

# MODESTO CITY SCHOOLS

## Board Policy

BP 5145.6

### STUDENTS

#### Parental Notifications

The Governing Board desires to promote effective communication between the school and the home and to keep parents/guardians informed regarding educational programs, school operations, and the legal rights of students and their parents/guardians. The Superintendent or designee shall send parents/guardians and students all notifications required by law and any other notifications he/she believes will promote parental understanding and involvement.

*(cf. 5020 - Parent Rights and Responsibilities)*  
*(cf. 5022 - Student and Family Privacy Rights)*  
*(cf. 6020 - Parent Involvement)*

Notice of the rights and responsibilities of parents/guardians as specified in Education Code 48980 shall be sent at the beginning of each academic year and may be provided by regular mail, in electronic form when so requested by the parent/guardian, or by any other method normally used by the district for written communication with parents/guardians. (Education Code 48981)

No activity specified in Education Code 48980 shall be undertaken with respect to any particular student unless his/her parent/guardian has been informed of such action through the annual notification or other separate special notification. Such notice shall state the activity that will be undertaken and the approximate date on which the activity will occur. (Education Code 48983-48984)

The annual notification shall include a request that the parent/guardian sign the notice and return it to the school or, if the notice is provided in electronic format, that the parent/guardian submit a signed acknowledgment of receipt of the notice to the school. The parent/guardian's signature is an acknowledgment of receipt of the information but does not indicate that consent to participate in any particular program has been given or withheld. (Education Code 48982)

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### **Parental Notifications**

Whenever a student enrolls in a district school during the school year, his/her parents/guardians shall be given all required parental notifications at that time.

Notifications shall be presented in an understandable and uniform format and, to the extent practicable, in a language that parents/guardians can understand.

Whenever 15 percent or more of the students enrolled in a district school speak a single primary language other than English, as determined from the California Department of Education census data collected pursuant to Education Code 52164, all notices sent to the parent/guardian of any such student shall, in addition to being written in English, be written in the primary language, and may be responded to either in English or the primary language. (Education Code 48981, 48985)

Whenever an employee learns that a student's parent/guardian is unable to understand the district's printed notifications for any reason, he/she shall inform the principal or designee, who shall work with the parent/guardian to establish other appropriate means of communication.

### **Legal Reference:**

#### **EDUCATION CODE**

*221.5 Prohibited sex discrimination*

*231.5 Sexual harassment policy*

*234.7 Student protections relating to immigration and citizenship status*

*262.3 Appeals for discrimination complaints; information regarding availability of civil remedies*

*310 Language acquisition programs*

*313 Reclassification of English learners, parental consultation*

*313.2 Long-term English learner, notification*

*440 English language proficiency assessment; instruction in English language development*

*8483 Before/after school program; enrollment priorities*

*17288 Building standards for university campuses*

*17611.5-17612 Notification of pesticide use*

*32221.5 Insurance for athletic team members*

*32255-32255.6 Right to refuse harmful or destructive use of animals*

## **STUDENTS**

### **Parental Notifications**

32390 Fingerprint program; contracts; funding; consent of parent/guardian  
33479.3 The Eric Paredes Sudden Cardiac Arrest Prevention Act  
35160.5 Extracurricular and cocurricular activities  
35178.4 Notice of accreditation status  
35182.5 Advertising in the classroom  
35183 School dress codes; uniforms  
35186 Complaints concerning deficiencies in instructional materials and facilities  
35211 Driver training; district insurance, parent/guardian liability  
35256 School Accountability Report Card  
35258 School Accountability Report Card  
35291 Rules for student discipline  
37616 Consultation regarding year-round schedule  
39831.5 School bus rider rules and information  
44050 Employee codes of conduct, employee interactions with students  
44808.5 Permission to leave school grounds  
46010.1 Notice regarding excuse to obtain confidential medical services  
46014 Regulations regarding absences for religious purposes  
46600-46611 Interdistrict attendance agreements  
48000 Minimum age of admission  
48070.5 Promotion or retention of students  
48204 Residency requirements  
48205 Absence for personal reasons  
48206.3 Students with temporary disabilities; individual instruction; definitions  
48207-48208 Students with temporary disabilities in hospitals  
48213 Prior notice of exclusion from attendance  
48216 Immunization  
48260.5 Notice regarding truancy  
48262 Need for parent conference regarding truancy  
48263 Referral to school attendance review board or probation department  
48301 Interdistrict transfers  
48350-48361 Open Enrollment Act  
48354 Option to transfer from school identified under Open Enrollment Act  
48357 Status of application for transfer from school identified under Open Enrollment Act  
48412 Certificate of proficiency  
48432.3 Voluntary enrollment in continuation education  
48432.5 Involuntary transfers of students  
48850-48859 Education of foster youth and homeless students  
48900.1 Parental attendance required after suspension  
48904 Liability of parent/guardian for willful student misconduct  
48904.3 Withholding grades, diplomas, or transcripts  
48906 Notification of release of student to peace officer  
48911 Notification in case of suspension  
48911.1 Assignment to supervised suspension classroom  
48912 Closed sessions; consideration of suspension  
48915.1 Expelled students; enrollment in another district  
48916 Readmission procedures  
48918 Rules governing expulsion procedures

**STUDENTS****Parental Notifications**

- 48929 Transfer of student convicted of violent felony or misdemeanor*
- 48980 Required notification at beginning of term*
- 48980.3 Notification of pesticide use*
- 48981 Time and means of notification*
- 48982 Parent signature acknowledging receipt of notice*
- 48983 Contents of notice*
- 48984 Activities prohibited unless notice given*
- 48985 Notices to parents in language other than English*
- 48987 Child abuse information*
- 49013 Use of uniform complaint procedures for complaints regarding student fees*
- 49063 Notification of parental rights*
- 49067 Student evaluation; student in danger of failing course*
- 49068 Transfer of permanent enrollment and scholarship record*
- 49069 Absolute right to access*
- 49070 Challenging content of student record*
- 49073 Release of directory information*
- 49073.6 Student records, social media*
- 49076 Access to student records*
- 49077 Access to information concerning a student in compliance with court order*
- 49403 Cooperation in control of communicable disease and immunization*
- 49423 Administration of prescribed medication for student*
- 49451 Physical examinations: parent's refusal to consent*
- 49452.5 Screening for scoliosis*
- 49452.7 Information on type 2 diabetes*
- 49452.8 Oral health assessment*
- 49456 Results of vision or hearing test*
- 49471-49472 Insurance*
- 49475 Student athletes; concussions and head injuries*
- 49480 Continuing medication regimen for nonepisodic conditions*
- 49510-49520 Duffy-Moscone Family Nutrition Education and Services Act of 1970*
- 49557.5 Child Hunger Prevention and Fair Treatment Act of 2017; notice of negative balance in meal account*
- 51225.1 Exemption from district graduation requirements*
- 51225.2 Course credits; foster youth, homeless youth, former juvenile court school students and military-connected students*
- 51225.3 Graduation requirements; courses that satisfy college entrance criteria*
- 51229 Course of study for grades 7-12*
- 51513 Personal beliefs; privacy*
- 51938 HIV/AIDS and sexual health instruction*
- 52164 Language census*
- 52164.1 Census-taking methods; determination of primary language; assessment of language skills*
- 52164.3 Reassessment of English learners; notification of results*
- 54444.2 Migrant education programs; parent involvement*
- 56301 Child-find system; policies regarding written notification rights*
- 56321 Special education: proposed assessment plan*
- 56321.5-56321.6 Notice of parent rights pertaining to special education*

**STUDENTS**

**Parental Notifications**

56329 Written notice of right to findings; independent assessment  
56341.1 Development of individualized education program; right to audio record meeting  
56341.5 Individualized education program team meetings  
56343.5 Individualized education program meetings  
56521.1 Behavioral intervention  
58501 Alternative schools; notice required prior to establishment  
60615 Exemption from state assessment  
60641 California Assessment of Student Performance and Progress  
69432.9 Submission of grade point average to Cal Grant program

**CIVIL CODE**

1798.29 District records, breach of security

**HEALTH AND SAFETY CODE**

1596.857 Right to enter child care facility  
104420 Tobacco use prevention  
104855 Availability of topical fluoride treatment  
116277 Lead testing of school drinking water  
120365-120375 Immunizations  
120440 Sharing immunization information  
124100-124105 Health screening and immunizations

**PENAL CODE**

626.81 Notice of permission granted to sex offender to volunteer on campus  
627.5 Hearing request following denial or revocation of registration

**CODE OF REGULATIONS, TITLE 5**

852 Exemptions from state assessments  
863 Reports of state assessment results  
3052 Behavioral intervention  
4622 Notification of uniform complaint procedures  
4631 Uniform complaint procedures; notification of decision and right to appeal  
4702 Student transfer from school identified under Open Enrollment Act  
4917 Notification of sexual harassment policy  
11303 Reclassification of English learners  
11511.5 English language proficiency assessment; test results  
11523 Notice of proficiency examinations  
18066 Child care policies regarding excused and unexcused absences  
18094-18095 Notice of Action; child care services  
18114 Notice of delinquent fees; child care services  
18118-18119 Notice of Action; child care services

**CODE OF REGULATIONS, TITLE 17**

2951 Hearing tests  
6040 Time period to obtain needed immunizations

**UNITED STATES CODE, TITLE 20**

1232g Family Educational and Privacy Rights Act  
1232h Privacy rights  
1415 Procedural safeguards  
6311 State plan  
6312 Local educational agency plans  
6318 Parent and family engagement  
7908 Armed forces recruiter access to students

## **STUDENTS**

### **Parental Notifications**

#### **UNITED STATES CODE, TITLE 42**

*1758 Child nutrition programs*

*11431-11435 McKinney-Vento Homeless Assistance Act*

#### **CODE OF FEDERAL REGULATIONS, TITLE 7**

*245.5 Eligibility criteria for free and reduced-price meals*

*245.6a Verification of eligibility for free and reduced-price meals*

#### **CODE OF FEDERAL REGULATIONS, TITLE 34**

*99.7 Student records, annual notification*

*99.30 Disclosure of personally identifiable information*

*99.34 Student records, disclosure to other educational agencies*

*99.37 Disclosure of directory information*

*104.32 District responsibility to provide free appropriate public education*

*104.36 Procedural safeguards*

*104.8 Nondiscrimination*

*106.9 Dissemination of policy, nondiscrimination on basis of sex*

*200.48 Teacher qualifications*

*300.300 Parent consent for special education evaluation*

*300.322 Parent participation in IEP team meetings*

*300.502 Independent educational evaluation of student with disability*

*300.503 Prior written notice regarding identification, evaluation, or placement of student with disability*

*300.504 Procedural safeguards notice for students with disabilities*

*300.508 Due process complaint*

*300.530 Discipline procedures*

#### **CODE OF FEDERAL REGULATIONS, TITLE 40**

*763.84 Asbestos inspections, response actions and post-response actions*

*763.93 Asbestos management plans*

#### **Management Resources:**

#### **U.S. DEPARTMENT OF AGRICULTURE PUBLICATIONS**

Unpaid Meal Charges: Guidance and Q&A, SP 23-2017, March 2017

Civil Rights Compliance and Enforcement -- Nutrition Programs and Services, FNS Instruction 113-1, 2005

#### **WEB SITES**

U.S. Department of Agriculture, Food and Nutrition Service: <http://www.fns.usda.gov>

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ADOPTED: May 18, 2020