



# YOSEMITE UNIFIED SCHOOL DISTRICT

Bill McCabe, Superintendent

## NOTICE OF PARENTAL RIGHTS AND RESPONSIBILITIES

As a parent or legal guardian of a child in a public school, you have certain rights and responsibilities and you are entitled to be made aware of certain information. We, the Yosemite Unified School District (the "District"), and every other school district in the state of California is required to provide you with notice of those rights and responsibilities every school year. The following is our District's annual notice to you of your rights and responsibilities.

### **Health and Disability Issues**

1. **Immunization for Communicable Disease.** If your child is entering our District, he or she must be immunized against:
  - diphtheria;
  - tetanus;
  - pertussis (unless your child is already 7 years old);
  - poliomyelitis;
  - rubella;
  - mumps (unless your child is already 7 years old);
  - measles;
  - hepatitis B (if your child started kindergarten after July 1, 1997); and
  - haemophilus influenzae type b (unless your child has already reached the age of 4 years and 6 months). (Health & Safety Code Section 120335)

Furthermore, if your child started kindergarten after July 1, 2000, he or she must receive the varicella (chicken pox) immunization. You must present a written immunization record of each required vaccine, including date and provider, at school entry.

If your child is entering 7<sup>th</sup> grade, you will need to provide proof that your child has received all 3 shots in the Hepatitis B series. Your child may be admitted with proof of having received the first shot in the three-shot Hepatitis B series, on condition that he or she receives the remaining two shots when due. A repeat DT and MMR may also be required.

If you file an affidavit with the District stating that immunization is contrary to your beliefs, your child will not be required to be immunized as a condition of admission to school. A student may apply for this exemption if he or she is an emancipated minor and, in that case, must file

the affidavit him or herself. Students exempted from immunization because of their beliefs may be temporarily excluded from their school or institution if there is good cause to believe they have been exposed to a “communicable disease”, as that term is defined in subdivision (a) of Section 120325 of the Health & Safety Code, until the local health officer is satisfied that they are no longer at risk of developing the disease. (Health & Safety Code Section 120335)

Additionally, your child may be exempted from this immunization requirement if his or her health may be adversely affected by immunization. To claim this exemption you must file a letter with the District from a licensed physician detailing the specific nature and probable duration of your child’s medical condition or circumstances that prevent safe immunization. (Health & Safety Code Section 120370)

If the District participates in an immunization program to prevent or control communicable diseases, your child will not participate unless you have provided specific written consent. (Education Code Section 49403)

2. **Administration of Medication at School.** A designated school employee may administer medication to your child at school if you make a written request to that effect and include written instructions from a physician with that request. (Education Code Section 49423)

3. **Exemption from Physical Examinations.** You can exempt your child from all physical examinations by making a written request that your child be exempted. Your child will be exempted only after the District receives the written request. However, if your child is exempted from physical examinations, he or she may be sent home if there is a good reason to believe that he or she is suffering from a recognized contagious or infectious disease. (Education Code Section 49451)

4. **Medical and Hospital Services for Pupils.** The District may provide medical or hospital service, or accident or liability insurance policies for student injuries occurring while in or on the District’s property. Your child will not be compelled to accept such service without your consent. If the student is emancipated or an adult then he or she will not be compelled to accept such service without his or her consent. (Education Code Section 49472)

5. **Continuing Medication.** If your child needs daily medication, you must inform the school nurse or other designated certificated employee of the medication, the current dosage, and the supervising physician. (Education Code Section 49480) If you consent, the school nurse may communicate with the designated physician or other school personnel regarding the effectiveness of the child’s medication.

6. **Pesticide Notification.** Enclosed with this notice is a notification of the name and active ingredients of all pesticide products expected to be applied at District schools during the upcoming year. You may register with the District if you wish to receive notification of individual pesticide applications at the school facility. (Education Code Section 17612) 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>.

7. **Asbestos Management Plan.** An updated management plan for asbestos-containing material in school buildings is available at the District Office upon request. (40 C.F.R 763.93)

8. **Disabled Pupils.** Your child will not be discriminated against on the basis of disability. Reasonable accommodation is available for disabled students if necessary. (Section 504 of the Rehabilitation Act of 1973.) Diane Hagood (559) 683-8801 ext. 360 is the Section 504 Coordinator for the District.

9. **Pupils With Temporary Disabilities - Individual Instruction.** Students with temporary disabilities, who cannot attend regular day classes, may receive individual instruction provided by the District. If you believe your child is such a student, please contact the District. (Education Code Section 48206.3)

10. **Pupils With Temporary Disabilities - Residency Requirements.** If your child has a temporary disability and is in a hospital or other health facility, excluding a state hospital, that is outside of the school district in which you reside, your child is deemed to have complied with the residency requirements for school attendance in the school district in which the hospital is located.

You have the primary responsibility to notify the school district in which the qualifying hospital is located that your child is in a qualifying hospital within that school district's boundaries. That school district has the obligation to determine whether your child qualifies for individual instruction while he or she is in the qualifying hospital. Your child should be provided with instruction no later than 5 working days after a determination is made that he or she qualifies for individual instruction. (Education Code Section 48207, 48208)

11. **Special Education for Handicapped Pupils, Child Find System; Policies and Procedures.** Any pupil with exceptional needs, who is qualified and eligible to receive educational and related services, shall receive such instruction or services or both, at no cost and in the least restrictive environment as required federally by the Individuals with Disabilities Education Act (IDEA). (Education Code Section 56040 et. seq.) You and your child may have certain rights and procedural safeguards under the IDEA and its state-law counterparts. If you believe that your child may qualify as a pupil with exceptional needs please review the copy of the IDEA procedural safeguards notice that is attached to this notice and contact our Special Education Director for the District:

Diane Hagood  
(559) 683-8801 ext. 360  
50200 Road 427  
Oakhurst, CA 93644

### **Student Attendance and Absence Issues**

12. **Attendance Options.** Enclosed with this notice is a list of the District's current statutory attendance options and local attendance options available on both an intra-district and inter-district basis, together with a description of each option, a description of the application procedure where forms are available and a description of the appeal procedure available, if any. (Education Code Section 48980 (j))

13. **Notice of Alternative Schools.** "California state law authorizes all school districts to provide for alternative schools. Section 58500 of the Education Code defines alternative school as a school or separate class group within a school which is operated in a manner designed to:

- (a) Maximize the opportunity for students to develop the positive values of self-reliance, initiative, kindness, spontaneity, resourcefulness, courage, creativity, responsibility, and joy.
- (b) Recognize that the best learning takes place when the student learns because of his desire to learn.
- (c) Maintain a learning situation maximizing student self-motivation and encouraging the student in his own time to follow his own interests. These interests may be conceived by him totally and independently or may result in whole or in part from a presentation by his teachers of choices of learning projects.
- (d) Maximize the opportunity for teachers, parents, and students to cooperatively develop the learning process and its subject matter. This opportunity shall be a continuous, permanent process.
- (e) Maximize the opportunity for the students, teachers, and parents to continuously react to the changing world, including but not limited to the community in which the school is located.

In the event any parent, pupil, 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."

14. **Absences Excused for Justifiable Reasons.** If you request in writing that your child be excused from school for justifiable personal reasons and if your written request is approved by the principal or designated representative, your child will be excused from school. A "justifiable personal reason" includes, but is not limited to:

- illness;
- quarantine;
- medical appointments;
- an appearance in court or jury duty;
- attendance at a funeral service (one day for a service conducted in California and three days, if the service is outside California);
- observance of a holiday or ceremony of his/her religion, attendance at religious retreats (up to four hours per semester); or
- an employment conference.

A pupil will also be excused from school when he or she is the custodial parent of a child who is ill or has a medical appointment during school hours.

No student may have his or her grade reduced or lose academic credit for any absences excused under Section 48205 of the Education Code, if missed assignments and tests can reasonably be provided and are satisfactorily completed within a reasonable period of time. A copy of Education Code section 48205 is attached for your reference.

15. **Absences for Obtaining Confidential Medical Services without Parental or Guardian Consent.** Please take note that school authorities may excuse any pupil from school for the purpose of obtaining confidential medical services without the consent of the pupil's parent or guardian. If your child is a pupil in the 7<sup>th</sup> through 12<sup>th</sup> grades he or she will also be notified that school authorities may excuse any pupil from school for the purpose of obtaining confidential medical services without the consent of the pupil's parent or guardian. (Education Code Section 46010.1)

16. **Absence for Religious Purposes.** Your child, with your written consent, may be excused from school to participate in religious exercises or receive moral or religious instruction for four or fewer days per month. However, even with your consent your child will not be so excused unless he or she attends school at least the minimum day for his or her grade. (Education Code Section 46014)

17. **Minimum Days and Pupil-Free Staff Development Days.** You will be informed of the District's schedule of minimum days and pupil-free staff development days. A copy of the District's school calendar showing minimum days and pupil-free staff development days is attached. If any more minimum days or pupil-free staff development days are scheduled following circulation of this notice, you will be notified as soon as possible, and in no event later than one month prior to the scheduled minimum day or pupil-free staff development day. (Education Code Section 48980 (c))

18. **Students Leaving School Grounds During Lunch.** The Governing Board of the District, pursuant to section 44808.5 of the Education Code, has decided to permit seniors enrolled at Yosemite High School to leave the school grounds during the lunch period. Neither the District nor any of its officers or employees will be liable for the conduct or safety of any pupil from the Yosemite High School who leaves school grounds during lunch period. (Education Code Section 44808.5)

### **Curricular and Instructional Issues**

19. **Availability of Prospectus.** The prospectus of school curriculum, which the District has prepared pursuant to Education Code section 49091.14, is available on the District website [www.yosemiteusd.com](http://www.yosemiteusd.com). If you request a copy of the prospectus, the District may charge you up to the amount it costs to make the copy.

20. **Sex Education or Family Life Education Courses.** You have the right to excuse your child from all or part of any comprehensive sexual health education, HIV/AIDS prevention education programs, and research on pupil health behaviors and risks. To do so, you must request in writing that your child not receive comprehensive sexual health education or HIV/AIDS prevention education. (Education Code Section 51938)

The District plans to conduct the following comprehensive sexual health education or HIV/AIDS prevention programs during this school year in elementary 5<sup>th</sup> grade, 8<sup>th</sup> grade, and High School 9<sup>th</sup> Grade Health.

The written and audio/visual educational materials to be used for the above instruction are available for your inspection.

As a parent, you also have the right to request a copy of Title 2, Division 4, Part 28, Chapter 5.6 of the Education Code which addresses the comprehensive sexual health programs and HIV/AIDS prevention education.

If the District plans to conduct anonymous, voluntary and confidential research and evaluation tests, questionnaires or surveys to measure 7<sup>th</sup> through 12<sup>th</sup> grade pupils' health behaviors and risks and if your child is in the 7<sup>th</sup> through 12<sup>th</sup> grades, the District will notify you, in writing, of the planned evaluations, questionnaires, or surveys prior to conducting the evaluation, questionnaire, or survey. Prior to the evaluation, questionnaire, or survey, the District will also provide you with an opportunity to review the materials to be used, and allow you to request in writing that your child not participate. (Education Code Section 51938)

If you request, in writing, that your child not participate in any of the above instruction or evaluation, your child will not participate, may not be subject to any disciplinary action, academic penalty, or other sanction, and must be provided with an alternative educational activity during the time instruction or evaluation is taking place. (Education Code Section 51939)

21. **Child Abuse Prevention Training Program.** You have the right to refuse to allow your child to participate in a child abuse primary prevention program. (Welfare & Instruction Code Section 18976.5)

22. **High School Exit Examination.** Beginning with the Class of 2006, and for each school year thereafter, each pupil completing the 12<sup>th</sup> grade will be required to successfully pass the high school exit examination administered pursuant to Chapter 8 (commencing with Section 60850) of Part 33 of the Education Code.

Please be aware that passing the high school exit examination is a condition of graduation. (Education Code Section 48980 (e) Section 60850(f) For further information about the high school exit examination in the District please contact:

Earlene Ward  
(559) 683-8801 ext. 338  
50200 Road 427  
Oakhurst, CA 93644.

Eligible students, meaning those students who have not met the California High School Exit Examination requirements, may receive particularized counseling and intensive instruction and services to assist them in meeting exit examination standards. Instruction and services may be available on Saturdays, evenings or at a time and location deemed appropriate by the District in order to meet the needs of eligible students. (Education Code section 37254)

23. **Pupils' Rights to Refrain from the Harmful or Destructive Use of Animals.** A pupil's moral objection to dissection or otherwise harming or destroying animals must be substantiated by a note from the pupil's parent or guardian. Each teacher whose instruction utilizes live or dead animals must also notify your child of his or her right to refrain from such activity. (Education Code Section 32255 et. seq.)

24. **Grant Program for Payment of Advanced Placement Examination Fees.** The State has established a grant program for the purpose of awarding grants to cover the costs of advanced placement examination fees. This program is administered by the State Department of Education. The District has applied to the State Department of Education to participate in this

grant program and any economically disadvantaged pupil who is enrolled in an advanced placement course may apply to the District staff for a grant. (Education Code Section 52244)

24.5 **Career Technical Education** Career Technical Education is a program of study that involves a multiyear sequence of courses that integrates core academic knowledge with technical and occupational knowledge to provide students with a pathway to post secondary education and careers. Students may make an appointment with their counselor to discuss Career Technical Education by contacting Head Counselor Greg Hill (559) 683-4667 ext. 302 50200 Road 427, Oakhurst, CA 93644; Stephanie Samuels (559) 683-4667 ext. 314; Brooke Shoemaker (559) 683-4667 ext. 318 and alternative education counselor Jennifer Mitchell (559) 683-8801 ext. 305. Information about Career Technical Education can also be obtained at the California Department of Education website, [www.cde.ca.gov/ci/ct/](http://www.cde.ca.gov/ci/ct/)

24.6 **College Admissions** College admission requirements will vary depending on the type of post secondary education being contemplated. In other words, there will be a difference in admission requirements between private colleges, community colleges, the California State University (“CSU”) system and the University of California (“UC”) system. Generally, however, most, if not all, post-secondary educational institutions will have minimum high school grade requirements and minimum entrance examination score standards.

Also, students must be sure to enroll in, and complete, the correct high school course work. For example, the CSU system requires a minimum of 15-unit pattern of courses for admission as a first-time freshman. Each unit is equal to a year of study in a subject area. A grade of C or higher is required for each course used to meet any subject requirement. Required subjects are:

History and Social Science	2 years
English	4 years
Math	3 years (4 years recommended)
Laboratory Science	2 years (3 years recommended for UC)
Foreign Language	2 years (3 years recommended for UC)
Visual and Performing Arts	1 year
College Preparatory Elective	1 year

Students may make an appointment with their counselor to discuss college admission requirements. Information about post secondary educational opportunities can also be obtained at [www.californiacolleges.edu](http://www.californiacolleges.edu).

### **Pupil Records**

25. **Pupil Records; Right to Access.** Parents of currently enrolled or former pupils have an absolute right to access to any and all pupil records related to their children that are maintained by school districts or private schools. (Education Code Section 49069) This right of access is transferred by operation of law from the parent to the student once he or she reaches age 18, unless: (1) a conservatorship has been established for the student, or (2) the adult student continues to be an eligible dependent of the parent under IRS regulations. (Education Code 49061(a), 49076(a)(5).

The following specific information related to your child's records is available from the District on request:

- the types of pupil records and information contained therein which are directly related to students and maintained by the District;
- the position of the official responsible for the maintenance of each type of record;
- the location of the log or record required to be maintained pursuant to Section 49064 of the Education Code;
- the criteria the District uses in defining "school officials and employees" and in determining "legitimate educational interest"—terms that are central to determining who has access to your child's pupil records;
- the policies of the institution for reviewing and expunging pupil records;
- the procedures for challenging the content of pupil records;
- the cost, if any, which you will be charged for reproducing copies of records; and
- Any other rights and requirements set forth in chapter 6.5 of Title 2, Division 4, Part 27 of the Education Code

You, as a parent or guardian, are also granted certain rights under the Family Educational Rights Privacy Act (FERPA) regarding the public disclosure of your child's student information. (A student over 18 years of age has the same rights with respect to his or her own student information) More specific information on those rights is available from the District upon request. Among those rights is the right to file a complaint with the U.S. Department of Education if you believe that the school has failed to meet the requirements of FERPA. Complaints should be filed with:

Family Policy Compliance Office  
U.S. Department of Education  
400 Maryland Ave., SW  
Washington, DC 20202-4605

26. **Disclosure of "Directory Information"**. Your child's personally identifiable information may be disclosed without your consent if the District has appropriately designated that information as "directory information," unless you have exercised your right to bar the District from releasing this information, as discussed below. The District will provide you with the categories of information which the District has designated as directory information, if you so request.

Federal law requires the District to provide directory information access to military recruiters equal to that which is provided to prospective employers and postsecondary educational institutions. This information is routinely requested and disclosed without your consent, unless you have exercised your right to opt out of public disclosure, as discussed below.

Parents wishing to exercise their right to prevent disclosure of their child's directory information in any form and to any party without written consent must notify the District in writing by September 1, 2008.

## **General Policies and Programs**

27. **Discrimination.** Your child will not be discriminated against on the basis of sex, ethnic group identification, race, national origin, religion, color, sexual orientation, mental or physical disability, or any basis for “hate crimes” as set forth in Penal Code Section 422.6(a). (Education Code Section 220; Title IX of the Education Amendments of 1972; 34 CFR 106.9) The District’s Title IX coordinator is:

Steve Raupp ext. 301  
(559) 683-4667  
50200 Road 427  
Oakhurst, CA 93644.

28. **District Rules Regarding Student Discipline.** The District maintains rules regarding the discipline of students that are available to you upon request. (Education Code Section 35291)

29. **Sexual Harassment.** The District's policy prohibiting sexual harassment is attached to this notice and is incorporated herein by this reference. (Education Code 231.5)

30. **Prohibition of Sexual Bias In Course of Study.** The District offers classes and courses to its pupils without regard to the sex of the student. The District also provides counseling in career, vocational or higher education opportunities without regard for the sex of the student counseled. The District will notify you of such counseling to provide you the opportunity to participate in the counseling sessions and decisions. (Education Code Section 221.5)

31. **Pupil Internet Access Policy.** This District provides pupils with access to internet and on-line services. Pupil access is governed by an Internet Access Policy, which is attached for your reference.

32. **Fingerprint Program.** The governing board of the District may offer a Fingerprint Program for all children enrolled in Kindergarten or newly enrolled in the District. You will be informed of the school’s fingerprinting program when you first enroll your child in the public schools. At that time, you must declare, in writing, whether or not you consent to the program. If you do consent, you must pay the applicable fee. (Education Code Section 32390)

33. **Duffy - Moscone Family Nutrition Education and Services Act.** Eligible students may receive meal supplementation while attending school. The District will provide pertinent details relating to student eligibility and availability of programs if you so request. (Education Code Section 49510, et. seq.)

34. **School Accountability Report Card.** The Governing Board of the District will annually issue a School Accountability Report Card for each school in the District. You will be provided with a copy upon request and they are available on the District web site @ [www.yosemiteusd.com](http://www.yosemiteusd.com) (Education Code Section 35256)

35. **Uniform Complaint Procedures.** The Board policies of the District contain Uniform Complaint Procedures which apply to all state and federal categorical programs requiring formal complaint procedures regarding alleged acts of discrimination on the basis of ethnic group identification, religion, age, sex, color, and physical or mental disability. A copy of the District’s UCP policy is attached for your reference.

**NOTIFICATION OF PLANNED PESTICIDE USE  
AND INDIVIDUAL APPLICATION REGISTRY**

Dear Parent or Guardian,

The Healthy Schools Act of 2000 requires all California school districts to notify parents and guardians of pesticides they expect to apply during the year. We intend to use the following pesticides in your school this year:

Name of Pesticide	Active Ingredient(s)
Diphacinone (rodenticide)	Diphacinone
Round Up (herbicide)	Glyphosate, isopropylamine salt
Monobor (herbicide)	Sodium metaborate, sodium chlorate
Ronstar (herbicide) Speedzone Southern (herbicide)  Monument (herbicide) Dimension (herbicide) Range Pro (herbicide) Talstar (herbicide) Wasp Spray	Oxadiazon Carfentrazone-ethyl; 2,4-D, 2-ethylhexyl ester, mecoprop acid, Dicamba acid Trifloxysulfuron-sodium Dithiopyr Glyphosate Bifenthrin Resmethrin

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>.

Parents or guardians may register to receive notification of individual pesticide applications at their child's school of attendance by submitting a written request for this information to the Principal of the school.

**STATE OF CALIFORNIA**  
**EDUCATION CODE SECTION 48205**

**Excused absences; ADA computation; completion of assignments, missed tests.**

- (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, attendance at an employment conference, or attendance at an educational conference on the legislative or judicial process offered by a non-profit organization, when the pupil's absence is 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 therefore. The teacher of the class from which a pupil is absent shall determine which 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."