

CUSD BOARD OF TRUSTEES
October 8, 2024, Regular Board Meeting

Any materials required by law to be made available to the public can be inspected during normal business hours at...

Caliente Union School District
12400 Caliente Creek Road
Meeting Place – Piute Mtn. School - McElroy Hall
6:30 p.m.

AGENDA

I. GENERAL FUNCTIONS

A. Call to order _____

B. Roll Call:

Jason Rankin	_____
Louis Varga	_____
Ron Vanderziel Jr.	_____
Karina Parker	-----
Adonae Faris	_____
District Personnel Present:	
Robin Shive	_____
Griselda Aceves	-----

Flag Salute

II. REPORTS

- A. Parent Advisory Committee/ Parent Teacher Club
- B. Teacher Report – MaryAnn Macias
- C. Williams Act – No Complaints
- D. Facilities - Louis Varga will update on progress of UPK building
- E. Water Report-
- F. Piute Mt School Report –attendance, enrollment, calendar of events, other
- G. CUSD Goals update
- H. Developer’s Fees as of October 3, 2024- \$81,208.95

III. PUBLIC COMMENT

The public may address the board on any matter pertaining to the school district that is not on the agenda. Unless otherwise determined by the board, each person is limited to 5 minutes.

IV. CLOSED SESSION _____ time

The board will consider and may act upon any of the following items in closed session. Any action taken will be reported publicly at the end of the closed session as required by law.

- A. Negotiations regarding Office Manager position

Reconvene in Open Session _____ time.

The Board Approves/disapproves of Column _____ for Office Manager position.

Moved by _____ Seconded by _____ Vote: Ayes _____ Nays _____

V. CONSENT AGENDA

All items listed under the Consent Agenda are considered by the board to be routine and will be enacted by the board in one action unless members of the board, staff, or public request specific items to be discussed and/or removed from the

Consent Agenda. The following items are recommended to be approved or ratified:

- A. Approval of Regular and Special Board Minutes of Sept. 10, 2024.
- B. Approval of Payroll and Warrant Authorization.

Moved by _____ Seconded by _____ Vote: Ayes _____ Nays _____

VI. BUSINESS, PERSONNEL, AND INSTRUCTION/CURRICULUM

A. Approval of Cellular Phone Policy- 5131.8

Moved by _____ Seconded by _____ Vote: Ayes _____ Nays _____

B. Approval of fundraisers: PTC- Samta Secret Shop, ASB – Read-a-thon

Moved by _____ Seconded by _____ Vote: Ayes _____ Nays _____

C. Approval to hire classified substitute staff – Travis Simmons, pending fingerprint clearance.

Moved by _____ Seconded by _____ Vote: Ayes _____ Nays _____

D. Approval of contract Agt. #25-172724 KCSOS Special Education and SELPA services

Moved by _____ Seconded by _____ Vote: Ayes _____ Nays _____

E. Approval to change job assignment for Veronica Osorio from 6.25 Teacher Aide to 3.0 hours Teacher Aide and 3.25 custodial.

Moved by _____ Seconded by _____ Vote: Ayes _____ Nays _____

F. Approval of Board Resolution # 10-24 regarding Dr. Mendiburu’s support of Caliente Union School District.

Moved by _____ Seconded by _____ Vote: Ayes _____ Nays _____

G. Approval of Emergency TK Staff Permit for the 2024-2025 school year to teach at Piute Mountain School as a teacher for TK Grade students.

Moved by _____ Seconded by _____ Vote: Ayes _____ Nays _____

H. Review of June 2024 Board Policy Updates- for approval at November board meeting.

Moved by _____ Seconded by _____ Vote: Ayes _____ Nays _____

I. Recommendation and approval of nominations to vacant positions for Board of Trustees

Moved by _____ Seconded by _____ Vote: Ayes _____ Nays _____

J. Approval of contract for a 3-year subscription for Lexia totaling \$6,904.

Moved by _____ Seconded by _____ Vote: Ayes _____ Nays _____

K. Approval of Resolution to open Fund 40 as a building Fund

Moved by _____ Seconded by _____ Vote: Ayes _____ Nays _____

VII. BOARD MEMBER REPORT & DISCUSSION - Superintendent out of country for next board meeting.
Trustees Dinner – October 28

Next Regular Board Meeting: November 12, 2024, 2024 to be held at the District Office 6:30 p.m.

ADJOURNMENT _____

Moved by _____ Seconded by _____ Vote: Ayes _____ Nays _____

Caliente Union School District
Board of Trustees Special Board Meeting
MINUTES

Sept. 10, 2024

The Meeting of the Board of Trustees of the Caliente Union School District was called to order by Jason Rankin at 6:25 pm at the District Office

Roll Call	Jason Rankin, President	Present
	Louis Varga, Clerk	Present
	Ron Vanderziel Jr, Rep	Present
	Adonae Faris, Member	Present
	Karina Parker, Member	Present

District	Robin Shive- Superintendent	Present
	Leticia Alvarez – OM	Absent
	Griselda Aceves – CBO	Absent

Business, Personnel

- A. **Approval to hire Construction Inspection Services for Inspector of Record for multiple district projects during the next five years as stated in RFQ. Moved by Ron Vanderziel Jr. seconded by Adonae Faris and unanimously carried by all board members present.**

Adjournment:

The meeting was adjourned at 8:17 am by Louis Varga and Adonae Faris and unanimously carried by all board members present.

BY: Robin Shive
Operations Specialist

Clerk of the Board Approval

Date

Caliente Union School District
Board of Trustees Regular Board Meeting

Sept. 10, 2024

The Meeting of the Board of Trustees of the Caliente Union School District was called to order by Jason Rankin at 6:28 p.m. at the District Office

Roll Call	Jason Rankin, President	Present
	Louis Varga, Clerk	Present
	Ron Vanderziel Jr, Rep	Present
	Adonae Faris, Member	Present
	Karina Parker, Member	Present

District	Robin Shive- Superintendent	Present
	Leticia Alvarez – OS	Absent
	Griselda Aceves – CBO	Present

Parent Advisory Committee/PTC – The first meeting is scheduled for Sept. 16 @ 3:15 pm.

Staff Report Angela Caffee gave a slide presentation regarding PBIS activities and the positive impact it is having on campus.

Williams Act **There was no report of Williams Uniform Complaints.** The school site was visited by KCSOS for a Williams visit. There were no reports or findings.

Facilities Report Louis Varga showed the plot plan for the UPK complex. An extension may be needed.
Water Report Mr. Clancy reported that the nitrate levels have held steady at 6.9 when using Well 5.

Principal's Report

1. Attendance is at 44, Calendar of events, attendance percentage is up, Rec Day this Friday, budget ideas included not back filling custodian/groundskeeper position and moving Teacher Aide to 3 hours custodial and 3 hours TA.
2. Developer's Fees as of Sept. 6, 2024- \$80,925.77

Public Comment None

Closed Session **None- Closed Session was moved to Open Session due to inability to contact legal counsel.**

Action Taken **The board approved to pay as stated in the negotiated letter to pay Bitlagoon \$3,812 as payout of Board Policy Contract and IT Contract.** Moved by Adonae Faris and Seconded by Ron Vanderziel Jr. with a unanimous vote by all board members.

Consent Agenda Moved by Karina Parker, seconded by Louis Varga and unanimously carried by all members present to approve the Consent Agenda.

- Approval of Regular and Special Board Meetings dated Aug. 10, 2024.
- Approval of Payroll Authorization and Warrant Authorization.

Business, Personnel

- A. **Discussion of Cellular Phone policy** – The board listened to Mr. Alexander regarding the issues with cellular phones in the 7th and 8th grade classroom. The Board will review the cellular phone policy at the next board meeting.

- B. Approval of March 2024 Board Policy Updates with deletion of secondary schools and high schools and 6515 changes.**
Moved by Karina Parker, seconded by Ron Vanderziel Jr. and unanimously carried by all members.
- C. Approval to hire re-designated certificated staff – James Alexander from Credentialed to Intern.**
Moved by Karina Parker, seconded by Adonae Faris and unanimously carried by all members present.
- D. Approval of ASB fund-raisers: World’s Finest Candy, Piute Mt. Spirit Gear, Little Ceasars, Gourmet Cookie Dough, Change to Make a Change.**
Moved by Louis Varga, seconded by Karina Parker and unanimously carried by all members present.
- E. Approval of Inter-District Transfer for Thaddeus DeWhirst from CUSD to PBUVSD** Moved by Karina Parker, seconded by Adonae Faris and unanimously carried by all members.
- F. Approval of Unaudited Actuals 2023-2024.** Moved by Louis Varga, seconded by Ron Vanderziel, Jr. and unanimously carried by all members present.
- G. Approval of GANN Limit Resolution.** Moved by Adonae Faris, seconded by Karina Parker and unanimously carried by all members present.
- H. TABLED -Discussion and approval of CUSD Goals for 2024-2025 School Year. The board discussed the following three areas for goals to be set and brought to the October board meeting for approval: LCAP Goals, Facilities, and drinkable water.**
- I. Approval to accept resignation of Carlos Ochoa**
Moved by Louis Varga and seconded by Adonae Faris and unanimously carried by all members present.
- J. TABLED-Approval to fly 6.25 position as a bus driver/ custodian- The board tabled this item until further notice.**
- K. Correction of Certificated Salary Schedule to include \$1500 for master’s degree and \$1500 for doctorate degree.** Moved by Karina Parker and seconded by Ron Vanderziel, Jr. and unanimously carried by all members present.
- L. Approval of Variable Term Waiver for Ashley Simmons/Brown to teach multi-subject combination 4th-8th grade classes at Piute Mountain School.**
Moved by Karina Parker and seconded by Adonae Faris and unanimously carried by all members present.
- M. Approval of School Facility contract to include hours worked instead of a retainer.** Moved by Karina Parker and seconded by Louis Varga and unanimously carried by all members present.
- N. Approval of Short-Term Staff Permit for the 2024-2025 school year to teach at Piute Mountain School as a multi-subject teacher for TK-1st Grade student.**

Moved by Adonae Faris and seconded by Karina Parker and unanimously carried by all members present.

Board Member Reports 1. Louis will create the resolution for Dr. Mendiburu and bring to the October board meeting.

Adjournment Moved by Karina Parker, seconded by Ron Vanderziel, Jr. and unanimously carried by all members present to adjourn at 8:12 p.m.

NOTE** Next Regular Board meeting will be on October 8, 2024 at 6:30 at the **District Office**.

BOARD OF TRUSTEES

BY: Robin Shive

Superintendent

Clerk of the Board Approval

Date

Policy 5131.8: Mobile Communication Devices

Status: ADOPTED

Original Adopted Date: 10/01/2019 | Last Reviewed Date: 10/01/2019

The Governing Board recognizes that the use of smartphones and other mobile communication devices on campus may be beneficial to student learning and well-being, but could be disruptive of the instructional program in some circumstances. The Board permits limited use of mobile communication devices on campus in accordance with law and the following policy.

Students may not use cell phones, smart watches, pagers, or other mobile communication devices on campus ~~during noninstructional time as long as the device is utilized in accordance with law and any rules that individual school sites may impose.~~ However, a student shall not be prohibited from possessing or using a mobile communication device under any of the following circumstances: (Education Code 48901.5, 48901.7) Mobile communication devices shall be turned off during instructional time.

1. In the case of an emergency, or in response to a perceived threat of danger
2. When a teacher or administrator grants permission to the student to possess or use a mobile communication device, subject to any reasonable limitation imposed by that teacher or administrator
3. When a licensed physician or surgeon determines that the possession or use is necessary for the student's health and well-being
4. When the possession or use is required by the student's individualized education program

Smartphones and other mobile communication devices shall not be used in any manner which infringes on the privacy rights of any other person.

When a school official reasonably suspects that a search of a student's mobile communication device will turn up evidence of the student's violation of the law or school rules, such a search shall be conducted in accordance with BP/AR 5145.12 - Search and Seizure.

When a student uses a mobile communication device in an unauthorized manner, the student may be disciplined and a district employee may confiscate the device. The employee shall store the device securely until it is returned to the student or turned over to the principal or designee, as appropriate.

A student may also be subject to discipline, in accordance with law, Board policy, or administrative regulation, for off-campus use of a mobile communication device which poses a threat or danger to the safety of students, staff, or district property or substantially disrupts school activities.

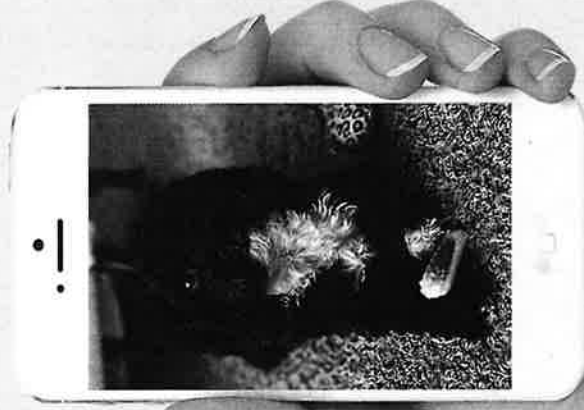
The Superintendent or designee shall inform students that the district will not be responsible for a student's mobile communication device which is brought on campus or to a school activity and is lost, stolen, or damaged.

KEY LEGISLATION - CELL PHONE POLICY

AB 3216 (Hoover)

Cell Phone Policy

- Shall, no later than July 1, 2026, develop and adopt, and shall update every 5 years, a policy to limit or prohibit the use of smartphones by its pupils
- Promote evidence-based use of smartphones to support learning and well being
- Involve stakeholder participation in development of the policy
- Exceptions
 - Emergency
 - Permitted by school staff
 - Prescribed by a physician
 - IEP



Join us on November 4th - 8th for a Piute Mountain Fundraiser with the National Book Month. Read books for money! Every AR point you earn will be worth \$1. Contact everyone who will sponsor you for this fun, great fundraiser!

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OFFICE OF JOHN G. MENDIBURU
KERN COUNTY SUPERINTENDENT OF SCHOOLS
Advocates for Children

AGREEMENT BETWEEN
KERN COUNTY SUPERINTENDENT OF SCHOOLS
DIVISION OF SPECIAL EDUCATION AND
KERN COUNTY CONSORTIUM SELPA PARTICIPATING DISTRICTS

Recitals

- A. **2024-2025 School District** (hereinafter referred to as SCHOOL DISTRICT) is required by law to provide special education services to eligible district pupils and to be a member of a Special Education Local Plan Agency. Pursuant to law, SCHOOL DISTRICT is a participating district in the Kern County Consortium for Special Education (SELPA).
- B. The KCSOS Division of Special Education agrees to provide special education services to SELPA member district pupils.
- C. The purpose of this Agreement is to delineate the functions and responsibilities of the SCHOOL DISTRICT and KCSOS when the KCSOS Division of Special Education is a provider of special education services to SCHOOL DISTRICT’s pupils.

Terms

By their authorized signatures, below, the parties mutually agree as follows:

- 1. The initial term of this Agreement is **July 1, 2024 through June 30, 2025**. This Agreement shall renew annually as long as SCHOOL DISTRICT (the District) and KCSOS are participants in the SELPA and provided that this Agreement is consistent with the SELPA’s Local Plan.
- 2. KCSOS Division of Special Education agrees to conduct special education programs and classes for pupils legally eligible for those programs and services. Services will be consistent with each pupil’s Individualized Education Program. Related services may also be provided by KCSOS when identified in the IEP.
- 3. Part C to Part B Available Assessment Services: Should a District’s pupil who is transitioning out of the Early Start (Part C) program require a Part C to Part B assessment and the District wishes to use the Assessment and Support Team available through KCSOS Division of Special Education, the District shall refer the pupil through the SELPA’s Search and Serve Process – See Appendix B for details of the Part C to Part B Procedure.

4. Funding

A. ADA Revenue

Districts will continue to receive all of the ADA revenue generated by “District” students educated in the KCSOS Special Education Programs. (There is no Revenue Limit Transfer to KCSOS in existence with the LCFF model.)

B. Program Allowance and Reimbursement

The District agrees to pay KCSOS on a “straight bill back” per pupil basis for programs and services provided to District’s pupils by the Division of Special Education. Cost per pupil to the District shall be computed according to the formula set forth in Appendix A – Program. This amount is due and payable in 10 equal transfers, beginning in September of each year.

C. Special Circumstances

If an IEP Team specifies additional and/or extraordinary services for a pupil covered by this Agreement, and if these services require an expenditure of funds significantly greater than normally required by other students in the program provided by KCSOS’s Division of Special Education, a separate agreement between KCSOS and the District shall be drawn accordingly within ten (10) working days of the IEP Team meeting.

D. Part C to Part B Assessment or an Initial Preschool Assessment Funding

For the **2024-25** school year, Districts will pay the KCSOS Division of Special Education \$4,250.00 for any Part C to Part B assessment or an initial preschool assessment.

A District will receive an invoice in July, **2025** for the number of assessments that have been completed for their specific District.

E. Coordination of Curriculum

The parties agree that it is in the best interests of the pupils served under this Agreement to provide a coordinated system of curriculum development, implementation and monitoring, and they agree to cooperate in this regard.

ACCEPTED:

Date of Board Approval:

Caliente Union School District
SCHOOL DISTRICT

JOHN G. MENDIBURU, Ed. D.
KERN COUNTY SUPERINTENDENT OF SCHOOLS

By _____

Signatory Name: Robin Shive
Title: Interim Principal/Superintendent
Address: 12400 Caliente Creek Road
Caliente, CA 93518

Date: _____

By MAA _____

Signatory Name: Maria Arias
Title: Chief Financial Operations Officer
Address: 1300 17th Street, Bakersfield, CA 93301
Acct Code: 02-400-6500-0-8710.00-5004-0000-00-0000-000

Date: 9.12.24

APPENDIX A – PROGRAM

CSBA POLICY GUIDESHEET June 2024

Note: Descriptions below identify revisions made to CSBA's sample board policies, administrative regulations, board bylaws, and/or exhibits. Editorial changes have also been made. Districts and county offices of education should review the sample materials and modify their own policies accordingly.

Board Policy 0420.41 - Charter School Oversight *n/a*

Policy updated to delete language for which the Governing Board is not responsible, clarify that the Superintendent may designate someone to attend meetings of the charter school governing body, move the section "Monitoring Charter School Performance" to keep material reflecting district responsibility for oversight of charter schools together, and clarify that board approval is required for the charter school to contract for administrative or other services. Additionally, policy updated to amend the section "Material Revisions to Charter" to clarify which situations certain standards and criteria may be used to review a proposed material revision to a charter

Exhibit (1) 0420.41 - Charter School Oversight *n/a*

Exhibit updated to clarify that the exhibit is a non-exhaustive list of legal requirements that apply to charter schools and may be used by districts to monitor a charter school's compliance with law. Additionally, exhibit updated to reflect charter school requirements related to (1) student membership on the governing body, (2) prohibitions against discrimination in the use, selection, or rejection of textbooks, instructional materials, library books, or similar educational resources (AB 1078, 2023), (3) the standardized incident form which tracks racial discrimination, harassment, or hazing at high school sporting games or events (AB 1327, 2023), (4) the presentation of a report of the annual update to the local control and accountability plan and budget overview for parents/guardians (SB 114, 2023), (5) the provision of, and prohibition against the denial of, recess (SB 291, 2023), (6) notifications to community college districts regarding college or career fairs (AB 1173, 2023), (7) providing access to military services for recruitment (AB 1605, 2023), (8) TB risk assessment for transportation providers under contract (SB 88, 2023), (9) the provision of meals for independent study students who are scheduled for in-person educational activities lasting two or more hours (SB 348, 2023), (10) emergency action plans in interscholastic programs (AB 1653, 2023), (11) the provision of emergency opioid antagonists and albuterol inhalers (AB 1283, 2023), (12) suspensions for willful defiance (SB 274, 2023), and (13) the provision of menstrual products (AB 230, 2023). In addition, exhibit updated to reference (1) **NEW LAW (SB 10, 2023)**, (**SB 323, 2023**), and (**SB 671, 2023**) related to new requirements for comprehensive safety plans, (2) **NEW LAW (SB 531, 2023)** related to the exemption from needing a valid criminal records summary for an employee of an entity that has a contract with a charter school to offer work experience opportunities for students or workplace placements as part of a student's individualized education program, and (3) the requirement to review and update the charter school's student suicide prevention policy and revise training materials to incorporate best practices identified by the California Department of Education.

Board Policy 1113 - District and School Websites

Policy reviewed in conjunction with the accompanying administrative regulation and exhibit, with references to outdated material deleted.

Administrative Regulation 1113 - District and School Websites

Regulation updated to add material related to reporting of cyberattacks to the Cybersecurity Integration Center.

Exhibit(1) 1113 - District and School Websites

Exhibit updated to clarify that the exhibit is a non-exhaustive list of materials that are required to be posted on district and school websites. Additionally, exhibit updated to reflect (1) **NEW FEDERAL REGULATIONS (89 Fed. Reg. 33474)** regarding additional notification requirements related to sex-based discrimination as well as the removal of the requirement to post specified training materials, (2) **NEW LAW (AB 1327, 2023)** which requires districts that participate in the California Interscholastic Federation to post the standardized incident form which tracks racial discrimination, harassment, or hazing at high school sporting games or events, (3) **NEW LAW (AB 1326, 2023)** related to posting requirements when a provisional appointment is made to fill a governing board vacancy, (4) **NEW LAW (AB 889, 2023)** related to posting requirements for specified

information regarding the dangers of synthetic drugs, and (5) **NEW LAW (AB 1466, 2023)** related to posting requirements for the annual report on the use of seclusion and restraint.

Board Policy 1260 - Educational Foundation

Policy updated to reflect Proposition 28 Arts and Music in Schools Funding Guarantee and Accountability Act and corresponding California Department of Education accounting guidance regarding how districts can demonstrate state funds are used to supplement not supplant existing program funds. Additionally, policy updated to reflect that the district may not release student records or other personally identifiable student information except with parental consent or as required by law or district policy, and that student directory information may be released when appropriate.

Board Policy 2121 - Superintendent's Contract

Policy updated to delete a portion of the language related to limitations for discussing superintendent salary or other compensation in closed session as this material exists in other policy materials. Additionally, policy updated to reflect **NEW LAW (SB 494, 2023)** prohibiting a governing board from taking action to terminate a superintendent under specified conditions.

Board Policy 4112.9/4212.9/4312.9 - Employee Notifications

Policy reviewed in conjunction with the accompanying exhibit.

Exhibit (1) 4112.9/4212.9/4312.9 - Employee Notifications

Exhibit updated to clarify that the exhibit is a non-exhaustive list of notices which the law explicitly requires be provided to employees. Additionally, exhibit updated to incorporate notifications related to requesting volunteers to be trained to administer albuterol and anti-seizure medication.

Board Policy 4121 - Temporary/Substitute Personnel

Policy updated to reflect **NEW LAW (AB 897, 2023)** which (1) requires an employment agreement for a categorically funded project to include the expected end date of employment, the source of funding, and the nature of the categorically funded program or project, and (2) specifies that Education Code 44909 does not apply to a teacher of classes for adults. Additionally, policy updated to reflect **NEW LAW (SB 616, 2023)** which (1) requires districts that provide sick leave on an accrual basis to provide sick leave accrual at a rate of at least 40 hours or five days by the 200th calendar day of employment, each calendar year, or 12-month period, (2) for districts that credit employees with sick leave at the beginning of each year, increases paid sick leave to 40 hours or five days, and (3) extends procedural protections against retaliation to employees covered by collective bargaining agreements. In addition, policy updated to clarify that up to 80 hours or ten days of sick leave may be carried over annually, but the district may limit an employee's use of sick leave to 40 hours or five days per year. Policy also updated to provide that reemployment provisions contained in Education Code 44918 do not apply to districts with an average daily attendance of over 250,000 (formerly 400,000).

Administrative Regulation 4121 - Temporary/Substitute Personnel

Regulation updated to clarify that "time of initial employment" means before the employee starts work, including by moving related language.

Board Policy 4127/4227/4327 - Temporary Athletic Team Coaches

Policy updated to acknowledge that well-trained coaches are vital to the success of the experience of students in sports and interscholastic athletic activities, to include a definition of "interscholastic athletic activities," and to reference **NEW LAW (AB 245, 2023)** which requires training in the use of an automated external defibrillator.

Administrative Regulation 4127/4227/4327 - Temporary Athletic Team Coaches

Regulation updated to reflect **NEW LAW (AB 245, 2023)** which requires athletic team coaches to complete training in the use of an automated external defibrillator (AED), and the recognition of the signs of heat illness and cardiac arrest. Additionally, regulation updated to reference **NEW LAW (AB 1467, 2023)** which requires districts, beginning January 1, 2027, to provide student athletes with access to an AED during any official practice or match, which, when medical circumstances warrant its use, is administered by a medical professional, coach, or other designated person who holds AED certification. In addition, regulation updated to reference **NEW LAW (AB 1653, 2023)** which requires the California Interscholastic Federation and the California Department of Education to develop guidelines, procedures, and safety standards for the prevention and management of exertional heat illness.

Board Policy 4161/4261/4361 - Leaves

Policy updated to reference **NEW LAW (AB 472, 2023)** which requires a district that places an employee on an involuntary leave of absence during the period the employee is charged with a criminal offense, is under criminal investigation, or is waiting due to administrative delay for necessary job-related administrative determinations, to, upon the conclusion of the proceedings in favor of the employee, pay the employee the employee's full compensation for the period of the involuntary leave of absence upon the employee's return to service in the district.

Administrative Regulation 4161/4261/4361 - Leaves

Regulation updated to clarify that one of the conditions for the district to terminate the employment of a certificated employee who was on leave of absence for 20 or more consecutive working days after April 30 of the previous school year, is for the employee to continue to be absent from work for 20 consecutive working days beginning from the date the employee was to report to work.

Administrative Regulation 4161.1/4361.1 - Personal Illness/Injury Leave

Regulation updated to clarify that it applies to certificated employees, including certificated management, and that classified employees, including classified management should refer to Administrative Regulation 4261.1 - Personnel Illness/Injury Leave. Additionally, regulation updated to reflect **NEW LAW (SB 848, 2023)** which prohibits a district from refusing to grant a request from an employee to take up to five days of reproductive loss leave, and reference **NEW FEDERAL REGULATIONS (89 Fed. Reg. 33474)** which, for purposes of Title IX, requires the district to treat pregnancy, childbirth, termination of pregnancy, or lactation, including any related medical condition or recovery, as it would any other temporary medical condition for job-related purposes, including leaves. In addition, regulation updated to include that an employee may use sick leave days for bereavement leave. Regulation also updated to reflect **NEW LAW (SB 616, 2023)** which extends procedural protections to employees covered by collective bargaining agreements and (1) requires districts that provide sick leave on an accrual basis to provide sick leave accrual at a rate of at least 40 hours or five days by the 200th calendar day of employment, each calendar year, or 12-month period, or (2) for districts that credit employees with sick leave at the beginning of each year, increases paid sick leave to 40 hours or five days.

Administrative Regulation 4161.2/4261.2/4361.2 - Personal Leaves

Regulation updated to include that the definition of immediate family includes siblings-in-law. Additionally, regulation updated to reflect **NEW LAW (SB 848, 2023)** which (1) allows employees to take up to five days of reproductive loss leave following a reproductive loss event, (2) prohibits the district from retaliating or discriminating against an employee related to reproductive loss leave, and (3) provides that unless the district's leave policy does not so specify, reproductive loss leave will be unpaid unless the employee chooses to use vacation, personal leave, accrued and available sick leave, or compensatory time off that is otherwise available to the employee.

Board Policy 4218.1 - Dismissal/Suspension/Disciplinary Action (Merit System)

Policy updated to add that the Governing Board expects employees to serve as role positive role models both at school and in the community. Additionally, policy updated to reflect **NEW COURT DECISION (Visalia Unified School District v. PERB)** which held that service as a union officer constitutes protected activity under the Educational Employment Relations Act for purposes of complaints of retaliation for union activities, and that retaliation solely for engaging in protected activities is prohibited. In addition, policy updated to amend the list of what may be considered disciplinary actions to more closely align with law. Policy also updated to reflect **NEW LAW (AB 472, 2023)** which requires a district that places an employee on an involuntary leave of absence during the period the employee is charged with a criminal offense, is under criminal investigation, or is waiting due to administrative delay for necessary job-related administrative determinations, to, upon the conclusion of the proceedings in favor of the employee, pay the employee the employee's full compensation for the period of the involuntary leave of absence upon the employee's return to service in the district.

Administrative Regulation 4261.1 - Personal Illness/Injury Leave

Regulation updated to clarify that it applies to classified employees, including classified management, and that certificated employees, including certificated management should refer to Administrative Regulation 4161.1/4361.1 - Personnel Illness/Injury Leave. Additionally, regulation updated to reflect **NEW LAW (SB 848, 2023)** which prohibits a district from refusing to grant a request from an employee to take up to five days of reproductive loss leave, and reference **NEW FEDERAL REGULATIONS (89 Fed. Reg. 33474)** which, for purposes of Title IX, requires the district to treat pregnancy, childbirth, termination of pregnancy, or lactation, including any related medical condition or recovery, as it would any other temporary medical condition for job-related purposes, including leaves. In addition, regulation updated to include that an employee may use sick leave days for bereavement leave, and that employees should be notified of the amount of sick leave they have accumulated at the beginning of each school year. Regulation also updated to reflect that up to 80 hours

or 10 days of accrued sick leave may carry over, but the district may limit the use of sick leave to 40 hours or five days annually. Additionally, regulation updated to reflect **NEW LAW (SB 616, 2023)** which extends procedural protections to employees covered by collective bargaining agreements and (1) requires districts that provide sick leave on an accrual basis to provide sick leave accrual at a rate of at least 40 hours or five days by the 200th calendar day of employment, each calendar year, or 12-month period, or (2) for districts that credit employees with sick leave at the beginning of each year, increases paid sick leave to 40 hours or five days.

Board Policy 5113 - Absences and Excuses — *not mandatory*

Policy updated to reference CSBA's new governance brief, "Seize the Data: Using Chronic Absence Data to Drive Student Engagement". Additionally, policy updated to clarify that absence from school is required to be excused when the absence is due to work in the entertainment or allied industry, as permitted by law. In addition, policy updated to add the requirement for teachers to provide identical or equivalent assignments and tests when a student has an excused absence.

Administrative Regulation 5113 - Absences and Excuses

Regulation updated to reflect **NEW LAW (SB 350, 2023)** which requires that (1) a student's absence be excused for up to five days when the absence is for the purpose of attending funeral services or grieving the death of a student's immediate family, or of a person who is determined by the student's parent/guardian to be in such close association with the student as to be considered the student's immediate family, and (2) a student's absence be excused for up to three days when the absence is for the purpose of accessing victim or grief support services or for participating in safety planning as it relates to the death of a student's immediate family member, or of a person who is determined by the student's parent/guardian to be in such close association with the student as to be considered the student's immediate family. Additionally, regulation updated to reflect **NEW LAW (AB 1503, 2023)** which provides that attendance at a religious retreat may be excused for no more than one school day each semester. In addition, regulation updated to generalize the means of communication from parents/guardians to verify a student absence to keep the language more timeless. Policy also updated for closer alignment with law, clarity, and gender neutrality.

Board Policy 5145.6 - Parent/Guardian Notifications

Policy updated to clarify the importance of effective communication from the district and/or school to families, and that a parent/guardian's signature acknowledging receipt of the annual notifications is not required. Additionally, policy updated to delete a portion of the material related to how notifications are presented, due to redundancy.

Exhibit (1) 5145.6 - Parent/Guardian Notifications

Exhibit updated to clarify that the exhibit is a non-exhaustive list of notices which the law explicitly requires be provided to parents/guardians. Additionally, exhibit updated to include notifications related to (1) the dangers of synthetic drug use, (2) the use of CalPADS data, (3) guidelines for the full human papillomavirus immunization, (4) school closures, and (5) status change of a nonpublic nonsectarian school or agency. Additionally, exhibit updated to delete material related to a negative balance in a meal account as this notification is no longer required.

Board Policy 6000 - Concepts And Roles — *not mandatory*

Policy updated to align concepts with other sample policies and incorporate concepts of equity and inclusion. Additionally, policy updated to reflect **NEW GUIDANCE from the California Department of Education**, including the importance of coordination, collaboration and alignment between the school, parents/guardians and the community, and district support for innovative programs and practices that promote student engagement, growth, understanding, achievement and career exploration.

Board Policy 6164.2 - Guidance/Counseling Services

Policy updated to reflect **NEW LAW (AB 278, 2023)** which establishes the Dream Resource Grant Program with the goal of creating Dream Resource Centers at schools that serve students in grades 9-12, and **NEW LAW (SB 223, 2023)** which provides flexibility for pupil personnel services holders to receive authorization to provide child welfare and attendance services by either completing a Commission on Teacher Credentialing (CTC)-approved program of supervised field experience, or a CTC-approved program of professional preparation offered by a local educational agency. Additionally, policy updated to clarify that (1) guidance counseling regarding school programs and career, vocational, or higher education opportunities may not be differentiated based on any protected category specified in law or board policy, and that (2) the district may not use testing or other materials that permit or require impermissible or unlawful differential treatment of students, unless such different materials cover the same occupations and interest areas and the use of such

materials is essential to the elimination of bias and discrimination. In addition, policy updated to reflect **NEW LAW (AB 1173, 2023)** which requires a district that serves students in any of grades 9-12 that is planning to hold a college or career fair to notify each community college district that has overlapping jurisdiction of the date, time, and location of the fair, and provide an opportunity for the community college district to participate. Policy also updated to reflect **NEW LAW (AB 665, 2023)** which aligns a section of the Family Code with a related Health and Safety Code section which allows a minor age 12 or older to consent to outpatient mental health counseling or treatment services without parent/guardian consent if, in the opinion of a school psychologist or other professional person, the minor is mature enough to participate intelligently in the services, without having to establish that the minor would present a danger of serious physical or mental harm to himself or others without the mental counseling or treatment services or that the minor is an alleged victim of incest or child abuse; however the child's parent/guardian is required to be involved unless the professional person determines after consulting with the minor that it would be inappropriate. Policy also updated to delete the requirement for school counselors to assist in the development of the comprehensive safety plan since this is not required by law, but maintained the requirement for school counselors to assist in the development of the disaster preparedness plan, which is part of the comprehensive safety plan.

Board Policy 6177 - Summer Learning Programs

Policy updated to incorporate concepts related to learning recovery, including that the district will provide students with supplemental instruction and support in a tiered framework that bases universal, targeted, and intensive supports on students' needs for academic, social-emotional, and other integrated student supports through a program of engaging learning experiences in a positive school climate. Policy also updated to reflect **NEW LAW (AB 723, 2023)** and **NEW LAW (AB 373, 2023)** which require a district to grant priority access for intersession programs to a foster youth and/or to a student experiencing homelessness, and that if during an intersession period the student will be moving, the student's educational rights holder will determine which school the student will attend for the intersession period. Additionally, policy updated to add that a district is required to provide any student who attends a school that is not operating an expanded learning opportunity (ELO) program transportation to attend at a location that is providing an ELO program and to return to the original location or another location that is established by the district.

Board Policy 7214 - General Obligation Bonds

Policy updated for clarity and organization, including that the Governing Board may direct the Superintendent to explore the possibility of a bond measure.

Administrative Regulation 7214 - General Obligation Bonds

Regulation updated to expand and more closely align with code language the information related to ballot materials, including that at least 88 days prior to the election the Superintendent must deliver applicable ballot materials to the officer conducting the election. Additionally, regulation updated to add new section "Ballot Materials" which includes (1) that the ballot question may not exceed 75 words, (2) that the ballot materials include a brief statement of the measure setting forth the amount of the bonds to be voted on, the maximum rate of interest, and the purposes for which the proceeds of the sale of the bonds are to be used, (3) for bond measures that require a 55 percent majority vote, a statement that the Board will appoint a citizens' oversight committee, (4) for projects that require state matching funds, a statement advising voters that the project is subject to the approval of state matching funds, and (4) that arguments in support of or in opposition to a bond measure are submitted in accordance with law, and to reflect **NEW LAW (SB 798, 2023)** which requires the inclusion of the tax rate per \$100,000 of assessed valuation on all property to be taxed to fund a bond measure. In addition, regulation updated to (1) reflect that the district will provide the citizens' oversight committee with responses to any and all findings, recommendations, and concerns addressed in the annual independent financial and performance audits within three months of receiving the audits, and (2) to include post-issuance reporting requirements.

Board Bylaw 9220 - Governing Board Elections

Bylaw updated to reference that a city/county charter might take precedence over district policies in regard to school board elections. Additionally, bylaw updated to reflect **NEW LAW (AB 764, 2023)**, also known as the Fair And Inclusive Redistricting for Municipalities And Political Subdivisions (FAIR MAPS) Act, which establishes a comprehensive set of rules that local governments, including school districts, must follow during the redistricting process. In addition, bylaw updated to reference new Exhibit (1), which includes a non-exhaustive list of offenses the conviction of which makes someone ineligible to be a school board member. Bylaw also updated for clarity, precision, organization, and consistency.

NEW - Exhibit (1) 9220 - Governing Board Elections


Exhibit added to provide a non-exhaustive list of offenses the conviction of which makes someone ineligible to

be a school board member.

Board Bylaw 9223 - Filling Vacancies

Bylaw updated to reflect **NEW LAW (AB 1326, 2023)**, which requires that the notice of a provisional appointment be posted on the district's website. Additionally, bylaw updated to (1) focus on filling vacancy by appointment rather than special election, (2) enable the Governing Board to approve, by resolution, the procedures for selecting the person to be provisionally appointed to fill the vacancy, and (3) explain how long an appointed Board member may serve. In addition, bylaw updated for clarity, precision, organization, and consistency.

Supporting Documents

 June 2024 Guidesheet



September 26, 2024

Kathy Cardon
Caliente Union School District
12400 Caliente Creek Rd
Caliente, CA 93518

Re: November 5, 2024, General Election

Dear Kathy Cardon,

This is to notify you that an insufficient number of persons have been nominated for the office(s) to be filled in your district at the November 5, 2024, General Election.

In accordance with Election Code 10515 (b), if no person has filed a declaration of candidacy for any office, the supervising authority shall appoint any person to the office who is qualified on the date when the election would have been held. The person appointed shall qualify and take office and serve exactly as if elected at a general district election for the office.

The appointee will be seated at the December organizational meeting. Please advise our office as to the name of the person recommended for appointment so that the necessary forms may be prepared. Please return by October 11, 2024, e-mailing candidatefiling@kerncounty.com or mailed to the Elections office.

Vacant positions to be filled:

2 Vacant Full Term Positions

If you have any questions, please contact Jennifer Jordan at (661) 868-3733.

Sincerely,
Aimee Espinoza
Auditor- Controller-County Clerk-Elections

By: 
Jennifer Jordan, Elections Division Manager

AXE:jj:jr

GROUND  BOUNDLESS

1115 Truxtun Ave, 1st Floor. Bakersfield, CA. 93301 | 661.868.3590 | elections@kerncounty.com |

661.868.3588 | www.kerncountyclerk.com

District Secretary's Notice to County Clerk

To: Aimee X. Espinoza, Auditor- Controller-County Clerk

Caliente Union School District

Please be advised that a petition signed by 10 percent of the voters, or 50 voters, whichever is the smaller number in the District or Division, if elected by Division, requesting that an election be held has not been presented to the Governing Body of this district.

_____ Number of seats for which no nomination papers have been filed, Full Term

_____ Number of seats for which no nomination papers have been filed, Short Term

The following persons are recommended for appointment to offices for which no nomination papers have been filed:

District Secretary's Signature

Date

Please return by October 11, 2024