

These documents contain an outline of your rights as a parent and the district's attendance policy. It is important that you understand its contents. If you would like a copy of this information translated in Spanish, Vietnamese or Chinese, please contact the school office.

Estos documentos contienen información sobre sus derechos como padres y sobre la política de asistencia del distrito. Es importante que usted comprenda su contenido. Si desea una copia de esta información en español por favor acuda a la oficina de la escuela.

Các tài liệu này phác họa các quyền lợi của phụ huynh và chính sách hiện diện của học sinh. Điều quan trọng là quý vị cần hiểu rõ các nội dung này. Nếu quý vị muốn sản dịch thông tin này bằng tiếng Việt Nam, tại trường học của con em quý vị.

以上是有關家長權利以及在木校區就讀的各項規定。您必須了解所有內容。如果您需要一份有關這信息的中文翻譯 請與學校辦公室聯繫。

**Please review all information with your child.
Sign Form A, Form B, and Form C and return them to the school office.**



Dear Parents and Guardians,

August 2018

The staff of the Berryessa Union School District would like to welcome you to the 2018-2019 school year. We look forward to partnering with you to ensure your child's school success.

The Board of Trustees, Superintendent Roxane Fuentes and all district staff are committed to student achievement. Improvement in your children's achievement starts with daily school attendance, which is a shared responsibility. Daily school attendance must start at home with your own motivation and value of education. We in the school must build on that home value. Education Code 48200 requires compulsory daily school attendance for students six (6) to 18 years of age. Ensuring regular school attendance of all children in our community is one of our district's main responsibilities. We are especially committed to making sure all students are present every day school is in session. We are also committed to ensuring that students arrive on time, attend each instructional period, and complete the school day.

California Education Code (EC§848205) allows excused absences for the following reasons: *Students, with written parental permission, may be excused from school for justifiable personal reasons. (a) Notwithstanding Section 48200, a pupil shall be excused from school when the absence is: (1) Due to his or her illness. (2) Due to quarantine under the direction of a county or city health officer. (3) For the purpose of having medical, dental, optometrical, or chiropractic services rendered. (4) For the purpose of attending the funeral services of a member of his or her immediate family, so long as the absence is not more than one day if the service is conducted in California and not more than three days if the service is conducted outside California. (5) For the purpose of jury duty in the manner provided for by law. (6) Due to the illness or medical appointment during school hours of a child of whom the pupil is the custodial parent. (7) For justifiable personal reasons, including, but not limited to, an appearance in court, attendance at a funeral service, observance of a holiday or ceremony of his or her religion, attendance at religious retreats, or attendance at an employment conference, when the pupil's absence has been requested in writing by the parent or guardian and approved by the principal or a designated representative pursuant to uniform standards established by the governing board. (8) For the purpose of serving as a member of a precinct board for an election pursuant to Section 12302 of the Elections Code. (b) A pupil absent from school under this section shall be allowed to complete all assignments and tests missed during the absence that can be reasonably provided and, upon satisfactory completion within a reasonable period of time, shall be given full credit therefor. The teacher of any class from which a pupil is absent shall determine the tests and assignments shall be reasonably equivalent to, but not necessarily identical to, the tests and assignments that the pupil missed during the absence. (c) For purposes of this section, attendance at religious retreats shall not exceed four hours per semester. (d) Absences pursuant to this section are deemed to be absences in computing average daily attendance and shall not generate state apportionment payments. (e) "Immediate family," as used in this section, has the same meaning as that set forth in Section 45194, except that references therein to "employee" shall be deemed to be references to "pupil."*

The parent/guardian of the student must send a note and/or phone the school to clear any of these excused absences. Failure to excuse the absence results in a recorded unexcused absence (truancy) on the student's record.

One way to ensure your child's daily attendance is to review the school district's 2018-2019 calendar and plan family holidays and vacations to occur on school holidays. Even parent notification to the school of a student absence for a family vacation results in lost instructional time for the student and is not an excusable reason for absence. Some other examples of reasons that are unexcused for student absences are: Going shopping; visiting relatives; parent's medical appointments; students' birthday; oversleeping; minor illnesses; childcare by the student at home; and, family moving from one home to another.

BOARD OF TRUSTEES

Thelma Boac

Richard Claspill

David Cohen

Hugo Jimenez

Khoa Nguyen

Options are available for students in limited cases. Students who are absent for more than ten (10) consecutive days for medical reasons are eligible for home/hospital services.

Students will be marked as **truant** after the third (3rd) unexcused absence and/or tardies of more than 30 minutes. Schools will be sending formal letters to the parents/guardians of students who accumulate three (3) days/periods of unexcused absences or tardies, or combination thereof. This letter will inform the family of a potential declaration of truant on their child's school record according to Education Code 48260. Schools may request your attendance at a conference to discuss your child's attendance.

Berryessa School District, together with the San Jose City Council and the Santa Clara County Board of Supervisors, have launched a countywide Truancy Abatement Initiative to decrease truancy in Santa Clara County. The State of California also recognizes the importance of regular school attendance and passed legislation restricting school attendance funding calculations to those students actually in attendance. Schools no longer receive the state revenue for excused absences. In Berryessa, this results in a potential loss of revenue each year.

Berryessa School District's goal for 2018-2019 is to continue to improve our district's excellent student attendance record. We appreciate your assistance in this goal since every day of attendance can count towards your child's continued academic success.

Dr. Roxane Fuentes, Superintendent

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Berryessa Union School District
2018-2019
SCHOOL YEAR CALENDAR
 180 Student Days

Legend

	First Day of School		New Teachers Report
	Last Day of School		All Teachers Report
	Pupil Holidays		Teacher Prof. Dev. Day

() # of Student Days

July (0)

M	T	W	T	F
2	3	4	5	6
9	10	11	12	13
16	17	18	19	20
23	24	25	26	27
30	31			

4 - Fourth of July
 (observed)

November (16)

M	T	W	T	F
			1	2
5	6	7	8	9
12	13	14	15	16
19	20	21	22	23
26	27	28	29	30

(11th observed)
 12 - Veterans Day
 19 - 23 Thanksgiving Break

March (21)

M	T	W	T	F
				1
4	5	6	7	8
11	12	13	14	15
18	19	20	21	22
25	26	27	28	29

August (10)

M	T	W	T	F
		1	2	3
6	7	8	9	10
13	14	15	16	17
20	21	22	23	24
27	28	29	30	31

10 - New Teachers Report
 13 - All Teachers Report
 14 & 15 - Prof. Dev. Day
 20 - First Day of School

December (15)

M	T	W	T	F
3	4	5	6	7
10	11	12	13	14
17	18	19	20	21
24	25	26	27	28
31				

24 - Jan 4 Winter Break
 31 - New Year's Eve Day

April (16)

M	T	W	T	F
1	2	3	4	5
8	9	10	11	12
15	16	17	18	19
22	23	24	25	26
29	30			

19 - Good Friday
 22 - 26 Spring Break

September (19)

M	T	W	T	F
3	4	5	6	7
10	11	12	13	14
17	18	19	20	21
24	25	26	27	28

3 - Labor Day

January (18)

M	T	W	T	F
	1	2	3	4
7	8	9	10	11
14	15	16	17	18
21	22	23	24	25
28	29	30	31	

1 - New Year's Day
 21 - Dr. King Day

May (22)

M	T	W	T	F
		1	2	3
6	7	8	9	10
13	14	15	16	17
20	21	22	23	24
27	28	29	30	31

27 - Memorial Day

October (23)

M	T	W	T	F
1	2	3	4	5
8	9	10	11	12
15	16	17	18	19
22	23	24	25	26
29	30	31		

February (15)

M	T	W	T	F
				1
4	5	6	7	8
11	12	13	14	15
18	19	20	21	22
25	26	27	28	

18 - 22 - President's Break

June (5)

M	T	W	T	F
3	4	5	6	7
10	11	12	13	14
17	18	19	20	21
24	25	26	27	28

7 - Last Day of School



Pathway to the Future

BERRYESSA UNION SCHOOL DISTRICT

NOTICE TO PARENTS REGARDING FEDERAL LAWS AND EDUCATION CODE EXCERPTS RELATING TO RIGHTS OF PARENTS OR GUARDIANS OF MINOR PUPILS

IMPORTANT Read, sign, date and return form B of this document. School personnel must know if you have received this information. - EC §48980 - 1, 2

1. **Nondiscrimination (Board Policy 5145.3, 5145.5, Federal Law (Title IX) P.L. 92-318 and EC §40)** - To Prohibit Discrimination - It is the policy of the Berryessa Union School District not to discriminate on the basis of age, ancestry, color, ethnic group identification, gender expression, gender identity, gender, mental or physical disability, nationality, national origin, race or ethnicity, religion, sex, sexual orientation, or on a person's association with a person or group with one or more of these actual or perceived characteristics. This requirement not to discriminate extends to employment practices by the district as well. Parents are urged to address complaints regarding violations of the law to the Education Services Department (923-1830).
2. **Tests on Personal Beliefs (EC §60650)** - Tests, questionnaires, or examinations containing questions about the student's personal beliefs or practices in sex, family life, morality, and religion may not be given to students unless the parents or guardian is notified in writing and gives written permission.
3. **Absences (EC §46010)** - Absences from school shall be excused only when the absence is due to illness of the student, quarantine, medical appointments, funeral attendance for a member of the immediate family, or exclusion from school because the student does not have required immunizations.
4. **Absences (EC §48205)** - Students, with written parental permission, may be excused from school for justifiable personal reasons. (a) Notwithstanding Section 48200, a pupil shall be excused from school when the absence is: (1) Due to his or her illness. (2) Due to quarantine under the direction of a county or city health officer. (3) For the purpose of having medical, dental, optometrical, or chiropractic services rendered. (4) For the purpose of attending the funeral services of a member of his or her immediate family, so long as the absence is not more than one day if the service is conducted in California and not more than three days if the service is conducted outside California. (5) For the purpose of jury duty in the manner provided for by law. (6) Due to the illness or medical appointment during school hours of a child of whom the pupil is the custodial parent. (7) For justifiable personal reasons, including, but not limited to, an appearance in court, attendance at a funeral service, observance of a holiday or ceremony of his or her religion, attendance at religious retreats, or attendance at an employment conference, when the pupil's absence has been requested in writing by the parent or guardian and approved by the principal or a designated representative pursuant to uniform standards established by the governing board. (8) For the purpose of serving as a member of a precinct board for an election pursuant to Section 12302 of the Elections Code. (b) A pupil absent from school under this section shall be allowed to complete all assignments and tests missed during the absence that can be reasonably provided and, upon satisfactory completion within a reasonable period of time, shall be given full credit therefor. The teacher of any class from which a pupil is absent shall determine the tests and assignments shall be reasonably equivalent to, but not necessarily identical to, the tests and assignments that the pupil missed during the absence. (c) For purposes of this section, attendance at religious retreats shall not exceed four hours per semester. (d) Absences pursuant to this section are deemed to be absences in computing average daily attendance and shall not generate state apportionment payments. (e) "Immediate family," as used in this section, has the same meaning as that set forth in Section 45194, except that references therein to "employee" shall be deemed to be references to "pupil."
5. **Absences (EC §48205) - Justifiable Reasons Board Policy 5113** - Verification-Physician Verification Board policy determines that when a student has absences in excess of 10 percent (10%) of total number of days enrolled for the current year due to illness and verified by methods listed in "method verification steps", any further absences for illness must be verified by a physician, school nurse, or other school personnel. Failure to provide verification by physician will result in absences being recorded as unexcused.
6. **Confidential Medical Services (EC §46010.1)** - By law students, grades 7 and 8, may be excused from school for the purpose of obtaining confidential medical services without the consent of the student's parent or guardian. Otherwise, it is the practice of the Berryessa Union School District not to release students without parental consent.
7. **S.A.R.B. (EC §48320; Board Policy 5110.1)** - Berryessa Union School District has established a District School Attendance Review Board. It is the purpose of this board to review cases referred by principals for students who are chronically truant or whose behavior is beyond control of the school. Students whose attendance problems cannot be resolved or students and parents/guardians who fail to respond to SARB directives to correct the problems may be referred to the District Attorney's office for prosecution.
8. **Pupil Discipline (EC §35291; Board Policy 5130)** - Parents and guardians will be notified in writing of their school's discipline rules and regulations at the beginning of each school year and to transfer students at the time of enrollment.
9. **Duty Concerning Conduct of Pupils (EC §44807)** - Every teacher shall hold pupils accountable for their conduct on the way to and from school, and on the playground.
10. **Duties of Pupils (5 CCR §300)** - Pupils must conform to school regulations, obey all directions, be diligent in study, be respectful of teachers and others in authority and refrain from profane and vulgar language.
11. **Hazing Prohibition (EC §32051)** - Pupils and other persons in attendance are prohibited from conspiring to engage in hazing.
12. **Dress Code/Gang Apparel (EC §35183)** - The district is authorized to adopt a reasonable dress code.
13. **Pupil Discipline (EC §48900(q) and (r) Grounds for Suspension** - A pupil may not be suspended from school or recommended for expulsion unless the superintendent or the principal of the school in which the pupil is enrolled determines that the pupil has committed an act as defined pursuant to one or more of subdivisions (q) a pupil who aids or abets, as defined in Section 31 of the Penal Code, the infliction or attempted infliction of physical injury to another person may suffer suspension, but not expulsion, pursuant to the provisions of this section (r) a superintendent or principal may use their discretion to provide alternatives to suspension or expulsion, including, but not limited to, counseling and an anger management program, for a pupil subject to discipline under this section.
14. **Attendance of Suspended Pupil's Parent (EC §48900.1)** - If a teacher suspends a student, the teacher may require the child's parent to attend a portion of the school day in his or her child's classes. Employers may not discriminate against parents who are required to comply with this requirement.
15. **Pupil Discipline - Expulsion (EC §48915 (c)(d))(Board Policy 5131)** - The Board must expel a student for the following violations: 1) possession, selling or furnishing a firearm; 2) brandishing a knife; 3) selling a controlled substance; 4) committing or attempting to commit a sexual assault or committing a sexual battery. This action removes a child from all Berryessa Union School District schools for a period of up to one year. The Board may also expel for weapons, explosives (including firecrackers), damage to property, theft, drug possession, drug paraphernalia, obscenity, vulgarity, and receipt of stolen property and sexual harassment. **(Board Policy 5131)**

16. **Mandatory Recommendation for Expulsion (Board Policy 5131)** - It is the intent of the Board of Trustees to ensure a safe learning environment for all students. Injurious objects and weapons (including but not limited to firearms, knives of any size, blackjacks, metal knuckles, and replicas) are prohibited at school, to and from school, or at any school sponsored event.
17. **Pupil Records (Federal Law (FERPA) 34 CFR Part 99 and EC §48980-85 and 49063)** - Parents or guardians have the right to (a) be informed of all student records maintained by the district and the person responsible for the maintenance of student records, (b) access to student records, (c) challenge the content of student records, and (d) full information from a responsible official of all procedures for collecting and maintaining record information for students. Parents desiring to review student records should submit a written request to the Assistant Superintendent of Education Services that identifies the record(s) they wish to inspect. The Assistant Superintendent will make arrangements for access and notify the parent of the time and place where the records may be inspected. Parents or eligible students may ask Berryessa Union School District to amend a record they believe is inaccurate or misleading. Parents should submit a written request to the Assistant Superintendent of Education Services, clearly identifying the part of the record they wish to change, and specifying why it is inaccurate or misleading. If the District decides not to amend the record as requested by the parent, the District will notify the parent of the decision and advice of their right to a hearing regarding the request for amendment. Additional information regarding hearing procedures will be provided to the parent when notified of the right to a hearing. Board Policy 5126 states Official Pupil Records "may be used only for the benefit, promotion, or welfare of the student" and are accessible to the parent or legal guardian of the student. Certain groups are permitted directory information without prior consent. Directory information may include the student's name, birthdate, birthplace, address and previous school attendance. Upon written request from the parent or legal guardian of a student, the district will withhold directory information.
18. **Release of Student Records/Compliance with Subpoena or Court Order (EC §49076 and 49077)** – Districts are required to make a reasonable effort to notify parents in advance of disclosing student information pursuant to a subpoena or court order.
19. **Release of Student Directory Information Board Policy 5125.1 (EC49073, 20 USC 1232g,7908)** –
Directory information shall not be released regarding any student whose parent/guardian notifies the district in writing that such information not be disclosed without the parent/guardian's prior consent. Directory information is defined as follows: *Name, address, telephone number, email address, date of birth, major field of study, participation in officially recognized activities and sports, weight and height of athletic teams, dates of attendance, degrees and awards received and most recent previous school of attendance.* **You may decide at any time to withhold directory information, forms are available at school sites, the district office and on our website at: www.berryessa.k12.ca.us/OUR-DISTRICT/Education-Services/Release-of-Directory-Information/index.html
20. **Student Technology Acceptable Use Agreement and Release of District from liability Board Policy 6163.4 , E6163.4(c)**
Parents or guardians have the right to terminate their student's access to electronic tools and resources by speaking with their child's principal. If you do not want your student to use district technology resources, please be aware that your decision to eliminate access to these tools may significantly affect your student's ability to work collaboratively with his or her peers on class assignments and projects, and may hamper the development of skills necessary to live and work in this increasingly digital world.
21. **Parent/Guardian Liability (EC §48904)** - Parents or guardians are liable for any willful conduct of their minor children which results in injury to another student or to school district personnel, or for any willful cutting or defacing of any school property belonging to a school district or to a school district employee, or for any property belonging to the school district and loaned to the minor student and willfully not returned. Such liability shall not exceed \$7,500. Following due process procedures, the school district may withhold the grades, diplomas, or transcripts of the student responsible until such damages are paid or until completion of a voluntary work program in lieu of payment of monetary damages.
22. **Health Checkup (Health and Safety Code 124090) (EC 49451)** - The District requires a health checkup before entrance into first grade. California Law requires that all children have a health checkup within 18 months before entering the first grade. The district *prefers* that all Kindergarten students have a health exam prior to their registration date each spring. Parental waivers are available under certain conditions.
23. **Immunization for Communicable Diseases (EC §49403) (Health and Safety Code 120325)** - Diphtheria, Tetanus, Pertussis (DPT), Poliomyelitis; Rubeola (measles), Mumps, Rubella (MMR); Hepatitis B, Varicella (Chicken Pox (only if not exposed)) and a T.B. (Mantoux) skin test or TB Risk Assessment for Santa Clara County, are mandatory for all students entering kindergarten, 7th grade, or school for the first time (BP5151.3). Tdap, Hepatitis B and Rubella booster also is required for all students entering 7th grade. Measles assessments are conducted for all students on a continuing basis.
24. **Health and Safety Code 120325 (EC 48216)** - Students will be prohibited from attendance until required immunizations are completed (BP5141.3).
25. **Administration of Medication (EC §49423)** – Any pupil who is required to take, during the regular school day, medication prescribed for him or her by a physician and surgeon, may be assisted by the school nurse or other designated school personnel or may carry and self-administer prescription auto-injectable epinephrine if the school district receives the appropriate written statements from the student's physician.
26. **Administration of Over-the-Counter (OTC) Medications in School (49423; CCR, Title 5, sections 600 and 601(b))**
All over-the-counter (OTC) medications administered in school under CCR Title 5 Article 4.1 shall have a written statement from the authorized health care provider and the parent or guardian.
27. **Notice to School for Continuing Medication (EC §49480)** - Parents are to inform the school district nurse or other certificated school employees of medication given to a student on a continuing basis for a non-episodic condition. The type of medication, current dosage, and the name of the supervising physician is to be given to the certificated person.
28. **Evaluation of Hearing (EC §49450, 49451 and 45452)** - Each student shall be given a screening test in kindergarten or first grade, and in second, fifth, and eighth grades. Students may be excluded from the screening test by a written request from parent or guardian.
29. **Vision Evaluation (EC §49455)** - Vision screening will include kindergarten and/or first, fourth and seventh grade students. All first grade boys will be screened for color perception. The evaluation may be waived upon presentation of an appropriate certificate from a physician or optometrist.
30. **Temporary Disability (EC §48206.3, 48207 and 48208)** - During the regular school year, individual instruction for one hour per day will be provided to a student temporarily in a hospital or at home, who has a documented physical or emotional disability and requires such services.
31. **Right to Refrain from Harmful use of Animals (EC §32255-32255.6)** – Pupils may choose to refrain from participating in educational projects involving the harmful or destructive use of animals.
32. **Megan's Law Notification (Penal Code §290.4)** – Parents and members of the public have the ability to review information regarding registered sex offenders at the main office of the local law enforcement agency for this school district.

33. **Non-Mandatory Programs for Parental/Pupil Participation (EC §49091.18)** – Schools may not require a student or student’s family to submit to or participate in any assessment, analysis, evaluation, or monitoring of the quality or character of student home life, parental screening or testing, nonacademic home-based counseling program, parent training, or prescribed family educational service plan.
34. **Sex Education (EC §51240, 51550 and 51820)** - Whenever instruction in health, family life education, or sex education conflicts with the religious training and beliefs of the parents, they may request, in writing, that the student be excused from that part of such instruction. In addition, before sex education may be taught to a student in school, the parents must be informed and given the opportunity to request, in writing, that their child not attend that portion of class. Such requests shall be valid for the school year in which they are submitted but may be withdrawn at any time. Parents have the right to inspect/review, in advance, any pertinent written or audio-visual material to be used in such a course. This section does not apply to words or pictures in any science, hygiene or health textbook (EC §51550).
35. **Physical Examination Exemption (EC §49451)** - A child may be exempt from physical examination whenever the parent files a statement refusing the examination of the student with the principal of the school in which the student is enrolled. However, whenever there is good reason to believe the child is suffering from a recognized contagious or infectious disease, he/she shall be sent home and shall not be permitted to return until the contagious or infectious disease does not exist in him/her.
36. **Medical and Hospital Services (EC §49472-74)** - Medical and hospital services for students injured at school or school-sponsored events, or while being transported, may be insured at district or parent expense. Berryessa Union School District does not provide insurance coverage under this code.
37. **Alternative Schools (EC §58501)** - California State law authorizes all school districts to provide for alternative schools. In the event any parent, student or teacher is interested in further information concerning alternative schools, the County Superintendent of Schools, the administrative office of this district and the principal’s office in each attendance unit have copies of the law available for your information. This law particularly authorizes interested persons to request the governing board of the district to establish alternative school programs in each district.
38. **Special Education Programs or Services (EC §56030)** - Programs/services are provided for students with special needs due to a handicapping condition. Parents may refer their child for evaluation to determine special needs either to the child’s teacher, principal, or the district Education Services Department. Additional information is available upon request from either the school or district office.
39. **Uniform Complaint Policy (Board Policy 1312.3; (Available at each school or the District Office)** - The district follows uniform complaint procedures pursuant to state regulations when addressing complaints alleging unlawful discrimination or failure to comply with the law. Programs and activities subject to the Uniform Complaint Policy: Adult Education, After School Education and Safety, Agricultural Career Technical Education, American Indian Education Centers and Early Childhood Education Program Assessments, Bilingual Education, California Peer Assistance and Review Programs for Teachers, Career Technical and Technical Education; Career Technical; Technical Training(State), Career Technical Education (Federal), Child Care and Development, Child Nutrition, Compensatory Education, Consolidated Categorical Aid, Course Periods without Educational Content, Economic Impact Aid, Education Of Pupils In Foster Care, Pupils Who Are Homeless, Former Juvenile Court Pupils Now Enrolled In A School District, and Pupils Of Military Families, Every Student Succeeds Act / No Child Left Behind (Titles I–VII), Local Control and Accountability Plans (LCAP), Migrant Education, Physical Education Instructional Minutes, Pupil Fees, Reasonable Accommodations to a Lactating Pupil, Regional Occupational Centers and Programs, School Safety Plans, Special Education, State Preschool, Tobacco-Use Prevention Education. A copy of this policy will be provided/distributed annually.
40. **Sexual Harassment (Board Policy 4013/5133; EC §48900.2, 212.3, 212.6 EC 48980(g))** - Sexual harassment of any kind is strictly prohibited by policy of the Berryessa Union School District. Behavior toward any student, employee, or campus visitor which constitutes unwelcome sexual advances, including but not limited, to request for sexual favors, verbal or physical conduct, the display of derogatory posters, cartoons, photos, or drawings, and other verbal or physical conduct of a sexual nature will be considered to be sexual harassment when either a complaint is filed by a student, employee, campus visitor or their representative or such conduct has the purpose or effect of interfering with the individual’s performance or purpose. Incidents of sexual harassment are to be immediately reported to a teacher, school or District Office administrator. Each incident of sexual harassment will be investigated and appropriate action taken as necessary. A pupil in grades 4-8 may be suspended from school or recommended for expulsion if the Superintendent or Principal of a school in which a student is enrolled determines that the student has committed sexual harassment.
41. **Tobacco-Free Schools; Board policy 3513.3** – The use of tobacco products is prohibited at any time in district owned, or leased buildings, or on district property. Smoking or use of any tobacco-related products and disposal of any tobacco-related waste are prohibited within the boundaries of any playground (Health and Safety Code 104495)
42. **Child Abuse Reporting Law (Penal Code Section 11166)** - All employees are to report suspected child abuse to the proper authorities. Employees are to be trained annually.
43. **Alternative Attendance Options (EC 4890(h))** – Parents may submit an “*Intra District Transfer Request Form*” to request that their child attend another school within Berryessa Union School District that is not their resident home school. Parents may submit a “*Request For Interdistrict Attendance Permit*” to have their child attend a school district other than Berryessa Union School District. These forms are available at each school site and at the District Office.
44. **Other Interdistrict Transfers (EC§46601.5 – EC §46611)** – Allows two or more districts to enter into an agreement for the transfer of one or more students for a period of up to five years. New agreements may be entered into for additional periods of up to five years each. The agreement must specify the terms and conditions under which transfers are permitted. There are no statutory limitations on the kinds of terms and conditions districts are allowed to place on transfers.
45. **Appeal to County Board of Education (EC 46601)** – Whenever the District denies a transfer request, whether into or out of the District, Education Services Division will notify the parent or guardian filing the request of the right to appeal the District’s decision to the County Board of Education under Education Code Section 46601. Education Services Division shall provide the parent or guardian with the information specified in that section of the Education Code.
46. **Residency Requirements for School Attendance(EC 4890(h))**- Proof of residency within the district is required at the time of registration. If you own or rent your home one of the following items must be presented as proof of residence: Deed of Trust, Grant Deed, property tax bill, mortgage statement, escrow letter, tax assessment card, current lease or rental agreement. **In addition** one of the following documents in the parent guardian’s name must also be presented to complete the residency requirement: Current P.G.& E bill, utility service contract (or statement/payment receipt), pay stub, W-2 form, voter registration, or correspondence from a government agency.
47. **Parent Employment in Lieu of Residency (also known as "Allen Bill Transfers") (EC §48204(f))** - An elementary school student may be deemed a resident of a district in which one or both of the student’s parents are employed. Parents may request a specific school; however, school designation will be determined by space availability.

48. **Children in Homeless Situations** – Each local district shall appoint a liaison for homeless children who shall ensure the dissemination of public notice of the educational rights of students in homeless situations.
49. **Students with Disabilities - Section 504 of the Rehabilitation Act of 1973 (Board Policy 6420)** - A student who has a physical or mental impairment that substantially limits one or more major life activities is eligible for modifications of the learning environment. Additional information is available at your school office or the Education Services Department.
50. **Comprehensive School Safety Plan (EC§32280 et seq.)** – Each school is required to report on the status of its school safety plan, including a description of its key elements, in the annual School Accountability Report Card (SARC). The planning committee is required to hold a public meeting to allow members of the public the opportunity to express an opinion about the school plan. The planning committee shall notify specified persons and entities in writing.
51. **School Accountability Report Card (EC §35256)** – Districts are to make a concerted effort to notify parents of the purpose of school accountability report cards, and ensure that all parents receive a copy. Please see district and school websites.
52. **Accreditation (EC §35178.4)** - Berryessa Union School District’s Board will notify community in a regular meeting whether a district school choosing to be accredited by Western Association of Schools and Colleges loses its accreditation status. If accreditation is lost, the district will notice each parent/guardian of that school’s status, in writing, and note potential consequences of loss of status.
53. **Sun Protective Clothing (EC §3183.5)** – Each school site shall allow for outdoor use during the school day, articles of sun-protective clothing, including, but not limited to, hats. Each school site may set policy related to the type of clothing, including but not limited to: subdivision (a) Specific clothing and hats determined by the school district or school site to be gang-related or inappropriate apparel may be prohibited by the dress code policy. (See specific elementary/ middle school handbook dress code-‘Sun Protective Clothing—With a doctor’s recommendation, students may wear articles of sun protective clothing while outdoors, including hats, for protection against sunlight. To provide a minimum amount of protection, any hat must have at least a 3-inch wide brim around the circumference of the head. Any article of sun protective clothing must still be compliant with the school dress code.’
54. **Pesticide Spraying Requirement (EC §48980.3)**– Requires district maintenance and operations division to include information regarding pesticide products applied at school facilities as specified in EC §176121(a). Mandates a 72 hour timeline for notification for specific types of pesticides used in spraying.
55. **Asbestos (40 CFR 763.93)** – The district has a plan for eliminating health risks that are created by the presence of asbestos in school buildings. It may be reviewed at the district office.
56. **Minimum Day/Student Free Day Notification (EC §48980(c))**– Parents/Guardians will be advised regarding minimum day and student free day schedules for staff development as early as possible but no later than one month before scheduled minimum or student free day(s).
57. **California School Information Services Participation Privacy and Confidentiality Procedures for State Reporting and Student Records Transfer** – Berryessa Union School District is participating with the California School Information Services (CSIS/FCMAT) Program in the electronic transfer of student data for state reporting to the California Department of Education and to districts an/or public post secondary institutions to which the student is transferring or applying for admission. All data maintained by the CSIS/FCMAT Program is in compliance with federal and state privacy and confidentiality requirements. The benefits of participation to the student and parent are that student records can be transferred promptly, and that information about student assessment and academic placement will be available at the time of transfer. Schools and districts will benefit from the streamlining and reduction of required state reporting. Parents have the right to inspect student information maintained by the CSIS Program. Send written request to Education Services Department.
58. **Williams Act Parent Complaint Rights (EC 35186)** – 1. There should be sufficient textbooks and instructional materials. That means each pupil, including English learners, must have a textbook or instructional materials, or both, to use in the class and to take home to complete required homework assignments. 2. School facilities must be clean, safe, and maintained in good repair. 3. There should be no teacher vacancies or misassignment. Misassignment means the placement of a certificated employee in a teaching or services position for which the employee does not hold a legally recognized certificate or credential. A complaint form may be obtained at the school office, district office or downloaded from the district’s website at (www.berryessa.k12.ca.us). You may also download a copy of the California Department of Education complaint form from the following website: <http://www.cde.ca.gov/eo/ce/wc/index.asp>.
59. **HIV/AIDS Education (EC 51938 & 48908(a))** – A parent or guardian of a pupil has the right to excuse their child from all or part of comprehensive sexual health education, HIV/AIDS prevention education. HIV/AIDS prevention education are available for inspection. Parent or guardian may request in writing that his or her child not receive comprehensive sexual health education or HIV/AIDS prevention education.
60. **Student Use of Technology (EC 48980 (h), 51870.5 & Board Policy 6168)** – The Board intends that the Internet and other on-line resources provided by the district be used to support the instructional program and enhance student learning.
61. **Investing for College (EC 48980(d))** – Investing for future college or university education for your children is important. Some appropriate investment options including, but are not limited to, United States Savings Bonds.
62. **Oral Health Assessment (EC 49452.8 (a))** A pupil, while enrolled in kindergarten in a public school, or while enrolled in first grade in a public school if the pupil was not previously enrolled in kindergarten in a public school, no later than May 31 of the school year, shall present proof of having received an oral **health** assessment by a licensed dentist, or other licensed or registered dental **health** professional operating within his or her scope of practice, that was performed no earlier than 12 months prior to the date of the initial enrollment of the pupil.
63. **Persistently Dangerous Schools or Victim of Violent criminal offense CCR 11992** - If while on school grounds a student becomes a victim of a violent criminal offense, as defined by the State Board of Education, or attends a school designated by the California Department of Education as persistently dangerous, he/she shall be provided an option to transfer to another district school or charter school. (20 USC 7912; 5 CCR 11992) **Board Policy 5118**



Pathway to the Future

Berryessa Union School District

2018—2019 Uniform Complaint Procedures (UCP)

Annual Notice

The Berryessa Union School District annually notifies its students, employees, parents or guardians of its students, the district advisory committee, school advisory committees, appropriate private school officials, and other interested parties of the Uniform Complaint Procedures (UCP) process.

The Berryessa Union School District is primarily responsible for compliance with federal and state laws and regulations, including those related to unlawful discrimination, harassment, intimidation or bullying against any protected group, and all programs and activities that are subject to the UCP.

Programs and Activities subject to the UCP:

- Adult Education
- After School Education and Safety
- Agricultural Career Technical Education
- American Indian Education Centers and Early Childhood Education Program Assessments
- Bilingual Education
- California Peer Assistance and Review Programs for Teachers
- Career Technical and Technical Education; Career Technical; Technical Training (State)
- Career Technical Education (Federal)
- Child Care and Development
- Child Nutrition
- Compensatory Education
- Consolidated Categorical Aid
- Course Periods without Educational Content
- Economic Impact Aid
- Education Of Pupils In Foster Care, Pupils Who Are Homeless, Former Juvenile Court Pupils Now Enrolled In A School District, and Pupils Of Military Families
- Every Student Succeeds Act / No Child Left Behind (Titles I–VII)
- Local Control and Accountability Plans (LCAP)
- Migrant Education
- Physical Education Instructional Minutes
- Pupil Fees
- Reasonable Accommodations to a Lactating Pupil
- Regional Occupational Centers and Programs
- School Safety Plans
- Special Education
- State Preschool
- Tobacco-Use Prevention Education

Pupil Fees

A pupil fee includes, but is not limited to, all of the following: A fee charged to a pupil as a condition for registering for school or classes, or as a condition for participation in a class or an extracurricular activity, regardless of whether the class or activity is elective or compulsory, or is for credit.

A security deposit, or other payment, that a pupil is required to make to obtain a lock, locker, book, class apparatus, musical instrument, clothes, or other materials or equipment.

A purchase that a pupil is required to make to obtain materials, supplies, equipment, or clothes associated with an educational activity.

A pupil fees complaint may be filed with the principal of a school or our superintendent or his or her designee. A pupil fees and/or an LCAP complaint may be filed anonymously, however, the complainant must provide evidence or information leading to evidence to support the complaint.

A pupil enrolled in a school in our district shall not be required to pay a pupil fee for participation in an educational activity.

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

Additional Information

We shall post a standardized notice of the educational rights of pupils in foster care, pupils who are homeless, former juvenile court pupils now enrolled in a school district, and pupils in military families as specified in *Education Code* Sections 48645.7, 48853, 48853.5, 49069.5, 51225.1, and 51225.2. This notice shall include complaint process information, as applicable.

Contact Information

The staff member, position, or unit responsible to receive UCP complaints in our agency is:

Name or title: Director of Student Services

Unit or office: Student Services Department

Address: 1376 Piedmont Road, San Jose, CA 95132

Phone: 408-923-1800

Complaints will be investigated and a written report with a Decision will be sent to the complainant within sixty (60) days from the receipt of the complaint. This time period may be extended by written agreement of the complainant. The person responsible for investigating the complaint shall conduct and complete the investigation in accordance with our UCP policies and procedures.

The complainant has a right to appeal our Decision of complaints regarding specific programs and activities subject to the UCP, pupil fees and the LCAP to CDE by filing a written appeal within 15 days of receiving our Decision. The appeal must be accompanied by a copy of the originally-filed complaint and a copy of our Decision.

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

Copies of our Uniform Complaint Procedures process shall be available free of charge.



Pathway to the Future

Healthy Schools Act (AB 2260) Policy Statement and Annual Parent Notification Letter

In compliance with California State law, Berryessa Union School District will adhere to the **Healthy Schools Act (AB 2260: Ed. Code 17612m 48980 and 48980.3)** practice and procedures to minimize pesticide/herbicides exposure to children, staff, and community will be emplaced in all district schools.

Pests

It is the practice of this school district to control pests in the school environment. Pests such as cockroaches, fleas, fire ants, stinging wasps, termites and rodents are annoying and can disrupt the learning environment in schools. Pests are known to bite, sting, or transmit diseases and may also cause allergic responses.

Pesticides/Herbicides

It is the practice of this school district to reduce exposure to pesticides and herbicides in the school environment. When pesticides or herbicides are used to control pests and weeds in schools, there is potential for human exposure. Excessive exposure may result in pesticide/herbicides poisoning or allergic responses in sensitive individuals. Children may be more susceptible to pesticides than adults due to their smaller size and rapid growth and development.

AB 2260, the Healthy Schools Act of 2000

- Non-chemical prevention of pest and weed populations is always preferred using such methods as sanitation, exclusion, and cultural practices.
- The selection and use of the least hazardous methods and materials effective for the control of targeted pests and weeds will be implemented.
- Application of pesticides will only be used “as needed” to correct verified problems.
- All parents and staff will be notified annually in writing of the anticipated pesticide/herbicide products and applications to be regularly used throughout the school year.
- A notice will be sent home with your child at least 72 hours prior to a pesticide application.
- Warning signs will be posted at all entrances to the School property twenty-four hours prior to regular pesticide/herbicide applications and will remain posted for seventy-two hours after the application.
- Active ingredients of all pesticides used by the School District and/or copies of AB 2260 may be obtained by written request to the Director of MOT, Miguel Cruz at the Berryessa Union School District, 1376 Piedmont Road, San Jose, CA 95132 or by contacting the California Department of Pesticide Regulation website, www.cdpr.ca.gov.
- In the event of an “emergency application of a pesticide to control a specific and documented problem, signs will be posted immediately and remain posted for seventy-two hours following the application procedure.

Success

The success of a the **Healthy Schools Act (AB 2260)** in schools is dependent upon:

- The full cooperation of administrators, faculty, maintenance/custodial staff, parents, students and the community.
- The establishment of a District-wide coordinator and advisory committee.
- School-based safety committees that shall include pest management and pesticide policies and procedures as part of their agenda.
- Each school designating a staff member to coordinate the Healthy Schools Act and ensuring the maintenance of pest management records.

The Berryessa Union School District invites questions, concerns and suggestions from our parents, community, students and staff. All comments addressing the above noted practice should be addressed to Maintenance and Operations Dept. at (408) 923-1892, Berryessa Union School District, 945 Piedmont Rd. San Jose, CA 95132.

BOARD OF TRUSTEES

Thelma Boac

Richard Claspill

David Cohen

Hugo Jiménez

Khoa Nguyen

Healthy Schools Act (AB 2260)

Notice to all students, parents/guardians and employees of the Berryessa Union School District:

Assembly Bill 2260 went into effect on January 1, 2001. This legislation enacted **Education Code Sections 17608 et seq.** which require, among other things, that school districts notify parents and staff about the use of pesticides at school. The purpose of this legislation is to reduce exposure to toxic pesticides through information and application of an integrated pest management system at schools. Towards this end, and pursuant to the requirements of this legislation, please be advised of the following:

The Berryessa Union School District expects to use of the following pesticides at its campuses during the 2016-2017 school year:

Berryessa Union School District Healthy Schools Act: List of Pesticides

NAME OF PESTICIDE	ACTIVE INGREDIENT(S)
Roundup-Pro (Herbicide)	Glyphosate
Maxforce G (Insect Bait)	Hydramethylnon
Wasp Freeze (Insecticide-aerosol)	Allethrin + Phonothrin
Turflon Ester (Turf Herbicide)	Triclopyr
Avert (Roach Bait)	Abamectin
Drione(Insecticide)	Pyrethrins
Advance 375A (Granular Ant Bait)	Abamectin
Dimension (Herbicide)	Dithiopyr
Contract Bait Blocks (Rodenticide)	Bromadiolone
Suspend (Insecticide)	Deltamethrin
Onslaught (Insecticide)	Benzeneacetate
Advion Ant Gel (Insecticide)	Indoxacarb

Parents/guardians of the Berryessa Union School District can register with the districts designee to receive notifications of individual pesticide applications by calling (408) 923-1892. Persons who register for this notification shall be notified at least seventy-two (72) hours prior to the application, except in emergencies, and will be provided the name and active ingredient(s) of the pesticide as well as the intended date of application.

You can find more information regarding these pesticides and pesticide use reduction at the Department of Pesticide Regulation's Web site at <http://www.cdpr.ca.gov>.

BOARD OF TRUSTEES

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Pathway to the Future

Annual Parent Notification

California Assessment of Student Performance and Progress (CAASPP)

Signed into law on October 2, 2013, Assembly Bill 484 launched a new student testing system for California's schools, now called the California Assessment of Student Performance and Progress (CAASPP). The CAASPP system is based on the State's new California Common Core State Standards (CA CCSS) for English Language Arts (ELA) and mathematics, adopted by the State Board of Education in 2010. This new system replaces the Standardized Testing and Reporting (STAR) Program that was based on 1997 standards. The primary goal of the new statewide testing program is to better prepare all students for college and careers in the twenty first century. Computer-based assessments, developed through the Smarter Balanced Assessment Consortium, form the cornerstone for CAASPP. All 3rd through 8th grade students take the new exams. For our severely disabled students, an alternative exam is available.

Additional State Testing

All 5th and 7th graders take the Physical Fitness test in early spring, which assesses student physical wellness.

The English proficiency of all English Language Learners (ELLs) is assessed using English Language Proficiency Assessments for California, the ELPAC. Initial ELPAC Assessments are administered, if possible, during July and August, with any remaining Initial ELPAC Assessment being administered during the first two months of school. The Summative Assessment will be administered to English Learners during a four-month window (February 1 – May 31).

California Education Code states that parents/guardians can submit a written request to the principal of their student's school if they do not wish to have their student take any or all parts of the State's CAASPP tests, as well as Physical Fitness and ELPAC. Berryessa teachers and schools support students to do well on the tests and help them learn test-taking skills that will enable them to be successful throughout their school career and beyond. We encourage parents to contact their child's teacher or principal with any concerns they may have about any of these tests before they request that their student be excluded from taking the test(s).

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California state law, the California Healthy Youth Act, requires that comprehensive sexual health education and HIV prevention education be provided to students at least once in middle school or junior high school, starting in grade 7.

Instruction must encourage students to communicate with parents, guardians or other trusted adults about human sexuality. Instruction must be medically accurate, age-appropriate and inclusive of all students. It must include the following:

- Information about HIV and other sexually transmitted infections (STIs), including transmission, FDA approved methods to prevent HIV and STIs, and treatment
- Information that abstinence is the only certain way to prevent unintended pregnancy and HIV and other STIs, and information about value of delaying sexual activity
- Discussion about social views of HIV and AIDS
- Information about accessing resources for sexual and reproductive health care
- Information about pregnancy, including FDA approved prevention methods, pregnancy outcomes, prenatal care, and the newborn safe surrender law
- Information about sexual orientation and gender, including the harm of negative gender stereotypes
- Information about healthy relationships and avoiding unhealthy behaviors and situations

You can examine instructional materials at the Berryessa Union School District office. If you have questions, please see the teacher or principal. You may request a copy of the California Healthy Youth Act (California Education Code Sections 51930-51939) by contacting Education Services at the district office.

This instruction will be provided by your child's seventh grade teacher.

State law allows you to remove your student from this instruction. If you do not want your student to participate in comprehensive sexual health or HIV prevention education, please give a written request to the school's principal.

What Does CHDP Offer?

The CHDP program helps to prevent or find health problems through regular, no cost, health check-ups. A check-up includes:

- Health and developmental history
- Physical exam
- Needed shots
- Oral health screening and routine referral to a dentist starting by age 1
- Nutrition screening
- Behavioral screening
- Vision screening
- Hearing screening
- Health information
- Lab tests, which may include: anemia, lead, tuberculosis, and other problems, as needed
- Referral to Women, Infants, and Children (WIC) program for children up to age 5

Other Services

If further health services are needed, we will help you find them, including:

- Dentists that accept Denti-Cal for the care of your child's teeth
- Medical specialists, as needed
- Mental and behavioral health services, as needed

Diagnosis and treatment can be paid for as long as your child has Medi-Cal.

Information

For more information about CHDP, transportation options, or for help setting up an appointment, contact your local CHDP office.

You can find your local CHDP office by visiting the California Department of Health Care Services website at: www.dhcs.ca.gov/services/chdp

Regular health check-ups keep your child healthy.

Health check-ups can also find and treat problems before they become serious.



Edmund G. Brown, Jr.
Governor, State of California

English

Child Health and Disability Prevention (CHDP) Program

Medical and Dental Health Check-Ups



FREE

For Babies, Children, and Youth
Under age 21 with Full Scope Medi-Cal or
Under Age 19 with Low Family Income.
No Documentation Required

Why Get Health Check-Ups?

Health check-ups are important for all children and youth. Health check-ups are a time to:

- Find and address medical, dental, mental, and behavioral health problems
- Get needed shots
- Ask your doctor questions

Health check-ups can also be used for foster care, sports, camp, or school entry, as needed.

Babies and Toddlers Birth Through 3 Years

Regular check-ups can keep your baby happy and healthy. You can find out about your baby's growth, weight, and health, and needed shots are given. At 1 year and 2 years, your baby should be tested for lead. A test for anemia is also given. Your child should see a dentist at least once a year starting by age 1.



Dental

Please contact your local CHDP office for assistance to find a Dentist who accepts Denti-Cal. CHDP may also assist with appointment scheduling and transportation if necessary.

School Children 4 Through 12 Years

It is important to make sure your child is healthy and ready for school. State laws require children to be up to date on their shots and get a health check-up.

School children will also get vision and hearing screenings. If your child has not had a lead test before, he/she should have one by age 6 or before. Your child should see a dentist at least once a year.



Vision & Hearing

The local CHDP office can provide assistance to obtain vision and hearing services if medically necessary.

Who is Eligible?

Children and youth up to age 21 who are eligible for Medi-Cal. Children and youth under age 19 with family incomes less than or equal to 200% Federal Income Guidelines are also eligible. Proof of residence and income is not required.

Teens and Young Adults 13 Through 20 Years

Teens need health check-ups too! This is a chance to make sure your teen is growing and developing well. It is also a time for you or your teen to ask the doctor any questions. Extra health check-ups can be given for sports and camp physicals. Your child should see a dentist at least once a year.



Mental Health, Autism and Behavioral Services

Contact the local CHDP office for assistance to access these services.

Immunization Services in Santa Clara County

Santa Clara County
**PUBLIC
HEALTH**

Immunization Education
and Planning Program

SCHOOL HEALTH CENTERS

- **Franklin McKinley School Center**
645 Wool Creek Dr., San Jose, CA 95112
1.408.283.6051
- **Gilroy Neighborhood Health Clinic**
7861 Murray Avenue, Gilroy CA 95020
1.408.842.1017
- **Overfelt Neighborhood Health Clinic**
1835 Cunningham Ave., San Jose, CA 95122
1.408.347.5988
- **San Jose High Neighborhood Health Clinic**
1149 Julian St., Bldg. H, San Jose, CA 95116
1.408.535-6001
- **Washington Neighborhood Health Clinic**
100 Oak St., San Jose, CA 95110 1.408.295.0980

MAYVIEW COMMUNITY HEALTH CENTERS

- **Mayview Community Health Center**
270 Grant Ave., Palo Alto, CA 94306
1.650.327.8717
- **Mayview Community Health Center**
900 Miramonte Ave. 2nd floor, Mtn. View, CA
94040 1.650.965-3323
- **Mayview Community Health Center**
785 Morse Ave., Sunnyvale, CA 94085
1.408.746.0455

PLANNED PARENTHOOD CLINICS

Call center for all Planned Parenthood clinics:
1.877.855.7526

- **Planned Parenthood, Blossom Hill**
5440 Thornwood Dr., #G, San Jose, CA
95123
- **Planned Parenthood, Mountain View**
225 San Antonio Rd., Mtn. View, CA 94040
- **Planned Parenthood, San Jose Rose Garden**
1691 The Alameda, San Jose, CA 95126
- **Mar Monte Community Clinic**
2470 Alvin Ave., #60, San Jose, CA 95121

GARDNER FAMILY HEALTH NETWORK

- **Alviso Health Center**
1621 Gold St., Alviso, CA 95002 1.408.935.3949
- **CompreCare Health Center**
3030 Alum Rock Ave., San Jose, CA 95127
1.408.272.6300
- **Gardner Health Center**
195 E. Virginia St., San Jose, CA 95112
1.408.998.8815
- **Gardner South County Health Center**
7526 Monterey St., Gilroy, CA 95020
1.408.848.9400
- **St. James Health Center**
55 E. Julian St., San Jose, CA 95112
1.408.918.2600
- **Gardner Downtown Health Center**
725 E. Santa Clara St., #10, San Jose, CA 95112
1.408.794.0500

COMMUNITY CLINICS/HEALTH CENTERS

- **Asian Americans for Community Involvement**
2400 Moorpark Ave., #319, San Jose, CA 95128
1.408.975.2763
- **Foothill Community Health Center, Gilroy Clinic**
9460 No Name Uno, Suite 110, Gilroy CA 95020
1.408.729.9700
- **Foothill Community Health Center, Family Clinic**
1066 South White Rd., #170, San Jose, CA 95127
1.408.729.9700
- **Foothill Community Health Center, Montpelier Clinic**
2380 Montpelier Dr., #200, San Jose, CA 95116
1.408.254.1800
- **Foothill Community Health Center, Story Clinic**
2880 Story Rd., San Jose, CA 95127
1.408.729-9700
- **Indian Health Center, Meridian**
1333 Meridian Ave., San Jose, CA 95125
1.408.445.3400
- **Indian Health Center, SilverCreek**
1642 E Capitol Expy., San Jose, CA 95121
1.408.445.3400 x200

To see if your child is eligible for free or low cost children's health insurance, please call:

- **Children's Health Initiative**
1.888.244.5222
- **Child Health & Disability Prevention Program**
1.408.937.2250
- **Medi-Cal Eligibility**
1.877.962.3633
- **Santa Clara Valley Health & Hospital System
ValleyConnection**
1.888.334.1000

The Governing Board is committed to the success of all students and believes that every school site should be a safe and welcoming place for all students and their families irrespective of their citizenship or immigration status. Berryessa Union School District Board Policy 5145.13

YOU HAVE RIGHTS

You have rights under the U.S. Constitution and other laws

All people in the U.S., whether citizen or non-citizen, have certain rights under the U.S. Constitution and other laws.



You have the right to refuse consent for immigration or the police to search yourself, your car or your home.

You have the right to speak to an attorney before answering any questions. You may say, "I will remain silent until I speak to an attorney."

I will remain silent until I speak to an attorney.



I have the right to remain silent



You have the right to remain silent. If you want to exercise that right, you should say it out loud.



You do not have to sign anything that you do not understand.

If you are not a U.S. citizen, you have the right to call the consulate of your home country. Immigration and police must let your consulate visit or speak with you.



You have the right to a copy of all your immigration papers.





Pathway to the Future

BERRYESSA UNION SCHOOL DISTRICT
Student Wellness Policy Points for District Schools, Parents & Teachers
(Student Wellness Policy Administrative Regulations 5030, April 15, 2015)

Fundraisers:

- To support the district's nutrition promotion efforts, school fundraising activities held on campus during the school day will not involve food or will use only foods that meet state and federal child nutrition regulations. (A list of compliant foods can be found on the district Child Nutrition Services webpage, or at the link below)
- Students may receive *compliant* foods and/or beverages from order forms or when redeeming purchased vouchers. If the foods and/or beverages are *noncompliant*, students must collect the foods and/or beverages off school campus or ½ hour after the end of the school day if on school campus.

Classroom Celebrations and Rewards:

- Class parties or celebrations that involve food shall be held after the lunch period and shall be limited to no more than one party per class per month.
- Parents are encouraged to offer healthy food and beverage choices for celebrations. Foods should be commercially purchased and devoid of common allergens, e.g., peanuts, to minimize the risk of food-borne illness and allergic reactions.
- Schools shall not use foods or beverages of minimal nutritive value as rewards.

School Meals:

- To help protect against foodborne illness, students and staff shall be prohibited from taking school meals off campus to eat, unless it is during a district-approved field trip, as set forth by Board Policy 3550.

* The Student Wellness Policy 5030 and Administrative Regulations can be viewed on the Child Nutrition Services webpage, which is accessed through the BUSD webpage, or directly at:

<http://www.schoolnutritionandfitness.com/index.php?page=wellnesspolicy&sid=1903132300206951>

STUDENT USE OF TECHNOLOGY

**ACCEPTABLE USE AGREEMENT
AND RELEASE OF DISTRICT FROM LIABILITY (STUDENTS)**

The Berryessa Union School District authorizes students to use technology owned or otherwise provided by the district as necessary for instructional purposes. The use of district technology is a privilege permitted at the district's discretion and is subject to the conditions and restrictions set forth in applicable Board policies, administrative regulations, and this Acceptable Use Agreement. The district reserves the right to suspend access at any time, without notice, for any reason.

The district expects all students to use technology responsibly in order to avoid potential problems and liability. The district may place reasonable restrictions on the sites, material, and/or information that students may access through the system.

Each student who is authorized to use district technology and his/her parent/guardian shall sign this Acceptable Use Agreement as an indication that they have read and understand the agreement.

Definitions

District technology includes, but is not limited to, computers, the district's computer network including servers and wireless computer networking technology (wi-fi), the Internet, email, USB drives, wireless access points (routers), tablet computers, smartphones and smart devices, telephones, cellular telephones, personal digital assistants, pagers, MP3 players, wearable technology, any wireless communication device including emergency radios, and/or future technological innovations, whether accessed on or off site or through district-owned or personally owned equipment or devices.

Student Obligations and Responsibilities

Students are expected to use district technology safely, responsibly, and for educational purposes only. The student in whose name district technology is issued is responsible for its proper use at all times. Students shall not share their assigned online services account information, passwords, or other information used for identification and authorization purposes, and shall use the system only under the account to which they have been assigned.

Students are prohibited from using district technology for improper purposes, including, but not limited to, use of district technology to:

1. Access, post, display, or otherwise use material that is discriminatory, libelous, defamatory, obscene, sexually explicit, or disruptive
2. Bully, harass, intimidate, or threaten other students, staff, or other individuals ("cyberbullying")

STUDENT USE OF TECHNOLOGY (continued)

3. Disclose, use, or disseminate personal identification information (such as name, address, telephone number, Social Security number, or other personal information) of another student, staff member, or other person with the intent to threaten, intimidate, harass, or ridicule that person
4. Infringe on copyright, license, trademark, patent, or other intellectual property rights
5. Intentionally disrupt or harm district technology or other district operations (such as destroying district equipment, placing a virus on district computers, adding or removing a computer program without permission from a teacher or other district personnel, changing settings on shared computers)
6. Install unauthorized software
7. "Hack" into the system to manipulate data of the district or other users
8. Engage in or promote any practice that is unethical or violates any law or Board policy, administrative regulation, or district practice

Privacy

Since the use of district technology is intended for educational purposes, students shall not have any expectation of privacy in any use of district technology.

The district reserves the right to monitor and record all use of district technology, including, but not limited to, access to the Internet or social media, communications sent or received from district technology, or other uses. Such monitoring/recording may occur at any time without prior notice for any legal purposes including, but not limited to, record retention and distribution and/or investigation of improper, illegal, or prohibited activity. Students should be aware that, in most instances, their use of district technology (such as web searches and emails) cannot be erased or deleted.

All passwords created for or used on any district technology are the sole property of the district. The creation or use of a password by a student on district technology does not create a reasonable expectation of privacy.

Personally Owned Devices

If a student uses a personally owned device to access district technology, he/she shall abide by all applicable Board policies, administrative regulations, and this Acceptable Use Agreement. Any such use of a personally owned device may subject the contents of the device and any communications sent or received on the device to disclosure pursuant to a lawful subpoena or public records request.

Reporting

If a student becomes aware of any security problem (such as any compromise of the confidentiality of any login or account information) or misuse of district technology, he/she shall immediately report such information to the teacher or other district personnel.

STUDENT USE OF TECHNOLOGY (continued)

Consequences for Violation

Violations of the law, Board policy, or this agreement may result in revocation of a student's access to district technology and/or discipline, up to and including suspension or expulsion. In addition, violations of the law, Board policy, or this agreement may be reported to law enforcement agencies as appropriate.

Student Acknowledgment

I have received, read, understand, and agree to abide by this Acceptable Use Agreement and other applicable laws and district policies and regulations governing the use of district technology. I understand that there is no expectation of privacy when using district technology. I further understand that any violation may result in loss of user privileges, disciplinary action, and/or appropriate legal action.

Name: _____ Grade: _____
(Please print)

School: _____

Signature: _____ Date: _____

Parent or Legal Guardian Acknowledgment

If the student is under 18 years of age, a parent/guardian must also read and sign the agreement.

As the parent/guardian of the above-named student, I have read, understand, and agree that my child shall comply with the terms of the Acceptable Use Agreement. By signing this Agreement, I give permission for my child to use district technology and/or to access the school's computer network and the Internet. I understand that, despite the district's best efforts, it is impossible for the school to restrict access to all offensive and controversial materials. I agree to release from liability, indemnify, and hold harmless the school, district, and district personnel against all claims, damages, and costs that may result from my child's use of district technology or the failure of any technology protection measures used by the district. Further, I accept full responsibility for supervision of my child's use of his/her access account if and when such access is not in the school setting.

Name: _____ Date: _____
(Please print)

Signature: _____

Exhibit
version:

BERRYESSA UNION SCHOOL DISTRICT
San Jose, California



Dear Parent/Guardian:

As part of the accountability requirements under the Every Student Succeeds Act (ESSA), the U.S. Department of Education is requiring that school districts identify students who are Armed Forces Family Members. These students will be part of a new accountability subgroup.

The Armed Forces Family Member information will be collected on a yearly basis.

What is the definition of an “Armed Forces Family Member”?

A student is considered to be an Armed Forces Family Member if at least one parent is an Armed Forces member, on active duty or serves on full-time National Guard duty. The terms “armed forces,” “active duty,” and “full-time National Guard duty” as defined by Sections 101(a)(4), 101(d)(1), and 101(d)(5) of the United States Code are:

- 101(a) (4) – The term “armed forces” means the Army, Navy, Air Force, Marine Corps, and Coast Guard.
- 101(d) (1) – The term “active duty” means full-time duty in the active military service of the United States. Such term includes full-time training duty, annual training duty, and attendance, while in the active military service, at a school designated as a service school by law or by the Secretary of the military department concerned. Such term does not include full-time National Guard duty.
- 101 (d) (5) – The term “full-time National Guard duty” means training or other duty, other than inactive duty, performed by a member of the Army National Guard of the United States or the Air National Guard of the United States in the member's status as a member of the National Guard of a State or territory, the Commonwealth of Puerto Rico, or the District of Columbia under Section 316, 502, 503, 504, or 505 of Title 32 of the United States Code, for which the member is entitled to pay from the United States or for which the member has waived pay from the United States.

Please complete this form and return it to your child’s school office

Student First Name: _____ **Last Name:** _____ **ID#** _____

School: _____ **Grade:** _____ **Birthdate:** _____

Student Military Identifier number: _____

United States Armed Forces Information: (Required annually by U.S. Department of Education)

Is either parent/guardian on Active Duty in the Armed Forces?

(Air Force, Army, Coast Guard, Marines, Navy or member of any reserve forces) **NO** _____ **YES** _____

******If yes, please provide parent/guardian name:** _____ **and relationship to student** _____.

(If both parents/guardians are on active duty, please complete a form for each parent. Additional forms are available in school offices or online at www.berryessa.k12.ca.us/OUR-DISTRICT/Education-Services/Enrollment-Process/index.html.)

If yes, please indicate which service:

- Air Force Air Force Reserve Air National Guard Army Army Reserve Army National Guard
- Coast Guard Coast Guard Reserve Marine Corps Marine Corps Reserve Navy Navy Reserve

If active duty, please indicate the date duty began: Month _____ **Year** _____

Current status: Active Duty, deployed Active duty, not deployed Discharged Inactive

Injured Killed in action Retired Student Military Identifier only Transitioning out of active duty

FORM C - SIGN AND RETURN TO SCHOOL