

# Colton Joint Unified School District

## Legal Notices for Pupils and Parents/Guardians

### 2020-2021

#### **Nondiscrimination/Harassment - NOTICE TO PARENTS/GUARDIANS/PUPILS/TEACHERS/STAFF**

District programs and activities shall be free from discrimination, including harassment, intimidation and bullying based on actual or perceived characteristics of race or ethnicity, color, ancestry, nationality, national origin, immigration status, ethnic group identification, age, religion, marital or parental status, registered domestic partner status, political beliefs or affiliation, pregnancy, childbirth, breastfeeding, pregnancy related medical conditions, physical or mental status, disability, sex, sexual orientation, gender, gender identity, gender expression, genetic information, or any other characteristic identified in Education Code 200 or 220, Government Code 11135, Penal code 422.55 or based on a person's association with a person or group with one or more of these actual or perceived characteristics, or any other basis protected by federal, state or local law, ordinance, or regulation in any program or activity it conducts or to which it provides significant assistance. The Governing Board shall ensure equal opportunities for all pupils in admission and access to the educational program, guidance and counseling programs, athletic programs, testing procedures and other activities. Eligibility for extra and co-curricular activities shall be determined solely on the basis of objective competencies. School staff and volunteers shall carefully guard against segregation, bias and stereotyping in instruction, guidance and supervision.

#### **Uniform Complaint Procedures (UCP) - PUPILS/PARENTS/GUARDIAN/EMPLOYEES/COMMITTEES**

The Colton Joint Unified School District has the primary responsibility to ensure compliance with applicable state and federal laws and regulations and has established procedures to address allegations of unlawful discrimination, harassment, intimidation and bullying, and complaints alleging violation of state or federal laws governing educational programs and the charging of unlawful pupil fees. The Colton Joint Unified School District shall investigate and seek to resolve complaints using policies and procedures known as the Uniform Complaint Procedures (UCP) adopted by our local board. Unlawful discrimination, harassment, intimidation, or bullying complaints may be based on actual or perceived characteristics of race or ethnicity, color, ancestry, nationality, national origin, immigration status, ethnic group identification, age, religion, marital or parental status, registered domestic partner status, political beliefs or affiliation, pregnancy, childbirth, breastfeeding, pregnancy related medical conditions, physical or mental status, disability, sex, sexual orientation, gender, gender identity, gender expression, genetic information, or any other characteristic identified in Education Code 200 or 220, Government Code 11135, Penal Code 422.55 or based on a person's association with a person or group with one or more of these actual or perceived characteristics, or any other basis protected by federal, state or local law, ordinance, or regulation in any program or activity it conducts or to which it provides significant assistance or in any program or activity that receives or benefits from state financial assistance. The UCP shall also be used when addressing complaints alleging failure to comply with state and/or federal laws in:

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, Career Technical Education  
Child Care and Development  
Child Nutrition  
Compensatory Education  
Consolidated Categorical Aid  
Course Periods without Educational Content  
Deficiencies in Pre-School Health and Safety requirements  
Discrimination, harassment, intimidation, bullying, student lactation accommodations, and Lesbian, Gay, Bisexual, Transgender and Questioning (LGBTQ) resources  
Economic Impact Aid  
Every Student Succeeds Act/ No Child Left Behind (2001) Titles I-VII  
Foster and Homeless Students  
Former Juvenile Court Pupils now enrolled in a school district  
Lactation Accommodations for Pupils  
Local Control Funding Formula (LCFF) and Local Control and Accountability Plans (LCAP)  
Migrant Education  
Physical Education Instructional Minutes  
Pupil Fees  
Pupils of Military Families  
Regional Occupational Centers and Programs  
School Safety Plans  
Special Education  
State Pre-School  
Tobacco Use Prevention Education

#### **Unlawful Pupil Fees**

A complaint of noncompliance with laws relating to pupil fees may be filed pursuant to the local UCP. A pupil enrolled in a public school shall not be required to pay a pupil fee for participation in an educational activity.

A pupil fee includes but is not limited to, all of the following:

1. A fee charged to a pupil as a condition to 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.
2. 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.
3. A purchase that a pupil is required to make to obtain materials, supplies, equipment, clothes associated with an educational activity.

A pupil fee complaint shall not be filed later than one year from the date the alleged violation occurred. Complaints other than complaints relating to pupil fees must be filed in writing with the following compliance officer: **Director of Student Services, 325 Hermosa Ave., Colton Ca 92324 (909)-580-6525**

Complaints of noncompliance with laws relating to pupil fees are filed with a principal of a school. A complaint regarding pupil fees may be filed anonymously if the complaint provides evidence of information to support an allegation of noncompliance with laws relating to pupil fees. Complaints alleging discrimination, harassment, intimidation, or bullying, must be filed within six (6) months from the date the alleged discrimination, harassment, intimidation, or bullying, occurred or the date the complainant first obtained knowledge of the facts of the alleged discrimination, harassment, intimidation, or bullying, unless the time for filing is extended by the superintendent or his or her designee. Complaints will be investigated and a written Decision or report will be sent to the complainant within sixty (60) days from the receipt of the complaint. This sixty (60) day time period may be extended by written agreement of the complainant. The LEA person responsible for investigating the complaint shall conduct and complete the investigation in accordance with sections 4680-4687 and in accordance with local procedures adopted under section 4621. The complainant has a right to appeal the Colton Joint Unified School District's Decision to the California Department of Education (CDE) by filing a written appeal within 15 days of receiving the LEA's Decision. The appeal must include a copy of the complaint filed with the Colton Joint Unified School District and a copy of the LEA's Decision. Civil law remedies may be available under state or federal discrimination, harassment, intimidation, or bullying laws, if applicable. In appropriate cases, an appeal may be filed pursuant to Education Code Section 262.3. A complainant may pursue available civil law remedies outside of the LEA's complaint procedures. Complainants may seek assistance from mediation centers or public/private interest attorneys. Civil law remedies that may be imposed by a court include, but are not limited to, injunctions and restraining orders. A copy of the Colton Joint Unified School District's UCP policy and complaint procedures shall be available free of charge.

#### **Williams Uniform Complaint Rights - NOTICE TO PARENTS/GUARDIANS/PUPILS/TEACHERS/STAFF**

Pursuant to California Education Code 35186, you are hereby notified that: There should be sufficient textbooks and instructional materials. That means each pupil, including English learners, must have a textbook or instructional material, or both, to use in class and to take home. School facilities must be clean, safe, and maintained in good repair. There should be no teacher vacancies or mis-assignments. There should be a teacher assigned to each class and not a series of substitutes or other temporary teachers. The teacher should have the proper credential to teach the class, including the certification required to teach English learners if present. Teacher vacancy means a position to which a single designated certificated employee has not been assigned at the beginning of the year for an entire year or, if the position is for a one-semester course, a position to which a single designated certificated employee has not been assigned at the beginning of a semester for an entire semester. Mis-assignment 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 or the placement of a certificated employee in a teaching or services position that the employee is not otherwise authorized by statute to hold. A complaint form may be obtained at the school office, district office, or downloaded from the school's web site at: [www.colton.k12.ca.us](http://www.colton.k12.ca.us). You may also download a copy of the California Department of Education complaint form in English and in other languages from the following web site: <http://www.cde.ca.gov/re/cp/ucmonitoring.asp> Complaints should be submitted to: **Director of Student Services, 325 Hermosa Ave., Colton CA 92324 (909) 580-6525** All complaints must be resolved within 30 days.

#### **Sexual Harassment - NOTICE TO PUPILS AND EMPLOYEES**

It is unlawful for pupils or employees to engage in sexual harassment, which is defined as unwelcome sexual advances, requests for sexual favors and other verbal, visual or physical conduct of a sexual nature, made by someone in the work or educational setting. The conduct must be considered by a reasonable person of the same gender as the victim to be sufficiently severe or pervasive to have a negative impact upon the individual's academic performance or to create an intimidating, hostile or offensive environment. Any pupil or employee who feels he or she has been subject to sexual harassment may file a formal complaint by completing a District "Bullying/Harassment Complaint" Form (available at any school or at the District Office) or provide a letter outlining the complaint. The letter must include the name, address and telephone number of the person making the complaint, the name of the school or department, the name of the employee or student involved, the statement of complaint, including all facts, dates and policy involved, a statement of relief sought and signature of the person filing the complaint. An investigation by the Assistant Superintendent, Human Resources, will take place within 30 days.

**Complaints involving employees:**  
Asst. Supt. Human Resources  
1212 Valencia Dr. Colton, CA 92324  
(909) 580-5000

**Complaints involving students:**  
Director of Student Services  
325 Hermosa Ave. Colton, CA 92324  
(909) 580-6525