completion and handling of student assessments.

(cf. 0500 - Accountability)

(cf. 0520 - Intervention for Underperforming Schools)

(cf. 0520.1 - High Priority Schools Grant Program)

(cf. 0520.2 - Title I Program Improvement Schools)

(cf. 0520.3 - Title I Program Improvement Districts)

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

(cf. 5131 - Conduct)

(cf. 5131.9 - Academic Honesty)

(cf. 6162.5 - Student Assessment)

(cf. 6162.51 - Standardized Testing and Reporting Program State Academic Achievement Tests)

(cf. 6162.52 - High School Exit Examination)

Test Integrity

In the ~~administration~~ of **administering** standardized tests, staff shall not engage in any acts that could result in the invalidation of test results, such as:

1. ~~Providing~~ inappropriate test preparation
2. ~~Modifying~~ test administration procedures, except as allowed by law
3. ~~Providing~~ inappropriate assistance to students during test administration
4. ~~Changing~~ or ~~filling~~ in answers on student answer sheets
5. ~~Providing~~ inaccurate data on student header sheets
6. ~~Discouraging~~ or ~~excluding~~ certain students from taking the test
7. ~~Engaging~~ in any other practice to **artificially** raise student scores without actually improving **underlying** student achievement ~~in academic content areas~~

TEST INTEGRITY/TEST PREPARATION (continued)***Appropriate Test Preparation for State Tests***

~~Staff may prepare students for assessments by providing instruction in the content specified in State and District academic standards and teaching general test taking strategies that are designed to improve their performance on tests included in the Standardized Testing and Reporting (STAR) program, the California High School Exit Examination (CAHSEE), or the California English Language Development Test (CELDT). 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.~~

~~(cf. 6011 - Academic Standards)~~

The Superintendent or designee, principals, and teachers shall not implement any program for the sole purpose of specific test preparation of students for the statewide student assessment program system or a particular test used within that program in the statewide assessment system. (Education Code 60611)

The primary preparation for assessments shall be high-quality instruction in the content specified in state and District academic standards. In addition, staff may prepare students for assessments by teaching general test-taking strategies and familiarizing them with item types or the computer-based testing environment used in state assessments.

~~(cf. 6011 - Academic Standards)~~

~~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)~~

~~Staff may use released test questions within the District's standards-based instructional program for the limited purpose of familiarizing students with the structure and format of the items and with strategies for taking multiple choice tests. Released items should not be used to develop practice tests and mimic or parallel State tests, or for teaching or drilling students.~~

Investigation and Consequences of Testing Irregularities

Reports of student cheating on assessments shall be submitted to the principal Superintendent or designee for investigation. The Superintendent or designee shall immediately investigate with due diligence any reports of inappropriate test preparation or other testing irregularities.

TEST INTEGRITY/TEST PREPARATION (continued)

Students found to have cheated on assessments shall be subject to disciplinary procedures in accordance with Board policy and administrative regulations.

(cf. 5144 - Discipline)

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

(cf. 4117.4 - Dismissal)

(cf. 4118 - Suspension/Disciplinary Action)

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

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

If the 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

60640-60649 California Assessment of Student Performance and Progress

60850-60859 California High School Exit Examination

GOVERNMENT CODE

54957 Complaints against employees, closed session

CODE OF REGULATIONS, TITLE 5

850-87064 ~~Standardized Testing and Reporting program, especially: California Assessment of Student Performance and Progress~~

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~~

1220 ~~Cheating on the high school exit examination~~

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Guidelines on Academic Preparation for State Assessments, April 2004 December 2009

WEB SITES:

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

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

Smarter Balanced Assessment Consortium: <http://www.smarterbalanced.org>

Policy

adopted: June 14, 2006

revised:

RIALTO UNIFIED SCHOOL DISTRICT

Rialto, California

CSBA, April 2014

Submitted and Approved by: Jasmin Valenzuela and Edward D'Souza, Ph.D.

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. F 4.3)



RIALTO UNIFIED SCHOOL DISTRICT

Students

BP 5131.62(a)

TOBACCO

The Board of Education recognizes ~~that tobacco use presents~~ the serious health risks presented by tobacco use and desires to ensure that, through adoption of consistent policies, District students are made aware of those risks and, to the extent possible, protected from them ~~provide support and assistance in reducing the number of students who begin or continue to use tobacco.~~ The Superintendent or designee shall establish a ~~comprehensive~~ coordinated school health system which ~~program that~~ includes a comprehensive behavioral health education component that teaches students the knowledge, skills, and attitudes they need in order to lead healthy lives and avoid high-risk behaviors, such as tobacco use. ~~consistent enforcement of laws prohibiting tobacco possession and use by students, tobacco use prevention education including youth development activities, and intervention and cessation activities and/or referrals.~~

(cf. 5141.23 - Asthma Management)

The Superintendent or designee shall provide prevention, intervention, cessation education and information, activities, and/or referrals to District students and shall ensure consistent enforcement of District policies prohibiting student possession and use of tobacco products.

Prohibition Against Tobacco Use

Students shall not possess, smoke, or use tobacco, or any product containing tobacco or nicotine, while on campus, while attending school-sponsored activities, or while under the supervision and control of District employees. Prohibited products include, but are not limited to, cigarettes, cigars, miniature cigars, clove cigarettes, smokeless tobacco, snuff, chew packets, and betel. (Education Code 48900, 48901)

(cf. 3513.3 - Tobacco-Free Schools)

(cf. 5131 - Conduct)

(cf. 5144 - Discipline)

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

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

~~Student's possession or use of nicotine delivery devices, such as electronic cigarettes, is also prohibited. (This includes any device which provides an inhalable dose of nicotine by delivering a vaporized solution. Health and Safety Code 119405, added by SB 882 (Ch 312, Statutes of 2010) makes it unlawful for a person to sell or otherwise furnish an electronic cigarette to a minor under age 18.)~~

TOBACCO (continued)

Student's possession or use of electronic cigarettes, electronic hookahs, and other vapor-emitting devices, with or without nicotine content, that mimic the use of tobacco products is also prohibited.

These prohibitions do not apply to a student's possession or use of his/her own prescription products. **However, student possession or use of prescription products in school shall be subject to the District's policy and regulation for addressing the administration of medications on campus.** (Education Code 48900, 48901)

(cf. 5141.21 - Administering Medication and Monitoring Health Conditions)

Prevention Instruction

The District shall provide developmentally appropriate tobacco-use prevention instruction for students at selected grade levels from K-12 **pursuant to Education Code 51202.** Such instruction shall be aligned with state content standards and the state curriculum framework for health education and with any requirements of state and/or federal grant programs in which the District participates.

(cf. 6142.8 - Comprehensive Health Education)
(cf. 6143 - Courses of Study)

Intervention/Cessation Services

The District may provide or refer students to counseling, intensive education, and other intervention services to assist in the cessation of tobacco use. ~~When appropriate,~~ Such intervention services ~~may~~ **shall** be provided as an alternative to suspension for tobacco possession.

(cf. 1020 - Youth Services)
(cf. 5141.6 - School Health Services)
(cf. 5146 - Married/Pregnant/Parenting Students)
(cf. 6164.2 - Guidance/Counseling Services)

Program Planning

The District's tobacco-use prevention and intervention program shall be based on an assessment of tobacco-use problems in District schools and the community, an examination of existing services and activities in the community, and a determination of high-risk student populations that are most in need of District services.

TOBACCO (continued)

The Superintendent or designee shall coordinate with the local health department and county office of education in program planning and implementation. He/she may establish an advisory council including students, parents/guardians, District staff, representatives of the local health department and community organizations, law enforcement professionals, and/or others with demonstrated expertise in tobacco prevention and cessations.

(cf. 1220 - Citizen Advisory Councils)

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

The Superintendent or designee also shall coordinate the District's tobacco-use prevention program with other District efforts to reduce students' use of illegal substances and to promote student wellness.

(cf. 1325 - Advertising and Promotion)

(cf. 5030 - Student Wellness)

(cf. 5131.3 - Alcohol and Other Drugs)

(cf. 5131.63 - Steroids)

The Superintendent or designee shall select ~~anti-tobacco~~ **tobacco-use prevention** programs based on the model program designs identified by the California Department of Education (CDE) and may ~~modify~~ **adapt** the model to meet District needs. (Health and Safety Code 104420)

The Superintendent or designee shall not accept for distribution any materials or advertisements that promote the use or sale of tobacco products. He/she also shall not accept tobacco-use prevention or intervention funds or materials from the tobacco industry or from any entity which **is known to have** ~~has~~ received funding from the tobacco industry.

(cf. 1325 - Advertising and Promotion)

(cf. 3290 - Gifts, Grants, and Bequests)

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

Program Evaluation

To evaluate the effectiveness of the District's program and ensure accountability, the Superintendent or designee shall biennially administer the California Healthy Kids Survey **or other appropriate student survey** ~~to students~~ at selected grade levels in order to assess student attitudes toward tobacco and student use of tobacco. He/she also shall annually report to the Board, and to the CDE if required, the data specified in Health and Safety Code 104450.

(cf. 0500 - Accountability)

(cf. 5022 - Student and Family Privacy Rights)

(cf. 6162.8 - Research)

TOBACCO (continued)

The results of program evaluations shall be used to refine program goals and objectives and make changes as needed to strengthen program implementation.

*Legal Reference:*EDUCATION CODE

48900 Suspension or expulsion (grounds)

48900.5 Suspension, limitation on imposition; exception

48901 Smoking or use of tobacco prohibited

51202 Instruction in personal and public health and safety

60041 Instructional materials, portrayal of effects of tobacco use

HEALTH AND SAFETY CODE

104350-104495 Tobacco-use prevention education

119405 Unlawful to sell or furnish electronic cigarettes to minors

PENAL CODE

308 Minimum age for tobacco possession

CODE OF REGULATIONS, TITLE 17

6800 Definition, health assessment

6844-6847 Child Health and Disability Prevention program; health assessments

UNITED STATES CODE, TITLE 20

7111-7117 Safe and Drug-Free Schools and Communities Act

CODE OF FEDERAL REGULATIONS, TITLE 21

1140.1-1140.34 Unlawful sale of cigarettes and smokeless tobacco to minors

ATTORNEY GENERAL OPINIONS88 *Ops. Cal. Atty. Gen.*, 8 (2005)*Management Resources:*CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONSTUPE Acceptance of Funds GuidanceHealth Education Content Standards for California Public Schools: Kindergarten Through Grade Twelve, 2008Health Framework for California Public Schools: Kindergarten Through Grade Twelve, 2003Getting Results: Part II California Action Guide to Tobacco Use Prevention Education, 2000WEST ED PUBLICATIONSGuidebook for the California Healthy Kids Survey: 2008-2009 Edition, 2008WEB SITESCSBA: <http://www.csba.org>California Department of Education, Tobacco-Use Prevention Education: <http://www.cde.ca.gov/ls/he/at/tupe.asp>California Department of Public Health, Tobacco Control: <http://www.cdph.ca.gov/programs/tobacco>California Healthy Kids Resource Center: <http://www.californiahealthykids.org>California Healthy Kids Survey: <http://www.wested.org/hks>Centers for Disease Control and Prevention, Smoking and Tobacco Use: <http://www.cdc.gov/tobacco>~~Safe and Healthy Kids Annual Report: <http://www.hk.duerrevaluation.com>~~U.S. Department of Education: <http://www.ed.gov>U.S. Surgeon General: <http://www.surgeongeneral.gov>**Policy**

adopted: August 25, 1999

revised: February 12, 2014

revised:

RIALTO UNIFIED SCHOOL DISTRICT

Rialto, California

CSBA, April 2014**Submitted and Approved by:** Jasmin Valenzuela and Edward D'Souza, Ph.D.**Presented for Board Action:** Cuauhtémoc Avila, Ed.D.



RIALTO UNIFIED SCHOOL DISTRICT

Students

BP 5144(a)

DISCIPLINE

The Board of Education ~~desires~~ **is committed** to ~~provide~~ **providing** a safe, supportive, and positive school environment **which is** conducive to student learning and to ~~prepare~~ **preparing** students for responsible citizenship by fostering self-discipline and personal responsibility. The Board believes that high expectations for student behavior, use of effective school and classroom management strategies, **provision of appropriate intervention and support**, and parent involvement can minimize the need for disciplinary measures that exclude students from instruction as a means for correcting student misbehavior.

(cf. 5131 - Conduct)

(cf. 5131.1 - Bus Conduct)

(cf. 5131.2 - Bullying)

(cf. 5137 - Positive School Climate)

(cf. 5138 - Conflict Resolution/Peer Mediation)

(cf. 5145.9 - Hate-Motivated Behavior)

(cf. 6020 - Parent Involvement)

The Superintendent or designee shall ~~approve, for each school,~~ **design** a complement of effective, age-appropriate strategies for **maintaining a positive school climate** and correcting student misbehavior at District schools. **The strategies shall focus on providing students with needed supports; communicating clear, appropriate, and consistent expectations and consequences for student conduct; and ensuring equity and continuous improvement in the implementation of District discipline policies and practices.** ~~Such strategies may include, but are not limited to, conferences with students and their parents/guardians; use of study, guidance, or other intervention related teams; enrollment in a program teaching prosocial behavior or anger management; and participation in a restorative justice program. Staff shall use preventative measures and positive conflict resolution techniques whenever possible. Disciplinary measures that may result in loss of instructional time or cause students to be disengaged from school, such as suspension and expulsion, shall be imposed only when required by law and when other means of correction have failed. (Education Code 48900.5)~~

In addition, the Superintendent or designee's strategies shall reflect the Board's preference for the use of positive interventions and alternative disciplinary measures over exclusionary discipline measures as a means for correcting student misbehavior.

DISCIPLINE (continued)

Disciplinary measures that may result in loss of instructional time or cause students to be disengaged from school, such as detention, suspension, and expulsion, shall be imposed only when required by law or when other means of correction have been documented to have failed. (Education Code 48900.5)

(cf. 5020 - Parent Rights and Responsibilities)

(cf. 5137 - Positive School Climate)

(cf. 5138 - Conflict Resolution/Peer Mediation)

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

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

(cf. 5145.3 - Nondiscrimination/Harassment)

(cf. 5145.9 - Hate Motivated Behavior)

(cf. 6020 - Parent Involvement)

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

(cf. 6164.5 - Student Success Teams)

The Superintendent or designee shall create a model discipline matrix that lists violations and the consequences for each as allowed by law.

~~Board policies and administrative regulations shall outline acceptable student conduct and provide the basis for sound disciplinary practices.~~

(cf. 5131 - Conduct)

(cf. 5131.1 - Bus Conduct)

(cf. 5131.2 - Bullying)

The administrative staff at each school may develop disciplinary rules to meet the school's particular needs **consistent with law, Board policy, and District regulations.** ~~However, the rules shall be consistent with law, Board policy, and District regulations.~~ The Board may ~~review~~, at an open meeting, **shall review** the approved school discipline rules for consistency with Board policy and state law. **Site-level disciplinary rules shall be included in the District's comprehensive safety plan.** (Education Code 35291.5, 32282)

(cf. 0450 - Comprehensive Safety Plan)

(cf. 9320 - Meetings and Notices)

At all times, the safety of students and staff and the maintenance of an orderly school environment shall be priorities in determining appropriate discipline. When misconduct occurs, staff shall attempt to identify the causes of the student's behavior and implement appropriate discipline. When choosing between different disciplinary strategies, staff shall consider the effect of each option on the student's health, **well-being**, and opportunity to learn.

~~Persistently disruptive students may be assigned to alternative programs or removed from school in accordance with law, Board policy, and administrative regulation.~~

DISCIPLINE (continued)

- ~~(cf. 0450 - Comprehensive Safety Plan)~~
- ~~(cf. 3515 - Campus Security)~~
- ~~(cf. 3515.3 - District Police/Security Department)~~
- ~~(cf. 4158/4258/4358 - Employee Security)~~
- ~~(cf. 5136 - Gangs)~~
- ~~(cf. 5142 - Safety)~~
- ~~(cf. 5144.1 - Suspension and Expulsion/Due Process)~~
- ~~(cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))~~
- ~~(cf. 6159.4 - Behavioral Interventions for Special Education Students)~~
- ~~(cf. 6164.5 - Student Success Teams)~~
- ~~(cf. 6184 - Continuation Education)~~
- ~~(cf. 6185 - Community Day School)~~

Staff shall enforce disciplinary rules fairly, consistently, and in accordance with the District's nondiscrimination policies.

- ~~(cf. 0410 - Nondiscrimination in District Programs and Activities)~~
- ~~(cf. 5145.3 - Nondiscrimination/Harassment)~~
- ~~(cf. 5145.7 - Sexual Harassment)~~

The Superintendent or designee shall provide professional development as necessary to assist staff in developing ~~consistent classroom management~~ **the skills needed to implementing effectively implement the disciplinary techniques strategies adopted for District schools, including, but not limited to, consistent school and classroom management skills, effective accountability and positive intervention techniques, and establishing development of strong, cooperative relationships with parents/guardians.**

- ~~(cf. 4131/4231/4331 - Staff Development)~~

District goals for improving school climate, based on suspension and expulsion rates, surveys of students, staff, and parents/guardians regarding their sense of school safety, and other local measures, shall be included in the District's local control and accountability plan, as required by law.

- ~~(cf. 0460 - Local Control and Accountability Plan)~~
- ~~(cf. 3100 - Budget)~~

At the beginning of every school year, the Superintendent or designee shall report to the Board regarding disciplinary strategies used in ~~each~~ **District schools in the immediately preceding school year and their effect on student learning in the school.**

DISCIPLINE (continued)

Corporal Punishment

~~Corporal punishment shall not be used as a disciplinary measure against any student. Corporal punishment includes the willful infliction of, or willfully causing the infliction of, physical pain on a student. (Education Code 49001)~~

~~However, corporal punishment does not include any pain or discomfort suffered by a student as a result of his/her voluntary participation in an athletic or other recreational competition or activity. In addition, an employee's use of force that is reasonable and necessary to protect himself/herself, students, staff, or other persons, to prevent damage to property, or to obtain possession of weapons or other dangerous objects within the control of the student is not corporal punishment. (Education Code 49001)~~

~~(cf. 4158/4258/4358 Employee Security)~~

~~(cf. 5131.7 Weapons and Dangerous Instruments)~~

~~(cf. 6145.2 Athletic Competition)~~

Legal Reference: (see next page)

DISCIPLINE (continued)

Legal Reference:

EDUCATION CODE

- 32280-32288 School safety plans
- 35146 Closed sessions
- 35291 Rules
- 35291.5-3591.7 School-adopted discipline rules
- 37223 Weekend classes
- 44807.5 Restriction from recess for disciplinary purposes
- 48900-48926 Suspension and expulsion
- 48980-48985 Notification of parents or guardians
- 49000-49001 Prohibition of corporal punishment
- 49330-49335 Injurious objects
- 52060-52077 Local control and accountability plan

CIVIL CODE

- 1714.1 Parental liability for child's misconduct

CODE OF REGULATIONS, TITLE 5

- 307 Participation in school activities until departure of bus
- 353 Detention after school

Management Resources:

CSBA Publications

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

Safe Schools: Strategies for Governing Boards to Ensure Student Success, October 2011

Maximizing Opportunities for Physical Activity during the School Day, Fact Sheet, 2009

CALIFORNIA DEPARTMENT OF EDUCATION PROGRAM ADVISORIES

Classroom Management: A California Resource Guide for Teachers and Administrators of Elementary and Secondary Schools, 2000

STATE BOARD OF EDUCATION POLICIES

01-02 School Safety, Discipline, and Attendance, March 2001

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

Dear Colleague Letter on the Nondiscriminatory Administration of School Discipline, January 2014

WEB SITES

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

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

Public Counsel: <http://www.fixschooldiscipline.org>

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr>

Policy

adopted: September 8, 1999

revised: June 26, 2013

revised:

RIALTO UNIFIED SCHOOL DISTRICT

Rialto, California

CSBA, April 2014

Submitted and Approved by: Jasmin Valenzuela and Edward D'Souza, Ph.D.

Presented for Board Action: Cuauhtémoc Avila, Ed.D.



RIALTO UNIFIED SCHOOL DISTRICT

Instruction

BP 6151(a)

CLASS SIZE

The Board of Education recognizes that **smaller classes may contribute to student learning by allowing teachers to better** ~~the number of students in a class may affect the extent to which teachers can~~ identify and respond to individual student needs. In accordance with negotiated employee agreements and state law, ~~and upon the recommendation of the Superintendent or designee,~~ the Board shall establish ~~upper and lower~~ class size limits appropriate for ~~the subject or~~ each grade level or subject taught and conducive to the effective use of teaching staff.

(cf. 4141/4241 - Collective Bargaining Agreement)

The highest priority for maintaining small class sizes shall be in the primary grades in order to support young students as they acquire the basic skills that serve as the foundation for subsequent learning. Other priorities shall be established in accordance with the goals and strategies identified in the District's local control and accountability plan (LCAP).

(cf. 0200 - Goals for the School District)
(cf. 0460 - Local Control and Accountability Plan)

For grades K-3, the District shall annually make progress toward maintaining an average class of not more than 24 students, unless an alternative annual average class size for each school site is collectively bargained. (Education Code 42238.02; 5 CCR 15498-15498.3)

Transitional kindergarten classes established pursuant to Education Code 48000 shall be included in the calculation of average class enrollment for kindergarten.

(cf. 6170.1 - Transitional Kindergarten)

At the secondary level, District priorities for class size reduction shall focus on English language arts, mathematics, science, social studies, and other courses that are necessary for completion of graduation requirements and shall be aligned with student needs as identified in the District's LCAP.

(cf. 6143 - Courses of Study)
(cf. 6146.1 - Graduation Requirements)

CLASS SIZE (continued)

~~The Superintendent or designee shall regularly submit reports that will enable the Board to evaluate the effectiveness of the class size reduction program and its impact on achievement and on the attainment of the District's goals. These reports shall also include an analysis of the impact of class size reduction on staffing and school facilities needs.~~

The Superintendent or designee shall provide the Board with an analysis of staffing and school facilities needs and other costs related to class size reduction proposals.

~~(cf. 0200 - Goals for the School District)~~

~~(cf. 0500 - Accountability)~~

~~(cf. 3100 - Budget)~~

~~(cf. 6117 - Year-Round Schedules)~~

~~(cf. 7111 - Evaluating Existing Buildings)~~

The Superintendent or designee shall annually report to the Board regarding the impact of the class size reduction program on student achievement and other outcomes such as changes in school climate and student engagement.

~~(cf. 0500 - Accountability)~~

~~(cf. 6162.5 - Student Assessment)~~

~~Class Size Reduction in Grades K-3~~

~~The Board believes that small class size is beneficial to students in the primary grades, where they acquire the basic skills that serve as the foundation for their subsequent learning. The Superintendent or designee shall ensure that classes in primary grades designated by the Board are reduced to 20 or fewer students per teacher in accordance with law.~~

~~Full time mainstreamed Special Education students shall not be included in determining class size for purposes of the class size reduction program.~~

~~(cf. 6159 - Individualized Education Program)~~

~~In accordance with law, the Superintendent or designee shall ensure that the teachers of classes in the class size reduction program receive training designed to help them to maximize the educational advantages of class size reduction.~~

~~(cf. 4131 - Staff Development)~~

~~If it becomes necessary to consider reducing or eliminating certain grade levels or schools from participation in the class size reduction program, the Superintendent or designee shall prepare a report analyzing the potential impact of the program's elimination, including the effects on the District's~~

CLASS SIZE (continued)

~~budget, transportation, facilities, staffing and collective bargaining agreement, as well as the potential impact on student achievement and learning. He/She shall present recommendations to the Board in accordance with the priorities specified in law.~~

Legal Reference:

EDUCATION CODE

- 17042 Rules for determining area of adequate school construction; exceptions
- 17042.7 Formula for calculation
- 33050 Nonwaivable provisions
- 35160 Authority of the board
- 41375 ~~Legislative intent encouraging reduction in class size~~
- 41376 ~~Minimum class size standards~~
- 41378 ~~Apportionments and allowances, kindergarten classes~~
- 42238.02 **Local control funding formula, including adjustment for class size reduction**
- 42280 Necessary small schools
- 46205 Computation for early-late programs
- 51225.3 Graduation requirements
- 52060-52077 **Local control and accountability plan**
- 52080-52090 ~~Morgan-Hart Class Size Reduction Act~~
- 52120-52128.5 ~~Class Size Reduction Program~~

GOVERNMENT CODE

- 3543.2 Scope of representation

CODE OF REGULATIONS, TITLE 5

- 15103 ~~Definitions~~
- 15130-15133 ~~Class Size Reduction Program~~
- 15140-15141 ~~Class size reduction in two courses in grade 9~~

Management Resources:

CALIFORNIA DEPT. OF EDUCATION PUBLICATIONS

~~Frequently Asked Questions, K-3 Class Size Reduction Program, revised July 2005~~

WEB SITES

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

~~California Dept. of Education, class size reduction: <http://www.cde.ca.gov/ls/cs/>~~

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

Policy
adopted: September 22, 1999
revised: May 24, 2006
revised:

RIALTO UNIFIED SCHOOL DISTRICT
Rialto, California

CSBA, April 2014

Submitted and Approved by: Jasmin Valenzuela and Edward D'Souza, Ph.D.
Presented for Board Action: Cuauhtémoc Avila, Ed.D.



RIALTO UNIFIED SCHOOL DISTRICT

Instruction

BP 6162.5(a)

STUDENT ASSESSMENT

The Board of Education 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 District programs, and/or eligibility for graduation. In addition, **summary data on student assessment results shall be used by the District to identify and review student achievement goals in the District's local control and accountability plan, evaluate District educational programs in order to identify needed improvements, and as appropriate, evaluate staff performance.** ~~program effectiveness and staff evaluations shall, as appropriate, be based in part on indicators of student achievement.~~

(cf. 0460 - Local Control and Accountability Plan)
(cf. 0500 - Accountability)
(cf. 2140 - Evaluation of the Superintendent)
(cf. 4115 - Evaluation/Supervision)
(cf. 4315 - Evaluation/Supervision)
(cf. 5121 - Grades/Evaluation of Student Achievement)
(cf. 5123 - Promotion/Acceleration/Retention)
(cf. 6011 - Academic Standards)
(cf. 6142.7 - Physical Education and Activity)
(cf. 6162.51 - State Academic Achievement Tests)
(cf. 6190 - Evaluation of the Instructional Program)

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

(cf. 3553 - Free and Reduced Price Meals)
~~*(cf. 5121 - Grades/Evaluation of Student Achievement)*~~
~~*(cf. 6142.7 - Physical Education and Activity)*~~
~~*(cf. 6162.51 - Standardized Testing and Reporting Program)*~~
~~*(cf. 6162.52 - High School Exit Examination)*~~

In selecting or developing a District assessment, the 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.

STUDENT ASSESSMENT (continued)

The 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.

(cf. 0410 - Nondiscrimination in District Programs and Activities)
(cf. 6162.54 - Test Integrity/Test Preparation)

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

(cf. 4131 - Staff Development)
~~*(cf. 4222 - Teacher Aides/Paraprofessionals)*~~
(cf. 4331 - Staff Development)

~~The effectiveness of the schools, teachers and District shall be evaluated in part on the basis of these student assessments.~~

~~*(cf. 0500 - Accountability)*~~
~~*(cf. 0520 - Intervention for Underperforming Schools)*~~
~~*(cf. 4115 - Evaluation/Supervision)*~~
~~*(cf. 6190 - Evaluation of the Instructional Program)*~~

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

(cf. 0510 - School Accountability Report Card)

Individual Record of Accomplishment

The Superintendent or designee shall ensure that each student, by the end of grade 12, has an individual record of accomplishment that includes the following: (Education Code 60607)

1. The results of the **state** achievement tests administered ~~under the Standardized Testing and Reporting Program~~ pursuant to Education Code 60640-60649 **or any predecessor assessments.**
2. The results of any end-of-course examinations taken

STUDENT ASSESSMENT (continued)

3. The results of any vocational education certification examinations taken

(cf. 6178 - Career Technical Education)

No individual record of accomplishment shall be released to any person, other than the student's parent/guardian or a teacher, counselor, or administrator directly involved with the student, without the written consent of the student's parent/guardian, or the student if he/she is an adult or emancipated minor. The student or his/her parent/guardian may authorize the release of the record of accomplishment to a postsecondary educational institution for the purposes of credit, placement, or admission. (Education Code 60607)

(cf. 5125 - Student Records)

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)*
- 49558 *Free and reduced-price meals; use of individual applications and records*
- 51041 *Evaluation of educational program*
- 51450-51455 *Golden State Seal Merit Diploma*
- 52052 *Academic Performance Index; numerically significant student subgroups*
- 52060-52077 *Local control and accountability plan*
- 60600-60649 *Assessment of academic achievement*
- 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, May 2004

U.S. DEPARTMENT OF EDUCATION PUBLICATIONS

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

WEB SITES

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

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

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

Smarter Balanced Assessment Consortium: <http://www.smarterbalanced.org>

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

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

Policy

adopted: September 22, 1999

revised: June 29, 2011

revised:

RIALTO UNIFIED SCHOOL DISTRICT

Rialto, California

CSBA, April 2014

Submitted and Approved by: Jasmin Valenzuela and Edward D'Souza, Ph.D.

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

G INSTRUCTION CONSENT

**RESOLUTION NO. 15-16-19
RESOLUTION OF THE BOARD OF EDUCATION OF
THE RIALTO UNIFIED SCHOOL DISTRICT**

NATIONAL RED RIBBON WEEK

October 7, 2015

WHEREAS, National Red Ribbon Week, a successful component of an alcohol and drug abuse prevention campaign, is being observed during the week of October 23 – 31, 2015, in every community in the United States with the unifying theme, “Respect Yourself, Be Drug Free”; and

WHEREAS, National Red Ribbon Week offers all citizens the opportunity to encourage and foster an attitude toward healthy, drug-free and alcohol-free lifestyles; productivity; and

WHEREAS, chemical dependencies not only cripple the individual directly, but also family, workplace, friends, communities, and society at-large through violent crime and lower productivity; and

WHEREAS, alcohol and drug abuse has reached epidemic stages in the United States, making it imperative that communities launch drug prevention education programs; and

WHEREAS, children of parents who talk to their teens regularly about drugs are 42% less likely to use drugs than those who don't; yet, only a quarter of teens report having these conversations; and

WHEREAS, business, government, law enforcement, schools, religious institutions, service organizations, youth medical professionals, senior citizens, military personnel, sports teams, and individuals will demonstrate their commitment and total support for drug and alcohol abuse-free, healthy lifestyles by wearing and displaying red ribbons during this week-long education and awareness campaign.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Rialto Unified School District declares the week of October 23 – 31, 2015 as National Red Ribbon Week and encourages all teachers, support staff and students to participate in alcohol and drug prevention education programs and activities.

Edgar Montes, President

Nancy G. O'Kelley, Vice President

Dina Walker, Clerk

Joseph Ayala, Member

Joseph W. Martinez, Member

Submitted and Reviewed by: Edward D'Souza, Ph.D.
Presented for Board Action Cuauhtémoc Avila, Ed.D.

(Ref. G 1.1)

**RESOLUTION NO. 15-16-20
RESOLUTION OF THE BOARD OF EDUCATION OF
THE RIALTO UNIFIED SCHOOL DISTRICT**

**NATIONAL SCHOOL BUS SAFETY WEEK
SCHOOL BUS DRIVERS APPRECIATION DAY**

October 7, 2015

WHEREAS, school bus drivers and all school transportation staff, including managers, monitors, trainers, mechanics, and dispatchers, make substantial contributions to the future of America and to the development of our Nation's young people as knowledgeable, responsible and productive citizens; and

WHEREAS, excellence in education is dependent on safe, secure, and peaceful routes to school and school settings; and

WHEREAS, the safety and well-being of many students rely on school bus drivers and the school transportation team to get them to and from school and other events in a safe, professional manner; and

WHEREAS, school bus drivers and all school transportation staff, including managers, monitors, trainers, mechanics and dispatchers, are an invaluable component of our educational system and have performed an outstanding job transporting our most precious resource, young students; and

WHEREAS, the third full week in October will be designated as National School Bus Safety Week and the Friday of that week will be designated as National School Bus Drivers Appreciation Day to promote efforts to provide our entire Nation's schools with positive and safe learning climates.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Rialto Unified School District declares October 19-23, 2015 as National School Bus Safety Week and Friday, October 23, 2015 as School Bus Drivers Appreciation Day and encourages all teachers, support staff and students to participate in appropriate ceremonies, programs and activities.

Edgar Montes, President

Nancy G. O'Kelley, Vice President

Dina Walker, Clerk

Joseph Ayala, Member

Joseph W. Martinez, Member

Submitted and Reviewed by: Edward D'Souza, Ph.D.
Presented for Board Action Cuauhtémoc Avila, Ed.D.

**NAVY JUNIOR RESERVE OFFICERS TRAINING CORPS
LEADERSHIP TRAINING
RIALTO HIGH SCHOOL**

October 7, 2015

Rialto High School requests approval from the Board of Education for thirty-five (35) students and three (3) chaperones' to attend Basic Leadership Training at Santa Ana High School, Santa Ana, California, on October 16-18, 2015.

The objective of this training evolution is to afford cadets the opportunity to experience some of the basic cadet training requirements that will assist them in achieving the educational objectives of the Navy Junior Reserve Officers Training Corps (NJROTC) program. Major highlights for the cadets will be military drills taught by senior cadets, a physically enhancing circuit course and water survival training to be conducted on the school's athletic fields and swimming pool. Responsible adults, including Naval Science Instructors, and a certified lifeguard, will supervise cadets on the field and in the pool.

This experience will provide a unique opportunity for our students to become cadet leaders within their unit. They will engage in an exciting and challenging week, with the principal goal of developing citizenship, leadership, teamwork, and high standards of personal appearance.

Transportation will be via school bus, and accommodations will be in Santa Ana, California. Fees for this trip will be paid for by the United States Navy.

It is recommended that the Board of Education approve the attendance of thirty-five (35) students and three (3) chaperones' from Rialto High School NJROTC to participate in the Basic Leadership Training at Santa Ana High School, in Santa Ana, California, on October 16-18, 2015, at an approximate cost of \$1,225.00, to be paid for by the United States Navy at no cost to the District.

Submitted by: Arnie Ayala

Reviewed by: Edward D'Souza, Ph.D.

Presented For Board Action: Cuauhtémoc Avila, Ed. D.

(Ref. G 3.1)

PHYSICAL EDUCATION EXEMPTIONS

October 7, 2015

The Educational Services Division requests the Board of Education ratify the approval of the recommendation from the Senior Director, Student Services, to grant exemption from all physical activities for the following students:

- Student No. 246131 for the first semester of the 2015-2016 school year.
- Student No.'s 291121, 68709, 624331, and 583261 for the 2015-2016 school year.

It is recommended that the Board of Education ratify the approval of the recommendation made by the Senior Director, Student Services, to grant an exemption from all physical activities for Student No. 246131 for the first semester of the 2015-2016 school year and Student No.'s 291121, 68709, 624331, and 583261 for the 2015-2016 school year.

Submitted by: Angela Brantley

Reviewed by: Edward D'Souza, Ph.D.

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. G 4.1)

**RESOLUTION NO. 15-16-21
RESOLUTION OF THE BOARD OF EDUCATION OF
THE RIALTO UNIFIED SCHOOL DISTRICT**

PEOPLE FIRST LANGUAGE RESOLUTION

October 7, 2015

WHEREAS, all students deserve to be treated with dignity and respect; and

WHEREAS, more than 700,000 students with disabilities receive special education services in California, comprising more than 10 percent of the state's public school enrollment; and

WHEREAS, students with disabilities are sons, daughters, sisters, brothers, friends, and neighbors; and

WHEREAS, the contributions of students with disabilities enrich our communities as they live, learn, and share their lives; and

WHEREAS, the language used to refer to students with disabilities has a profound impact in shaping beliefs and attitudes about these students, driving policies and laws, influencing our feelings and decisions, and affecting students' daily lives; and

WHEREAS, old, inaccurate, and inappropriate descriptors about students with disabilities perpetuate negative stereotypes and attitudinal barriers; and

WHEREAS, when we identify or describe students with disabilities primarily in terms of their disability or medical diagnosis, we undervalue and stigmatize them; and

WHEREAS, using thoughtful terminology can foster positive attitudes about students with disabilities; and

WHEREAS, one of the major improvements in communicating verbally or in writing with or about students with disabilities is People First Language, which places the person ahead of his or her disability; and

WHEREAS, People First Language is an objective form of communication that eliminates generalizations and stereotypes by focusing on the person rather than the disability; and

WHEREAS, For example, we do not refer to a child with cancer as a "cancerous child," and similarly, we should not refer to a child with autism as an "autistic child" or a child with epilepsy as "an epileptic child;" and

(Ref. G 5.1)

WHEREAS, a recent report of California’s Statewide Task Force on Special Education entitled, “One System: Reforming Education to Serve All Students,” called for a unified, inclusive educational system that supports all students based on individual needs; and

WHEREAS, the manner in which written and verbal policies and communications refer to students with disabilities can further this important state educational goal; and

WHEREAS, The California Legislature recognizes the necessity of a more respectful and humanistic view of students with disabilities.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Rialto Unified School District affirms that policies and procedures should use People First Language to the greatest extent possible.

Edgar Montes, President

Nancy G. O’Kelley, Vice President

Dina Walker, Clerk

Joseph Ayala, Member

Joseph W. Martinez, Member

**CONSIDERATION OF APPROVAL OF DESIGNATED REPRESENTATIVES
TO SERVE AS OFFICIAL REPRESENTATIVES ON THE EXECUTIVE COMMITTEE
OF THE SAN BERNARDINO COMMUNITY COLLEGE DISTRICT
ADULT EDUCATION CONSORTIUM**

October 7, 2015

Secondary Instruction requests the Board of Education approve Dr. Cuauhtémoc Avila to serve as an official representative on the San Bernardino Community College District Adult Education Consortium Executive Committee through June 30, 2016. If the Official Representative is unable to attend, they can select a non-voting designee to attend on their behalf.

In 2013-2014, \$25 million was appropriated to the California Community College Chancellor's Office (CCCCO) to allocate funding for two-year planning and implementation grants. Assembly Bill 86 (AB86) outlines expectations for consortium development as well as planning and implementation requirements to establish the Adult Education Consortium Program. The intent of AB86 is to expand and improve the provision of adult education.

The new phase of AB86 is the transition into AB104, the Adult Education Block Grant (AEBG) and outlines the transition from planning to implementation of the regional plan submitted to the CCCCCO on March 1, 2015. Per AB104 section 84905 of the legislation "a member of the consortium shall be represented only by an official designated by the governing board of the member."

Rialto Unified School District has offered full support of AB86 since its inception in 2013 by being active participants on the Executive Committee, the Steering Committee and the work group hubs.

It is recommended that the Board of Education approve Dr. Cuauhtémoc Avila to serve as an official representative on the San Bernardino Community College District Adult Education Consortium Executive Committee through June 30, 2016. If the Official Representative is unable to attend, they can select a non-voting designee to attend on their behalf.

Submitted and Reviewed by: Edward D'Souza, Ph.D.
Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. G 6.1)

DONATIONS

October 7, 2015

<u>Name of Donors</u>	<u>Location/Description</u>	<u>Amount</u>
<u>MONETARY DONATIONS</u>		
Lifetouch National School Studios	Bemis Elementary School/ Principal's Donation Account	\$ 1,025.00
Lifetouch National School Studios	Henry Elementary School/ Instructional Materials and Supplies	\$ 660.25
Scoutit, Inc.	Dollahan Elementary School/ Principal's Donation Account	\$ 295.06
Silicon Valley Community Foundation - Edison	Carter High School/ Principal's Donation Account	\$ 371.22

It is recommended that the Board of Education accept the listed donations from Lifetouch National School Studios, Scoutit, Inc., and Silicon Valley Community Foundation - Edison, and request that a letter of appreciation be sent to the donors.

District Summary

Monetary Donations – October 7, 2015	\$ 2,351.53
Donations – Fiscal Year-To-Date	\$ 7,617.62

Submitted by: Mohammad Z. Islam

Reviewed by and Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. H 2.1)

**NOTICE OF COMPLETION
WCCR CONSTRUCTION COMPANY, INC.**

October 7, 2015

Representatives from the Facilities Planning and Maintenance & Operations Departments, WLC Architects, and WCCR Construction Company, Inc., completed the final walk-through of the work completed by WCCR Construction Company, Inc., for all work required in connection with Bid No. 14-15-016, Carter High School Track and Field Improvements Project.

The Notice of Completion, when filed with the County Recorder, will begin a thirty-five (35) day period for Stop Notice filing after which our final payment to the contractor may be released.

It is recommended that the Board of Education accept the work completed on September 21, 2015, by WCCR Construction Company, Inc., for all work required in connection with the Carter High School Track and Field Improvements Project and authorize District personnel to file a Notice of Completion with the San Bernardino County Recorder.

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. H 3.1)

**MEMBERSHIP AGREEMENT WITH
SAN BERNARDINO COUNTY DISTRICT ADVOCATES (SANDABS)
FOR BETTER SCHOOLS FOR 2015/2016**

October 7, 2015

The District is requesting approval for membership in San Bernardino County District Advocates for Better Schools (SANDABS).

SANDABS, in cooperation with the San Bernardino County Superintendent of Schools, helps to fund various activities throughout the year, including meetings in Sacramento to discuss the state budget and legislative proposals, the annual legislative night, and candidate interviews during election years.

It is recommended that the Board of Education approve District membership in San Bernardino County District Advocates for Better Schools (SANDABS) at a cost of \$2,000.00 for the 2015/2016 school year to be paid from the General Fund.

Submitted by and Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. H 4.1)

**ESTABLISHMENT OF FUND 11
ADULT EDUCATION FUND**

October 7, 2015

A fund is established to demonstrate fiscal accountability and compliance with finance-related legal, budgetary, and contractual provisions and restrictions on the use of public resources.

Section 76 of Assembly Bill 86, approved the funding of the Adult Education Block Grant. This grant requires that its proceeds be deposited into Fund 11, the Adult Education Fund. This fund was previously closed as the California Department of Education recommended the closure of inactive funds. With the receipt of this new Adult Education Block Grant, the District must establish the Fund 11-Adult Education Fund.

The San Bernardino County Treasurer requires that the Board of Education approve the opening of all funds.

It is recommended that the Board of Education approve the establishment of Fund 11-Adult Education Fund.

Submitted by: Diane Romo

Reviewed by: Mohammad Z. Islam

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. H 5.1)

I FACILITIES PLANNING CONSENT

I. FACILITIES PLANNING CONSENT ITEMS

NONE

J PERSONNEL SERVICES CONSENT

BACKGROUND/CRIMINAL HISTORY CHECKS HAVE BEEN COMPLETED, AS PER LAW, ON ALL INDIVIDUALS RECOMMENDED FOR EMPLOYMENT.

AVID TUTOR

Alicea, Kevin	Jehue Middle School	09/24/2015	\$10.00 per hour
Cervantes, Sara	Carter High School	09/14/2015	\$10.00 per hour
Cornejo, Alicia	Jehue Middle School	09/29/2015	\$10.00 per hour
Morales, Claudia	Carter High School	09/14/2015	\$10.00 per hour
Rathor, Shangool	Carter High School	09/14/2015	\$10.00 per hour
Reynosa, Jennifer	Eisenhower High School	09/14/2015	\$10.00 per hour
Reynosa-Rodas, Vanessa	Eisenhower High School	09/14/2015	\$10.00 per hour
Turcios, Sharalee	Carter High School	09/15/2015	\$10.00 per hour

CHILD DEVELOPMENT APPRENTICE

Bascom, Stevan	Boyd Preschool	09/28/2015	\$9.00 per hour
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SUBSTITUTE NOON DUTY AIDE

Serrano, Carmen	Jehue Middle School	09/14/2015	\$9.00 per hour
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WORKABILITY

Alex, Anthony	Walgreens/Rialto	09/16/2015	\$7.65 per hour
Herrera, Daniel	CVS Pharmacy	09/18/2015	\$7.65 per hour
Robinson, JR Louis	Petco/Fontana	09/16/2015	\$7.65 per hour

WORKABILITY - Returning Students

Ursulo, Fabian	Walgreens/Rialto	09/16/2015	\$9.00 per hour
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NON-CERTIFICATED COACHES

A search of the certificated staff of the Rialto Unified School District has failed to fulfill the District's coaching needs. Pursuant to the Title 5 California Code of Regulations, Section 5531, this is to certify that the following non-certificated coaches employed by the Rialto Unified School District are competent in first aid and emergency procedures as related to coaching techniques in the sports to which they are assigned:

Frisbie Middle School

Hawkins, Keshonna	Cheer	2015/2016	\$1,650.00
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Kolb Middle School

Williams, Leona	Volleyball	2015/2016	\$434.00
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Kucera Middle School

Jackson, James	Football	2015/2016	\$434.00
Fuerte, Graciela	Co-Cheer	2015/2016	\$825.00

Submitted By: Rhonda Kramer
Approved By: Thomas M. Haldorsen
Presented For Board Action: Cuauhtémoc Avila, Ed.D.

PERSONNEL REPORT NO. 1141
 CLASSIFIED EMPLOYEES
 October 7, 2015

PROMOTIONS

Garrison, Destiny	To:	Child Development Instructional Assistant Henry Elementary School	09/21/2015	To:	26-3 \$16.24 per hour (3.5 hours, 203 days)
	From:	Nutrition Service Worker I Carter High School		From:	19-5 \$15.07 per hour (3 hours, 203 days)
Gonzalez, Ana	To:	Instructional Assistant III – SE (SED/MH) Casey Elementary School	09/09/2015	To:	29-2 \$16.67 per hour (3.5 hours, 203 days)
	From:	Instructional Assistant II – SE Rialto High School (RSP/SDC)		From:	26-2 \$15.47 per hour (3.5 hours, 203 days)

EMPLOYMENT

Gomez, Veronica (Repl. C. Mcgee)	Nutrition Service Worker I Eisenhower High School	10/08/2015	19-1 \$12.39 per hour (2.5 hours, 203 days)
Huizar, Valerie (Repl. A. Martinez)	Nutrition Service Worker I Kucera Middle School	10/08/2015	19-1 \$12.39 per hour (2 hours, 203 days)
Mulgrew, Destiny (Repl. A. Sanchez)	Lead Nutrition Service Worker Morgan Elementary School	10/08/2015	25-1 \$13.03 per hour (4 hours, 205 days)
Murillo, Rosa (Repl. A. Chipman)	Custodian I** Fitzgerald Elementary School	10/08/2015	33-1 \$17.51 per hour (8 hours, 12 months)

RETIREMENT

Merideth, Will	Bus Driver Transportation	12/30/2015
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RESIGNATIONS

McGee, Crystal	Nutrition Service Worker I Eisenhower High School	10/07/2015
Morfin, Sofia	Nutrition Service Worker I Rialto Middle School	09/18/2015

SUBSTITUTES

Arangua, Martha	Instructional Assistant	09/09/2015	26-1 \$14.66 per hour
Brewer III, Leon	Custodian I	09/28/2015	32-1 \$17.08 per hour
Godinez, Adriana	Clerk Typist I	09/24/2015	29-1 \$15.84 per hour

VOLUNTARY CHANGE OF CLASSIFICATION AND INCREASE IN WORK HOURS

Najera, Betsy	To:	Clerk Typist II Dunn Elementary School	10/01/2015	To:	32-5 \$20.80 per hour (8 hours, 11 months)
	From:	Library/Media Technician I Dunn Elementary School		From:	31-5 \$20.22 per hour (7 hours, 11 months)

PERSONNEL REPORT NO. 1141
CLASSIFIED EMPLOYEES
October 7, 2015

RE-EMPLOYMENT or REINSTATEMENT TO FORMER POSITION

Luna, Anna	Instructional Assistant II/B.B.* Curtis Elementary School	09/09/2015	26-3 \$16.24 per hour (3 hours, 203 days)
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SHORT TERM ASSIGNMENT (not to exceed 40 hours per week)

Clerical Support	Special Education	10/17/2015 - 12/31/2015	29-1 \$15.84 per hour
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CERTIFICATION OF ELIGIBILITY LIST – Lead Nutrition Services Worker I

Eligible: 10/08/2015
Expires: 04/08/2016

CERTIFICATION OF ELIGIBILITY LIST – Benefits/Insurance Claims Technician

Eligible: 10/08/2015
Expires: 04/08/2016

CERTIFICATION OF ELIGIBILITY LIST – Bus Driver

Eligible: 10/08/2015
Expires: 04/08/2016

*Position reflects the equivalent to a one-Range increase for Bilingual/Biliterate skills
**Position reflects the equivalent to a one-Range increase for night differential
*** Position reflects a \$50.00 monthly stipend for Confidential position
^ Position reflects the equivalent to a one-Range increase for special needs

Submitted By: Rhonda Kramer
Approved By: Thomas M. Haldorsen
Presented For Board Action: Cuauhtémoc Avila, Ed.D.
(Ref. J 2.2)

PERSONNEL REPORT NO. 1141
CERTIFICATED EMPLOYEES
October 7, 2015

BACKGROUND/CRIMINAL HISTORY CHECKS HAVE BEEN COMPLETED, AS PER LAW, ON ALL INDIVIDUALS RECOMMENDED FOR EMPLOYMENT.

SUBSTITUTES (To be used as needed at the appropriate rate per day, effective October 8, 2015 unless earlier date is indicated)

Arellano, Alejandra	09/14/2015
Beck, Catherine	09/30/2015
Bertotto, Carol	09/17/2015
Blake, Alana	09/23/2015
De La Cruz, Marissa	09/30/2015
Garcia, Marisela	09/09/2015
Newman, Aaron	09/15/2015
O'Handley, Joshua	09/15/2015
Ramos, Gina	09/09/2015
Tomaselli, Alexa	09/21/2015
Woodhouse, Amanda	09/18/2015

RESIGNATIONS

Garcia, Aurora	SDC Teacher	10/01/2015
Stitz, Catherine	Secondary Teacher	09/17/2015

EXTRA DUTY COMPENSATIONS (Speech Therapists to complete speech hours during the 2015/2016 school year for Special Education students on home/hospital, August 2015 through May 2016, at the hourly rate of \$42.03, not to exceed 20 hours each and to be charged to Special Education)

Fattic, Christina	Lyons, Chareca
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EXTRA DUTY COMPENSATION (Additional class assignment at 1/6 of the daily rate or \$42.03 per hour, whichever is greater, for the fall semester of the 2015/2016 school year, and to be charged to General Fund)

Rialto Middle School

Batres, Kelley	Physical Education	08/17/2015
Capella, Teresa	Math	08/17/2015
Pearson, Cheryl	Science	08/17/2015
Rosas, Agnim	Social Studies	08/17/2015

EXTRA DUTY COMPENSATION

Kucera Middle School

Yturralde, Karen	Co-Cheer	2015/2016	\$825.00
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Rialto Middle School

Wilson, John	Football	2015/2016	\$434.00
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Eisenhower High School

Robles, Lorraine	JV Head, Girls' Volleyball	2015/2016	\$2,779.00
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Submitted By: Aaron Rogers
Reviewed By: Thomas M. Haldorsen
Presented For Board Action: Cuauhtémoc Avila, Ed.D.

K DISCUSSION/ACTION ITEMS

**PROTOCOL AGENCY INC.
PROFESSIONAL STAFFING**

October 7, 2015

The Special Education Office is requesting approval from the Board of Education to ratify an agreement with Protocol Agency Inc., a professional staffing agency, to provide Speech and Language Therapists.

The District is in need of Speech and Language Therapists to provide speech therapy services and to complete assessments and Individualized Education Plans (IEP's) for qualified Rialto Unified School District students.

It is recommended that the Board of Education ratify an agreement with Protocol Agency Inc., a professional staffing agency, to provide Speech and Language Therapists, effective September 28, 2015 to June 30, 2016, at a cost not to exceed \$98,200.00, to be paid from Special Education funds.

Submitted by: Julian Gutierrez
Reviewed by: Edward D'Souza, Ph.D.
Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. K.1.1)

**AGREEMENT WITH
SAN BERNARDINO COUNTY SUPERINTENDENT OF SCHOOLS
FOR BOARD WORKSHOPS**

October 7, 2015

The San Bernardino County Superintendent of Schools offers board workshops to School Districts throughout the county upon request.

Services provided include, but are not limited to:

- Board workshops
 - Facilitate Board workshops on effective principles and critical governance/management matters.
 - Assist the Governing Board in conducting self-evaluation for the purpose of identifying areas in which the Board perceives a need for further development.
 - Provide support to the Governing Board and Superintendent in developing Board goals and strengthening areas of need as identified in the Board's self-evaluation.

- Assisting the Board and Superintendent in establishing an effective structure for Evaluation of the Superintendent
 - Assist the Board in creating a structure for monthly Governing Board/Superintendent dialogue in closed session for informal evaluation of Board/Superintendent relations and Superintendent effectiveness.
 - Assist the Board and Superintendent in developing the structure for the Superintendent's annual formal evaluation.

- Board Protocols and By-laws Advisement
 - Advise the Governing Board and Superintendent relative to Board by-laws and protocols to ensure the Board has in place an effective and efficient governance model for the District.
 - Assist the Board in developing Board/Superintendent expectations.

It is recommended that the Board of Education approve an agreement with the San Bernardino County Superintendent of Schools to provide board workshops from October 8, 2015 through June 30, 2016, on a cost recovery basis, at a total amount not-to-exceed \$25,000.00 to be paid from the General Fund.

Submitted by and Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. K 2.1)

**APPROVAL TO PURCHASE/LEASE EQUIPMENT,
SUPPLIES, ACCESSORIES, RELATED SERVICES
AND MAINTENANCE FOR FISCAL YEARS 2015/16 AND 2016/17**

October 7, 2015

Pursuant to Public Contract Code 20118, authorization of the Board of Education is required to purchase/lease from the State of California Multiple Award Schedules (CMAS). The following contract will allow the District to purchase FieldTurf brand hardwood, rubber sheeting/tile, sport flooring, synthetic turf floor covering, playground rubberized surface, and synthetic track for the fiscal years 2015/2016 and 2016/2017, without conducting a formal bid, thereby taking advantage of the same terms and conditions of the contract and its competitive pricing structure.

California Multiple Award Schedules (CMAS)

Contract No. 4-06-78-0031A

CMAS Contract Term: 11/08/2011 through 11/30/2016

FieldTurf USA, Inc.

(per contract, installation charges are included in the price of the product)

FieldTurf products were used for the stadium upgrades at Rialto High School and Carter High School in 2013. The Eisenhower High School Stadium Reconstruction Project will include track and field upgrades similar to what were installed at Rialto and Carter High Schools. Based on CMAS Contract No. 4-06-78-0031A, the vendor's proposed cost of the products and installation for the Eisenhower High School Stadium Reconstruction Project is \$1,007,325.00.

It is recommended that the Board of Education approve the use of the California Multiple Award Schedules Contract No. 4-06-78-0031A, for the purchase/lease of equipment, supplies, accessories, related services and maintenance for fiscal years 2015/2016 and 2016/2017 for the Eisenhower High School Stadium Reconstruction Project in the not-to-exceed amount of \$1,007,325.00, to be paid from Fund 21 - General Obligation Bond Funds.

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. K 3.1)

**AGREEMENT WITH ATI ARCHITECTS AND ENGINEERS
FOR THE NEW COMPRESSED NATURAL GAS (CNG) STATION**

October 7, 2015

At its meeting of March 12, 2014, the Board of Education approved an agreement with ATI Architects and Engineers to prepare an overall site plan, engineering plans and bid packages for the new Compressed Natural Gas (CNG) Fueling Station (Phase 1) and the master plan for the relocation of the Transportation Yard (Phase 2). Subsequently, on September 24, 2014, the Board of Education approved Amendment No. 1 to allow fee adjustment during the design phase in accordance with the terms and conditions of the original agreement. The contract amount currently approved is \$263,200.00 which is calculated based on the estimated construction cost of \$2,517,513.00. The original Agreement No.C-14-0119 expired on June 30, 2015.

In order to continue the architectural services to take the project to completion, a new agreement with the architect is required. The terms and conditions of the original agreement will remain in full force and effect except the contract period will be July 1, 2015 to June 30, 2017, and an increase in fees of \$8,900.00 for additional work performed due to the complexity of the City plan review process, which was not contained in the original scope of work, for a total fee of \$272,100.00.

It is recommended that the Board of Education approve an Agreement with ATI Architects and Engineers, to continue architectural services for the new Condensed Natural Gas Fueling Station in the not-to-exceed amount of \$272,100.00, including reimbursable expenses, to be paid from the General Fund.

Submitted by: Iris Chu

Reviewed by: Mohammad Z. Islam

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. K 4.1)

**AGREEMENT WITH
EDUCATIONAL ACHIEVEMENT SERVICES, INC.**

October 7, 2015

The Educational Services Division requests authorization from the Board of Education to approve an agreement with Educational Achievement Services, Inc., to provide the services of renowned, nationally-recognized speaker and author, Lieutenant Colonel Consuelo Castillo Kickbusch, U.S. Army (retired), as the keynote speaker for the 2015 Parent Summit.

Lieutenant Colonel Kickbusch will provide the attendees of the Parent Summit with a motivational keynote address on the topic of Parental Involvement. The speaker fee is \$7,000.00 but Educational Achievement Services, is waiving the regular speaker's fee in lieu of the purchase of the book "Journey to the Future," written by Lieutenant Colonel Kickbusch.

This book will serve as a valuable resource and tool for parents to learn practical techniques to utilize with their children to develop higher self-esteem, achieve personal goals and develop leaders. The District will pay for five hundred (500) copies of this book at a discounted price of \$14.00 each for a total cost of \$7,000.00 to reinforce Lieutenant Colonel Kickbusch's message to our parents. Travel costs for the speaker are not-to-exceed \$1,000.00.

It is recommended that the Board of Education approve an agreement with Educational Achievement Services, Inc., to provide the services of Lieutenant Colonel Consuelo Castillo Kickbusch, U. S. Army (retired), as the keynote speaker for the 2015 Parent Summit, pay for five hundred (500) copies of her book, and cover the speaker's travel expenses, at a total cost not-to-exceed \$8,000.00, to be paid from Title I (Parent Involvement) funds.

Submitted by: Teresa Brown

Reviewed by: Edward D'Souza, Ph.D.

Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. K 5.1)

**AGREEMENT WITH
MICHAEL F. ESCALANTE**

October 7, 2015

The Contract of Employment between the Superintendent and the District states that the Superintendent shall be provided a coach for professional support for one year and that the Superintendent shall select that individual, subject to the approval of the Board of Education.

The Superintendent has selected Michael F. Escalante to provide coaching and support services to include:

- Cabinet/Principal protocol workshop
- Monthly check in visit
- Regular phone calls for support
- Other support services as requested by the Superintendent

It is recommended that the Board of Education approve an agreement with Michael F. Escalante to provide coaching and support services to the Superintendent for the period October 8, 2015 through June 30, 2016, at a cost not to exceed \$13,000.00, to be paid from the General Fund.

Submitted by and Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. K 6.1)

RESOLUTION NO. 15-16-22

A RESOLUTION OF THE BOARD OF EDUCATION OF THE RIALTO UNIFIED SCHOOL DISTRICT, CALIFORNIA, TO APPOINT A PROSECUTING AUTHORITY

October 7, 2015

WHEREAS, the Board of Education ("Board") of the Rialto Unified School District ("District") contracted with FCMAT to perform a review of the District's contracting and purchasing procedures and its contracts with several entities and thereafter hired independent counsel to further investigate such matters; and

WHEREAS, it is necessary to appoint a prosecuting authority to investigate, file and conduct civil legal proceedings on behalf of the District arising out of various claims for payment by several persons and entities; and

WHEREAS, the Board is authorized to appoint a prosecuting authority and fix compensation under Education Code Section 35041.5 and Government Code Section 12650, et al.; and

WHEREAS, the Board determines that the best interest of the District require the appointment of a prosecuting authority; and

WHEREAS, the law firm of Gutierrez, Fierro & Erickson is competent to act as prosecuting authority on behalf of the District and it is familiar with the several persons and entities reviewed by FCMAT.

NOW, THEREFORE, THE BOARD OF EDUCATION OF RIALTO UNIFIED SCHOOL DISTRICT HEREBY RESOLVES AS FOLLOWS:

Section 1. The firm of Gutierrez, Fierro & Erickson, a Professional Corporation ("Firm"), is hereby appointed as the District's prosecuting authority and it is authorized to investigate, file and conduct legal civil proceedings on behalf of the District arising out of various claims for payment by several persons and entities. The Board also approves payment to the Firm for such services at the rates set forth in the District's existing agreement with the Firm.

Section 2. The Board authorizes and directs the Superintendent and all District employees to assist and cooperate with the Firm in order to assist the Firm to discharge its functions as the District's prosecuting authority.

IN WITNESS THEREOF, the Board of Education of the Rialto Unified School District hereby adopts this resolution on October 7, 2015, in Rialto, California.

By: _____
Edgar Montes, President

ATTEST: Secretary

By: _____
Cuauhtémoc Avila, Ed.D.
Superintendent

Submitted by and Presented for Board Action: Cuauhtémoc Avila, Ed.D.

(Ref. K 7.2)