

California Department of Education

Executive Office

SBE-005 (REV. 11/2017)

Extended School Year

# California State Board of EducationMay 2018 AgendaItem #W-10

## Subject

Request by six local educational agencies to waive *California Code of Regulations,* Title 5, Section 3043(d), which requires a minimum of 20 school days for an extended school year (summer school) for students with disabilities.

## Waiver Number

* Hanford Elementary School 23-1-2018
* Hesperia Unified School District 7-2-2018
* Monterey County Office of Education 24-1-2018
* Oceanside Unified School District 1-2-2018
* Oroville City Elementary School District 16-1-2018
* Paradise Unified School District 3-1-2018

## Type of Action

Action, Consent

## Summary of the Issue(s)

Six local educational agencies (LEAs) request to be allowed to provide instruction in fewer than the 20 school days required by law for extended school year (ESY). Each LEA proposes an alternate schedule that will allow them to provide the minimum number of hours required, but in fewer days.

## Authority for Waiver

*Education Code (EC)* Section 33050

## Recommendation

* Approval: No
* Approval with conditions: Yes
* Denial: No

The California Department of Education recommends that the State Board of Education (SBE) approve the request from six LEAs to provide ESY services for fewer than 20 days with the condition that instructional hours are consistent with those provided to the general education enrollment at the same grade level unless an individualized education program (IEP) specifies otherwise. Also, special education and related services offered during the ESY period must be comparable in standards, scope, and quality to the special education program offered during the regular academic year as required by *California Code of Regulations (CCR),* Title 5, Section 3043.

## Summary of Key Issues

### Hanford Elementary School District (HESD)

The HESD proposes to provide ESY services utilizing a 14-day program of 5.75 hours per day, providing 80.5 total hours of instruction. The proposed program will align with the general education enrichment program, providing students opportunities to interact and mainstream with typical peers. The proposed schedule will give ESY teachers the opportunity to attend professional development opportunities in the months of July and early August. In addition, the program will not be scheduled into the hotter month of July when the Air Quality Index is more likely to be in the unhealthy range for students with sensitive health conditions.

Previous HESD ESY waivers were successful, and caused dramatic increases in the number of students who began and completed the entire duration of the program. Parents, students, and staff reported the length, duration, and quality of the program improved significantly, demonstrated by student participation and progress toward annual goals.

Demographic Information: The HESD has a district student population of 5,954, and is located in a rural area in Kings County.

### Hesperia Unified School District (HUSD)

The HUSD proposes to provide ESY services utilizing a 16-day program of 5 hours of instruction per day, providing 80 total hours of instruction. The proposed ESY schedule will help ensure the HUSD is able to provide a high quality ESY program that includes the necessary teaching staff for quality instruction and the safety of all students. School offices are closed on Fridays in June and July, therefore all summer school and ESY programs are held Monday through Thursday. This year the calendar will prevent the HUSD from holding a 20-day ESY program entirely in June within the established four-day week schedule. In the past, ESY programs that included dates in July caused staffing issues, including the need to hire substitute teachers unfamiliar with students’ individual needs. Holding a 16-day program entirely in June will help ensure the HUSD is able to hire qualified ESY teaching staff.

Demographic Information: The HUSD has a student population of 21,594, and is located in a small city in San Bernardino County.

### Monterey County Office of Education (MCOE)

The MCOE proposes to provide three program sessions of ESY to accommodate the varying district calendars of the 24 districts it serves. Session one will run for 17 days, with 4 hours and 43 minutes of instruction per day. Session two will run for 16 days, with five hours of instruction per day. The third session will run for 17 days, with 4 hours and 43 minutes of instruction per day. All three ESY sessions will meet or exceed the requirement of 80 total hours of ESY instruction. The MCOE has had difficulties retaining permanent employees for ESY in the past. The proposed schedules will help the MCOE to retain permanent employees as ESY instructors and support staff.

Demographic Information: The MCOE has a student population of 1,897, and is located in an urban area in Monterey County.

### Oceanside Unified School District (OUSD)

The OUSD proposes to provide an ESY program utilizing a 16-day schedule of 5 hours of instruction per day, providing 80 total hours of instruction. The proposed ESY schedule will align with regional program operations to provide intensive support, and reduced travel time for students. It will also reduce transportation and operational costs.

Demographic Information: The OUSD has a student population of 20,629, and is located in a suburban area in San Diego County.

### Oroville City Elementary School District (OCESD)

The OCESD is proposing to provide an ESY program utilizing a 13-day schedule of 6 hours and 15 minutes of instruction each day, totaling 81 hours and 15 minutes of instruction. This schedule will enable the OCESD to better align with Butte County Office of Education’s (BCOE) schedule as the BCOE provides support services to some of the students in OCESD’s ESY program. The aligned schedules allow for close collaboration between OCESD and the BCOE. Transportation and support service personnel will be able to work together with schedules that are closely aligned.

Demographic Information: The OCESD has a student population of 2,440, and is located in a rural area in Butte County.

### Paradise Unified School District (PUSD)

The PUSD proposes to provide ESY services utilizing a 15-day model of 5.5 hours of instruction per day, providing 82.5 total hours of instruction. Fewer ESY days will result in savings in transportation, utilities, janitorial, food services, administration, and clerical costs. The proposed 15-day model will also allow for all of the ESY expenses to be accounted for in one fiscal year, rather than two.

Demographic Information: The PUSD has a student population of 4,258, and is located in a rural area in Butte County.

**Because this is a general waiver, if the SBE decides to deny the waiver, it must cite one of the seven reasons in *EC* 33051(a), available on the California Legislation Information Web page at** <http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?sectionNum=33051.&lawCode=EDC>.

## Summary of Previous State Board of Education Discussion and Action

In the past, the SBE approved waivers to allow school districts to provide the required minimum amount of instruction in fewer days during the ESY for students with disabilities.

ESY is the term for the education of students with disabilities “between the close of one academic year and the beginning of the next,” similar to a summer school. The ESY must be provided for each student with a disability whose IEP requires it. LEAs may request a waiver to provide an ESY program for fewer days than the traditional mode.

## Fiscal Analysis (as appropriate)

There is no statewide fiscal impact of waiver approval. However, in order for an LEA to qualify for average daily attendance (ADA) revenues for extended year pupils, LEAs must comply with the ADA requirements in *CCR*, Title 5, Section 3043(f).

## Attachment(s)

* **Attachment 1:** Summary Table (5 pages)
* **Attachment 2:** Hanford Elementary School District General Waiver Request

23-1-2018 (3 pages). (Original waiver request is signed and on file in the Waiver Office.)

* **Attachment 3:** Hesperia Unified School District General Waiver Request

7-2-2018 (2 pages). (Original waiver request is signed and on file in the Waiver Office.)

* **Attachment 4:**  Monterey County Office of Education General Waiver Request 24-1-2018 (2 pages). (Original waiver request is signed and on file in the Waiver Office.)
* **Attachment 5:** Oceanside Unified School District General Waiver Request

1-2-2018 (2 pages). (Original waiver request is signed and on file in the Waiver Office.)

* **Attachment 6:** Oroville City Elementary School District General Waiver Request 16-1-2018 (2 pages). (Original waiver request is signed and on file in the Waiver Office.)
* **Attachment 7:** Paradise Unified School District General Waiver Request

3-1-2018 (2 pages). (Original waiver request is signed and on file in the Waiver Office.)

# Attachment 1: Summary Table

California *Education Code (EC)* Section 41402

| Waiver Number | District | Period of Request | District’s Request | CDE Recommended | Bargaining Unit Representatives Consulted, Date and Position | Local Board and Public Hearing Approval | Penalty Without Waiver |
| --- | --- | --- | --- | --- | --- | --- | --- |
| 23-1-2018 | Hanford Elementary School District | **Requested:**June 11, 2018, to June 28, 2018**Recommended:**June 11, 2018, to June 28, 2018 | To provide a 14-day ESY program instead of a 20-day ESY program | Approval with conditions to allow the LEA to provide a 14-day ESY program instead of a 20-day ESY program | Hanford Elementary Teachers Association,April SilvaPresident12/18/2017SupportCalifornia School Employees Association 344, Ron RisoPresident1/19/2018Support | 1/24/2018 | The LEA may not provide a 14-day ESY program |
| 7-2-2018 | Hesperia Unified School District | **Requested:**June 4, 2018, to June 29, 2018**Recommended:**June 4, 2018, to June 29, 2018 | To provide a 16-day ESY program instead of a 20-day ESY program | Approval with conditions to allow the LEA to provide a 16-day ESY program instead of a 20-day ESY program | Hesperia Teachers Association,Thomas KermanPresident2/8/2018SupportCalifornia School Employees Association,Arlene YanesPresident2/8/2018Support | Local Board2/5/2018Public Hearing1/16/2018 | The LEA may not provide a 16-day ESY program |
| 24-1-2018 | Monterey County Office of Education | **Requested:**June 2, 2018, to July 10, 2018**Recommended:**June 2, 2018, to July 10, 2018 | To provide a 16-day and a 17-day ESY program instead of a 20-day ESY program | Approval with conditions to allow the LEA to provide a 16-day and a 17-day ESY program instead of a 20-day ESY program | Monterey County Office of Education Teachers Association,Melanie CrallPresident12/7/2017Support | 1/17/2018 | The LEA may not provide a 16-day and 17-day ESY program |
| 1-2-2018 | Oceanside Unified School District | **Requested:**June 18, 2018, to July 13, 2018**Recommended:**June 18, 2018, to July 13, 2018 | To provide a 16-day ESY program instead of a 20-day ESY program | Approval with conditions to allow the LEA to provide a 16-day ESY program instead of a 20-day ESY program | Oceanside Teachers Association,Jennifer SkelletPresident1/30/2018SupportClassified School Employees’ AssociationColette LeyvaPresident1/30/2018Neutral | 1/16/2018 | The LEA may not provide a 16-day ESY program |
| 16-1-2018 | Oroville City Elementary School District | **Requested:**June 1, 2018, to June 30, 2019**Recommended:**June 1, 2018, to June 30, 2019 | To provide a 13-day ESY program instead of a 20-day ESY program | Approval with conditions to allow the LEA to provide a 13-day ESY program instead of a 20-day ESY program | Oroville Elementary Teachers Association, Kristina CinquiniPresident10/03/2017SupportCalifornia School Employees’ AssociationCarla HeldPresident10/19/2017Support | 1/17/2018 | The LEA may not provide a 13-day ESY program |
| 3-1-2018 | Paradise Unified School District | **Requested:**January 4, 2018, to July 31, 2018**Recommended:**June 11, 2018, to June 30, 2018(The dates of the ESY program) | To provide a 15-day ESY program instead of a 20-day ESY program | Approval with conditions to allow the LEA to provide a 15-day ESY program instead of a 20-day ESY program | Paradise Classified EmployeesAssociation, Kristin MundyPresident11/6/2017SupportTeachers Association of ParadiseDavid SmithPresident11/6/2017Support | 11/14/2017 | The LEA may not provide a 15-day ESY program |

Created by the California Department of Education

March 2018

# Attachment 2: Waiver 23-1-2018 Hanford Elementary School District

**California Department of Education**

**WAIVER SUBMISSION - General**

CD Code: 1663917

Waiver Number: 23-1-2018

Active Year: 2018

Date In: 1/26/2018 10:39:45 AM

Local Education Agency: Hanford Elementary School

Address: 714 North White St.

Hanford, CA 93230

Start: 6/11/2018

End: 6/28/2018

Waiver Renewal: Y

Previous Waiver Number: 32-2-2017-W-14

Previous SBE Approval Date: 11/11/2017

Waiver Topic: Special Education Program

Ed Code Title: Extended School Year (Summer School)

Ed Code Section: 33050

Ed Code Authority: *CCR*3043 (d)

*Education Code* or *CCR* to Waive: An extended year program shall be provided for a minimum of 20 instructional days, including holidays.

## Outcome Rationale

We are located in the San Joaquin Valley in a rural community. In the later part of the summer, the heat can soar to above 110 degrees, causing the afternoons to be unbearable. These hot summer days can be difficult for students to actively participate in learning with such heat. Not to mention when the Air Quality Index in in the unhealthy range, especially for our students with significant disabilities and health conditions. In addition, the heat causes great strain on already overworked air condition units. With prior successful waivers in past few years, we have seen a dramatic increase in the number of students who begin the program and remain during the entire duration of the program. Prior to our adjustment to the ESY program (and approval from the CDE), many students dropped out of ESY due to the heat and the length of the extended school year program. However, since we have been approved for the waiver, parents, students and staff report that length, duration and quality of the program has improved significantly, as demonstrated by student participation and student progress toward goals. Clearly, the waiver approval has provided greater student participation and a higher level of interest in attending ESY, which has benefitted our students with disabilities. In addition, our ESY program aligns with general education enrichment program dates that are operated by the District, allowing our special education students opportunities to interact and mainstream with typical peers during our ESY program. Finally, qualified staff that teach our mild to moderate and moderate to severe student population is limited. With such limited staff, they are often left with little opportunity to participate in District offered professional development that takes place during the summer months, as they are teaching. This restricts professional development opportunities to our special education staff throughout the months of of June and into July, without the waiver. These professional development opportunities are opportunities our special education teachers so deeply desire. As such, the District is requesting that the waiver be approved to allow our ESY program to operate from June 11, 2018–June 28, 2018 from 8:00 a.m. to 1:45 p.m. This meets the required 80 hours of instruction. As well, allows the program not to run into the hotter month of July, align with the general education summer enrichment program, increases student participation as noted by previous attendance data and provides special education teacher with the opportunity to take full advantage of professional development opportunity provide by the District throughout the months of July and early August.

Student Population: 376

City Type: Rural

Public Hearing Date: 1/24/2018

Public Hearing Advertised: Board Agenda (posted publically), Posted on Public Website

Local Board Approval Date: 1/24/2018

Community Council Reviewed By: Hanford Elementary School District Board of Trustees

Community Council Reviewed Date: 1/24/2018

Community Council Objection: N

Community Council Objection Explanation: N/a

Audit Penalty Yes or No: No

Categorical Program Monitoring: No

Submitted by: Ms. Karen McConnell

Position: Assistant Superintendent

E-mail: [kmcconnell@hanfordesd.org](file:///%5C%5CCDE.Cal%5CDATA%5CEXECDATA%5CCENTRAL%5CSBE%5C2018%5C05-%20May%202018%5CWaiver%20Items%5CTLSB%5CSED%5Ckmcconnell%40hanfordesd.org)

Telephone: 559-585-3630

Fax: 559-585-2250

Bargaining Unit Date: 01/19/2018

Name: California School Employees Association #344

Representative: Ron Riso

Title: President

Position: Support

Bargaining Unit Date: 12/18/2017

Name: Hanford Elementary Teachers Association

Representative: April Silva

Title: President

Position: Support

# Attachment 3: Waiver 7-2-2018 Hesperia Unified School District

**California Department of Education**

**WAIVER SUBMISSION – General**

CD Code: 3675044

Waiver Number: 7-2-2018

Active Year: 2018

Date In: 2/8/2018 7:28:51 AM

Local Education Agency: Hesperia Unified School District

Address: 15576 Main St.

Hesperia, CA 92345

Start: 6/4/2018

End: 6/29/2018

Waiver Renewal: No

Waiver Topic: Special Education Program

Ed Code Title: Extended School Year (Summer School)

Ed Code Section: 56101

Ed Code Authority: *CCR* 3043

Ed Code or *CCR* to Waive: *CCR* 3043(d) An extended year program shall be provided for a minimum of 20 instructional days, including holidays.

## Outcome Rationale

During the months of June and July, the Hesperia Unified School District offices are closed on Friday. Therefore, all summer school and extended school year programs are held Monday through Thursday. Even with a 4-day week, for the past 5 years, the district has been able to hold a 20-day extended school year program between the end of the regular school year in May and the 4th of July holiday, without holding classes on Friday. This year, the calendar prevents the district from holding a 20-day extended school year program within the 4-day week established in the district.

The district considered extending the ESY program into July, however when this model was used in the past, there was less interest from teachers and support staff since it took more time away from their summer break. Hiring was more difficult and more substitutes, who were unfamiliar with the students' individual needs, were required to staff the program. Teachers value their summer break and are not interested in working all of June and part of July. Creating a schedule entirely in June, that provides the necessary extended school year days, has ensured the district has interested staff to work the extended year.

The district considered holding a 5-day per week program in June, however bargaining unit contracts adhere to this 4-day summer work week, thus requiring negotiating with two bargaining units to add Fridays to the calendar in summer.

The waiver is needed to ensure the district can provide a high quality extended school year program with the staff necessary to ensure quality instruction and safety of all students. To ensure student learning is not impacted, the district proposes a 16 day, 5-hour per day program, instead of the traditional 20-day, 4-hour per day program, so that the 80 hours of required ESY instruction will still take place during the summer.

Student Population: 21594

City Type: Small

Local Board Approval Date: 2/5/2018

Audit Penalty Yes or No: No

Categorical Program Monitoring: No

Submitted by: Mr. Matthew Fedders

Position: Director of Special Services

E-mail: [Matthew.Fedders@hesperiausd.org](file:///%5C%5CCDE.Cal%5CDATA%5CEXECDATA%5CCENTRAL%5CSBE%5C2018%5C05-%20May%202018%5CWaiver%20Items%5CTLSB%5CSED%5CMatthew.Fedders%40hesperiausd.org)

Telephone: 760-244-4411 x7209

Fax: 760-947-4578

Bargaining Unit Date: 02/08/2018

Name: Hesperia Teachers Association

Representative: Thomas Kerman

Title: President

Position: Support

Comments: None

Bargaining Unit Date: 02/08/2018

Name: California School Employee Association

Representative: Arlene Yanes

Title: President

Position: Support

Comments: None

# Attachment 4: Waiver 24-1-2018 Monterey County Office of Education

**California Department of Education**

**WAIVER SUBMISSION - General**

CD Code: 2710272

Waiver Number: 24-1-2018

Active Year: 2018

Date In: 1/30/2018 3:59:20 PM

Local Education Agency: Monterey County Office of Education

Address: 901 Blanco Circle

Salinas, CA 93912

Start: 6/2/2018

End: 7/10/2018

Waiver Renewal: No

Waiver Topic: Special Education Program

Ed Code Title: Extended School Year (Summer School)

Ed Code Section: 3043

Ed Code Authority: 3043(d)

*Education Code* or *CCR* to Waive: (d) [An extended year program shall be provided for a minimum of 20 instructional days, including holidays]

## Outcome Rationale

During previous ESY sessions, it has been a challenge to retain our permanent employees as ESY instructors and support staff. MCOE employees have indicated that they would be amenable to working ESY if it could be conducted during the months of June and early July. Our proposal is to provide 80 hours of specialized academic instruction during a seventeen day calendar (providing service to students in nine districts) and a sixteen day calendar (providing service to students in one district).

Student Population: 368

City Type: Urban

Public Hearing Date: 1/17/2018

Public Hearing Advertised: MCOE website

Local Board Approval Date: 1/17/2018

Community Council Reviewed By: MCOE Cabinet

Community Council Reviewed Date: 1/8/2018

Community Council Objection: No

Community Council Objection Explanation: N/a

Audit Penalty Yes or No: No

Categorical Program Monitoring: No

Submitted by: Ms. Terri Dye

Position: Senior Director

E-mail: [tdye@montereycoe.org](file:///%5C%5CCDE.Cal%5CDATA%5CEXECDATA%5CCENTRAL%5CSBE%5C2018%5C05-%20May%202018%5CWaiver%20Items%5CTLSB%5CSED%5Ctdye%40montereycoe.org)

Telephone: 831-755-6431

Fax: 831-769-0732

Bargaining Unit Date: 12/07/2017

Name: Monterey County Office of Education Teachers Association

Representative: Melanie Crall

Title: President

Position: Support

# Attachment 5: Waiver 1-2-2018 Oceanside Unified School District

**California Department of Education**

**WAIVER SUBMISSION – General**

CD Code: 3773569

Waiver Number: 1-2-2018

Active Year: 2018

Date In: 2/2/2018 2:55:57 PM

Local Education Agency: Oceanside Unified School District

Address: 2111 Mission Ave.

Oceanside, CA 92058

Start: 6/18/2018

End: 7/13/2018

Waiver Renewal: No

Waiver Topic: Special Education Program

Ed Code Title: Extended School Year (Summer School)

Ed Code Section: Title 5

Ed Code Authority: 33050

Ed Code or *CCR* to Waive: Title 5, 3043 (d) [An extended year program shall be provided for a minimum of 20 instructional days, including holidays]

## Outcome Rationale

Provide within 16 days of increased minutes, the time equal to the normally provided 20 days as required by *CCR*, Tite 5, Section 4043 (9d) Services are to be provided in a 16 day period, for 5.0 hours per day to align with regional program operations providing intensive support in less time, reduce the travel time for students, and reduce transportation and operations costs for the school district.

Student Population: 686

City Type: Suburban

Local Board Approval Date: 1/16/2018

Audit Penalty Yes or No: No

Categorical Program Monitoring: No

Submitted by: Mr. Jim Wood

Position: Director

E-mail: [james.wood@oside.us](file:///%5C%5CCDE.Cal%5CDATA%5CEXECDATA%5CCENTRAL%5CSBE%5C2018%5C05-%20May%202018%5CWaiver%20Items%5CTLSB%5CSED%5Cjames.wood%40oside.us)

Telephone: 760-966-7878

Fax: 760-757-1424

Bargaining Unit Date: 01/30/2018

Name: Classified School Employees' Association

Representative: Colette Leyva

Title: President

Position: Neutral

Bargaining Unit Date: 01/30/2018

Name: Oceanside Teacher's Association

Representative: Jennifer Skellet

Title: Preseident

Position: Support

# Attachment 6: Waiver 16-1-2018 Oroville City Elementary School District

**California Department of Education**

**WAIVER SUBMISSION – Specific**

CD Code: 0461507

Waiver Number: 16-1-2018

Active Year: 2018

Date In: 1/18/2018 11:01:39 AM

Local Education Agency: Oroville City Elementary

Address: 2795 Yard St.

Oroville, CA 95966

Start: 6/1/2018

End: 6/30/2019

Waiver Renewal: Yes

Previous Waiver Number: 43-1-2014

Previous SBE Approval Date: 5/21/2014

Waiver Topic: Special Education Program

Ed Code Title: Extended School Year (Summer School)

Ed Code Section: *CCR*, Title 5, Section 3043 (d)

Ed Code Authority: 33050

Ed Code or *CCR* to Waive: 3043 Extended school year services shall be provided for each individual with exceptional needs who has unique needs and requires special education and related services in excess of the regular academic year. Such individuals shall have handicaps which are likely to continue indefinitely or for a prolonged period, and interruption of the pupil's educational programming may cause regression, when coupled with limited recoupment capacity, rendering it impossible or unlikely that the pupil will attain the level of self-sufficiency and independence that would otherwise be expected in view of his or her handicapping condition. The lack of clear evidence of such factors may not be used to deny an individual an extended school year program if the individualized education program team determines the need for such a program and includes extended school year in the individualized education program.

## Outcome Rationale

The District proposes to provide ESY services to identified special education students utilizing a 13-day, 6.25 hour per day instructional model. Students will receive the same or greater number of instructional minutes as they would in a 20 day program. This will enable the District to align its schedule to match, as closely as possible, the ESY program offered by the Butte County Office of Education (BCOE). BCOE provides support services to some of our students during ESY and coordinating calendars allows

for close collaboration with the COE. Transportation and support service personnel will be able to work together with calendars that are closely aligned.

Student Population: 2440

City Type: Rural

Local Board Approval Date: 1/17/2018

Audit Penalty Yes or No: No

Categorical Program Monitoring: No

Submitted by: Dr. Penny Chennell-Carter

Position: Superintendent

E-mail: [pchennelcarter@ocesd.net](file:///%5C%5CCDE.Cal%5CDATA%5CEXECDATA%5CCENTRAL%5CSBE%5C2018%5C05-%20May%202018%5CWaiver%20Items%5CTLSB%5CSED%5Cpchennelcarter%40ocesd.net)

Telephone: 530-532-3000 x1

Bargaining Unit Date: 10/19/2017

Name: California School Employees' Association

Representative: Carla Held

Title: President

Position: Support

Bargaining Unit Date: 10/03/2017

Name: Oroville Elementary Teacher's Association

Representative: Kristina Cinquini

Title: President

Position: Support

**Attachment 7: Waiver 3-1-2018 Paradise Unified School District**

**California Department of Education**

**WAIVER SUBMISSION – Specific**

CD Code: 0461531

Waiver Number: 3-1-2018

Active Year: 2018

Date In: 1/4/2018 10:59:04 AM

Local Education Agency: Paradise Unified School District

Address: 6696 Clark Rd

Paradise, CA 95969

Start: 1/4/2018

End: 7/31/2018

Waiver Renewal: Yes

Previous Waiver Number: 21-11-2016-W-11

Previous SBE Approval Date: 3/9/2017

Waiver Topic: Special Education Program

Ed Code Title: Extended School Year (Summer School)

Ed Code Section: *CCR*, Title 5 Section 3051.16(b)(3)

Ed Code Authority: 33050-33053

Ed Code or *CCR* to Waive: --May not be used to deny any individual an extended school year program if the individualized education program team determines the need for such a program and includes an extended year program as part of the individualized education program pursuant to subsection (f). An extended school year program shall be provided for a minimum of 20 instructional days, including holidays (d).

## Outcome Rationale

Paradise Unified School District (PUSD) proposes to provide Extended School Year (ESY) services to identified special education students utilizing a fifteen (15) day, five and one half (5.5) hours of instructional model rather than the traditional model of twenty (20) day with four (4) hours of instruction. Students would receive the same or greater number of instructional minutes.

Fewer Extended School Year instructional days will result in savings in transportation, utilities, janitorial, food services, administration and clerical costs. The proposed model of providing 15 days of service will allow for all the expenses to be accounted for in one

fiscal year, rather than two. The application for this waiver has been supported by Butte County. Students will receive access to the County services during this time.

Student Population: 607

City Type: Rural

Local Board Approval Date: 11/14/2017

Audit Penalty Yes or No: No

Categorical Program Monitoring: No

Submitted by: Ms. Jennifer Foglesong

Position: Director of Special Services

E-mail: [Jfoglesong@pusdk12.org](file:///%5C%5CCDE.Cal%5CDATA%5CEXECDATA%5CCENTRAL%5CSBE%5C2018%5C05-%20May%202018%5CWaiver%20Items%5CTLSB%5CSED%5CJfoglesong%40pusdk12.org)

Telephone: 530-872-6400 x242

Fax: 530-877-5073

Bargaining Unit Date: 11/06/2017

Name: Paradise Classified Employee Assosciation

Representative: Kristin Mundy

Title: President of PCEA

Position: Support

Bargaining Unit Date: 11/06/2017

Name: Teachers Association of Paradise

Representative: David Smith

Title: President of TAP

Position: Support