



ALAMEDA COUNTY OFFICE OF EDUCATION
Sheila Jordan, Superintendent

TRIENNIAL PLAN

JULY 1, 2006 – JUNE 30, 2009

ALAMEDA COUNTY EDUCATIONAL SERVICES PLAN for EXPELLED and HIGH-RISK STUDENTS

STUDENT PROGRAMS AND SERVICES DIVISION
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ALAMEDA COUNTY EDUCATIONAL SERVICES PLAN
FOR
EXPELLED AND HIGH-RISK STUDENTS
July 1, 2006- June 30, 2009

Education Code Sections 1980 and 1981

County superintendent of schools may operate community schools pursuant to Education Code Section 1980 (establishment and maintenance of one or more community schools).

In accordance with Section 1981, the county board of education may enroll in the community schools pupils who are any of the following:

- (a) Expelled for any of the reasons specified in subdivision (a) or (c) of Section 48915.
- (b) Referred to county community schools by a school district as a result of the recommendation of a school attendance review board of pupils whose school districts of attendance have, at the request of the pupil's parent or guardian, approved the pupil's enrollment in a county community school.
- © Probation-referred pursuant to Sections 300, 601, 602, and 654 of the Welfare and Institutions Code.
- (d) On probation or parole and not in attendance in any school.
- (e) Expelled from a school district for any reason other than those specified in subdivision (a) or © of Section 48915
- (f) Homeless children.

In Cooperation with

Alameda County Office of Education
Albany Unified School District
Castro Valley Unified School District
Emery Unified School District
Hayward Unified School District
Mountain House School District
Newark Unified School District
Piedmont Unified School District
San Leandro Unified School District
Sunol Glen Unified School District

Alameda Unified School District
Berkeley Unified School District
Dublin Unified School District
Fremont Unified School District
Livermore Unified School District
New Haven Unified School District
Oakland Unified School District
Pleasanton Unified School District
San Lorenzo Unified School District

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Introduction

With the enactment of AB 922, Statutes of 1995, Chapter 974, California Education Code Section 48926 required each county superintendent who operate community schools, in conjunction with the superintendents of the school districts within the county, to develop a countywide plan for providing education services for all expelled pupils in the county. The plan is to be adopted by the governing board of each school district within the county and by the county board of education; then, the plan is to be submitted to the State Superintendent of Public Instruction.

Education Code Section 48926 provides specifically that:

1. The countywide plan shall enumerate existing educational alternatives for expelled pupils and strategies for filling those service gaps;
2. The countywide plan shall identify alternative placements for pupils who are expelled and placed in district community day school programs but who fail to meet the terms and conditions of their rehabilitation plan or who pose a danger to other district pupils, as determined by the district governing board.

The plan shall address the following components:

1. For each of the gaps in educational services to expelled pupils that were identified in the plan submitted in 2003; discuss the implementation of the strategies outlined for filling those service gaps.
2. Enumerate the educational services that are currently available and outline strategies for improvement during the next three years.

Every three years the districts and county office shall review the plan and prepare a revision for submission to the Superintendent of Public Instruction – the next date being June 30, 2006 (effective July 1, 2006 to June 30, 2009)

The Alternative Education Planning Committee consists of alternative education representatives from each district as well as county office personnel. The purpose of the committee is to meet every other month to discuss how the county office and districts can best meet the needs of students placed in an alternative school setting. One project of the committee has been to update the Educational Services Plan for Expelled and High Risk Students in Alameda County.

Alameda County School District Superintendents

Sheila Jordan	Alameda County Office of Education
Ardella Dailey	Alameda Unified School District
William Wong	Albany Unified School District
Michele Barraza Lawrence	Berkeley Unified School District
James Fitzpatrick	Castro Valley Unified School District
John Sugiyama	Dublin Unified School District
Tony Smith	Emery Unified School District
Douglas Gephart	Fremont Unified School District
Dale Vigil	Hayward Unified School District
Brenda Miller	Livermore Unified School District
Anthony Costello	Mountain House Elementary School District
Patricia Jaurequi	New Haven Unified School District
John Bernard	Newark Unified School District
Randolph Ward	Oakland Unified School District
Constance Hubbard	Piedmont Unified School District
John Casey	Pleasanton Unified School District
Christine Lim	San Leandro Unified School District
Arnie Glassberg	San Lorenzo Unified School District
Diane Everett	Sunol Glen Unified School District

2005-2006 Alternative Education Planning Committee

David Dierking	Alameda USD
Marla Stephenson	Albany USD
Steven Port	Berkeley USD
Leslie Rothwell	Castro Valley USD
David Marken	Dublin USD
Tony Smith	Emery USD
Katherine Davila	Fremont USD
Chien Wu Fernandez	Hayward USD
Bob See	Livermore USD
Tim Erwin	Newark USD
Kathy Moniz	New Haven USD
Monica Vaughan	Oakland USD
Constance Hubbard	Piedmont USD
Rich Puppione	Pleasanton USD
Al Acuna	San Leandro USD
Angelo Madrigal	San Lorenzo USD
Diane Everett	Sunol Glen USD
V. Toni Adams	Alameda COE
Miguel Fernandez	Alameda COE
Greta Nash	Alameda COE
Inez Okamura	Alameda COE
Dolores Ragusa	Alameda COE
Graciela Spreitz	Alameda COE
Jan Treff	Alameda COE
John R. Flores, Ph.D. - Chair Assistant Superintendent	Alameda COE

Overview

Educational programs within Alameda County provide numerous alternatives and opportunities for students who are in need of traditional and/or alternative education programs. Individual school districts offer a broad spectrum of services and the County Office of Education (COE) offers additional options. In combination, these two sources provide a continuum of education alternatives to expelled and high-risk students.

Under Education Code Section 48926, school districts throughout California have been mandated to provide educational services for students expelled from their district. The original countywide plan was adopted by the local governing boards of education and the Alameda County Board of Education in 1997. This current plan is the triennial update to the existing plan. The law also states that "At the time an expulsion of a pupil is ordered, the governing board of the school district shall ensure that an education program is provided to the pupil who is subject to the expulsion order for the period of the expulsion."

In Alameda County, this mandate impacts 18 school districts spread over a region comprised of urban, suburban, and semi-rural or isolated communities. The educational placement of a student is determined on an individual basis by the district's governing board based on: 1) seriousness of the offense, 2) available educational alternatives, and 3) other related factors.

In accordance with Education Code Section 48926 each county office of education operating county community schools under Education Code Section 1980, in conjunction with the superintendents of the school districts within the county, shall develop a plan for providing education services to all expelled pupils in Alameda County. The plan shall be adopted by the governing board of each school district within Alameda County and by the county board of education.

The countywide plan shall identify:

- A. Existing educational alternatives for expelled students.
- B. Gaps in the educational services to expelled students and identify strategies for filling those service gaps.
- C. Alternative placement for students who fail and placed in district community day school programs (for districts applicable), but who fail to meet the terms and conditions of their rehabilitation plan or who pose a danger to other district pupils as determined by the governing board.
- D. Existing alternatives offered by school districts in the countywide plan.

A. Existing Educational Alternatives Provided by the Alameda County Office of Education

The Alameda County Office of Education, Community Schools Program pursuant to Education Code Section 1980, etc. seq, is a permissive educational program. Students who are referred and enrolled in the program have an Individual Learning Plan (ILP) developed with the expelled student, his/her parents and program staff.

In the on-going operation of the County Community School Program the Alameda County Office of Education shall conduct an intake process for all considerations for alternative educational placement. If a district student referred for services was previously identified as a special needs student prior to his referral to the county operated program, an intake meeting shall be held with a representative(s) from the district. The purpose of the intake meeting will be to:

1. Determine the appropriateness of the student in the ACOE operated county community school
2. Determine the level of service needed and to be provided to the student prior to acceptance and enrollment in the program, including but not limited to having the district of referral complete an assessment to determine eligibility and/or an ongoing need for special education services.

The Alameda County Office of Education Community School Program will offer, as the capacity of the program allows, the following educational options/alternatives for expelled students:

1. Daily educational programs that meet the instructional minute requirements in county community school classrooms.
2. Contracted Independent Study Program (ISP) as an instructional strategy, which requires students to complete a minimum of 20 hours of educational product only in its county community school classes.
3. Students enrolled in the Alameda County Community School Program, who re-offends and violates those sections of the Education Code which are expellable offenses, the ACOE program staff will determine the appropriate Local Education Agency (LEA) to process the expulsion.

The Alameda County Office of Education County Community School sites are located at the following locations:

Hayward Community School
690 West Tennyson
Hayward, CA
(510) 782-5137

Rock La Fleche Community School
6925 Chabot Road
Oakland, CA
(510) 601-6497

A.1 Alameda County Community Schools Transition Process

The transition from the school of residence to the Alameda County Community Schools begins with receipt of complete student records from the district of residence. ACOE programs are designed to provide a structured environment with continuous supervision and a wide range of services such as education, counseling, mental health and medical services and referrals.

ACOE programs focus on the student's successful completion of "Need to Improve" as stated in each student's rehabilitation plan. ACOE programs are open-entry, while exit referrals back to districts normally occur at the end of a semester. Moving from an ACOE environment, with its personalized care and intense supervision, back to the relatively less structured environment of mainstream education settings presents challenges for both the student and the educators.

Referring District Responsibilities:

1. Referring district forwards Expulsion Referral Notice to ACOE Community School notifying the principal of impending enrollment by a new student, including telephone and email addresses for the referral contact person from the sending district.
2. Referring district forwards transcript, expulsion order (including rehabilitation plan or disciplinary hearing requirements), Individualized Education Program (IEP) and 504 plans and related assessments, Home Language Survey, California High School Exit Exam performance, and free and reduced lunch eligibility (if applicable).
3. Referring district forwards Probation Department documentation (if available and applicable).
4. Referring district signs Special Education Memorandum of Understanding with ACOE or provides confirmation of intent to provide Special Education Services (if applicable).

5. Referring district follows up with students who are notified by ACOE that a student failed to report to the assigned County Community School within ten (10) days. Referring district sends a copy of the follow-up letter to ACOE.

County Office of Education (community school site) Responsibilities:

1. Community School- conduct an intake meeting which will include the student, parents, referring district representative, county site principal or other administrator, special education and/or 504 coordinator, and probation officer (if applicable).
2. Community School- contact the parent and the referring school by letter and phone if a student is not registered with ten (10) days of receipt of notification of pending enrollment.
3. Community School secretary- use the data tracking system to compile all available information from the "County Community School Referral Form" (including but not limited to attendance, grades, behavior reports, and counseling) twenty (20) days prior of student returning to referring district.
4. School Student Review Team (including student, parents, teachers, ACOE principal/designee or transition coordinator, home district representative, and probation officer, if applicable)- conduct a re-entry assessment of satisfactory completion of rehabilitation plan requirement twenty (20) days prior to the student returning to the home district. The Student Review Team will complete the "County Community School Referral Form" (see 3 above).
5. Community School Site Administrator- prepares an overview supporting readmission, including the teacher's student evaluation form.

Probation Officer Role (if applicable):

1. Probation Officer- facilitates enrollment in county community school and monitors progress for satisfactory completion of rehabilitation plan.
2. Probation Officer- assists in re-entry process as applicable.
3. Probation Officer- forwards probation documentation (if applicable)

Re-Entry Recommendations to Home District:

Districts can ensure a more successful transition by implementing the following recommendation for students returning from a minimum of 30 days in a community school program:

1. Readmission Steps – Returning to the district
 - (a) Conduct a meeting to determine student placement in district
 - (b) Appoint an educational transition advocate
 - (c) Review educational and juvenile records
 - (d) Clearly communicate expectations to all parties
 - (e) Review IEP or Section 504 plan and related assessments and schedule a meeting (if applicable)
2. Welcoming Procedures
 - (a) Review student/parent handbook
 - (b) Develop and discuss individual behavior plan
 - (c) Create a behavior contract that is signed by the student and parent
 - (d) Conduct re-entry IEP or 504 plan meeting (if applicable)
3. Staff Preparation
 - (a) Share relevant information with teacher and staff members

A.2 Educational Services Provided to Expelled Students with Exceptional Needs

Consistent with law, a student with exceptional needs may be expelled (EC48915.5) and referred by the district's I.E.P Team for placement in a County Community School Program, provided that:

1. the requirements as stipulated in EC 48915.5 have been met
2. the referring school district shall schedule an I.E.P. Team meeting and invite representatives of the Alameda County Office of Education, Special Education Department, to serve as a member of the I.E.P. Team to review and determine:
 - a. the educational needs of the students based upon a current student assessment;
 - b. determine appropriate educational goals and objectives;

- c. identify the services and resources to meet the needs of the exceptional student;
 - d. identify an appropriate placement for the student in the least restrictive environment; and
 - e. if the I.E.P. Team, including the parent, and student when appropriate, determines that a County Community School Program is an appropriate educational placement, the school District shall ensure that all necessary and specified educational services are:
 - i. either provided directly by district staff; or
 - ii. provided to the student on a contractual service basis through the Alameda County Office of Education with appropriate reimbursement to the Alameda County Office of Education for services provided; or
 - iii. those specified services, whether provided directly by the district staff or provided by ACOE on a contractual basis, shall be written onto the I.E.P. and shall be binding to all parties.
 - f. the district and the ACOE shall jointly be responsible to ensure that requirements for service, assessment, timelines and due process items are met as established in both Federal and State law.
3. The referral and intake process of a student to the Alameda County Community School Program will include a review of the referral informational packet and/or direct contact with the referring district. If it is determined that the student being referred previously received special education services at the district level, an Intake Meeting shall be convened and held at the respective County Community School Program site.

The referring school district representative and its Special Education Department representative shall be invited to attend and participate in the Intake Meeting to identify the educational needs of the student. The outcome of the meeting will determine if the County Community School Program is an appropriate educational program for the student.

If the outcome of the Intake Meeting recommends that the County Community School Program is an appropriate educational program without the need for special education support services,

an enrollment date for the student shall be finalized. However, if it is determined that the student may require on-going special education services to benefit from an appropriate placement in the Alameda County Community School Program, the process outlined in Section A shall be followed.

A.3 Excess Cost Agreement between Districts and the Alameda County Office of Education to Ensure Adequate Funding of District Student Services in the County Community Schools

The Alameda County Office of Education and the school districts within the County of Alameda agree that the County Office shall continue to operate County Community Schools Programming for those district students expelled pursuant to Education Code Section 48900.

Excess cost agreement rate which could be proportionately charged to each district having a student(s) served in the County Community School will be addressed if needed. This precautionary Excess Cost Agreement would address any significant fiscal shortfall as a result of any emergency (i.e. significant decrease in state funding or unexpected increase in program costs).

Included in such discussion would be reports to district superintendents, and/or their designees, regarding the fiscal viability and stability of the Community Schools Program. The goal would be to implement those necessary cost-effective measures on a regular basis without compromising the level of instruction and the safety of students and staff in the program.

B. Gaps in the Educational Services to Expelled Students and Identifying Strategies for Filling Those Gaps

Concern: Classroom Space

Strategy:

Every district within Alameda County is impacted with the problem of providing classroom space to house a program for expelled and at-risk students. Furthermore, many districts do not have a large enough projected enrollment of expelled or at-risk students to provide the range of educational classroom options often found in large districts. To address this problem the County Community School Program and Independent Study Program are committed to providing educational services available to all school districts in the county.

Concern: Expulsion Period

Strategy:

Students who commit an expulsion offense during an expulsion period may have limited alternatives that remain available for secondary placement. The strategy for addressing this problem is to maintain a commitment to providing educational services to students regardless of repeated offenses.

Concern: K-6 Alternative Programming

Strategy:

Expelled students who are in grades K-6 do not have the same educational options available as do their 7-12 counterparts. The K-6 expelled students cannot be merged or combined with 7-12 expelled students. Currently, the districts are responsible for providing educational services for K-6 expelled students.

Concern: Serving Non-Mandatory Expelled Students

Strategy:

There are currently no existing programs in the County Community School Program to specifically serve non-mandatory expelled students. The responsibility is at the district level. Students who exhaust their school educational resources and fail to fulfill their rehabilitation plans are referred to the County Community School Program for educational services.

C. Alternative Placement for Students Who Fail Placement or Pose a Danger to Other District Students

Some school districts use the Alameda County Community Schools Program as an educational option for those students mandatorily expelled under provisions of the Education Code and/or under the district "no tolerance" policy. The Community Schools Program is a permissive educational option, which provides the local school districts with another educational alternative for its expelled students.

If an initial placement is made to a district-operated educational program and the student commits an expulsion offense or fails that program, the school district board of education shall review the rehabilitation plan that was established at the time of the expulsion and make the necessary adjustments. If there is no appropriate educational alternative within the district, the student may be referred to the County Community Schools Program.

Currently, the County Community Schools Program does not serve these K-6 students. However, the Alameda County Office of Education will provide support for the creation of a multi-district program designed specifically for this student population.

Students expelled pursuant to Education Code Sections 48900-48900.8 and 48915 who are enrolled in the County Community Schools and who fail a County Community School placement will be referred to another County School educational program if appropriate. When the students exhaust the County Community Schools resources, these students will be referred back to the school district of residence for a review of the rehabilitation plan and possible placement into another alternative educational setting (per Education Code Section 48915(f)).

D. Existing Educational Alternatives for Expelled Students Offered by Districts

Educational alternatives provided by the California School Districts vary and some are not available to all expelled students. Proper placements must be based upon the seriousness of the offense, location of the offense, and grade level of the student. These factors have the potential of restricting the educational alternatives offered for these students during their expulsion period.

All districts are required to establish rules and regulations governing procedures for the expulsion of pupils. Pupils are entitled to a hearing to determine whether the pupil should be expelled within 30 days after the date that the pupil has committed any of the acts enumerated in Education Code Section 48900.

Districts must consider the following when placing expelled students

Education Code 48660 Students expelled for any of the offenses listed in Education Code Section 48915(a) or (c) shall not be permitted to enroll in any district operated program during the period of the expulsion unless it is a community day school operated by the district.

Education Code 48916.1(a) At the time an expulsion of a pupil is ordered, the governing board of the school district shall ensure that an educational program is provided to the pupil who is subject to the expulsion order for the period of the expulsion. Except for pupils expelled pursuant to subdivision (d) of Section 48915, the governing board of a school district is required to implement the provisions of this section only to the extent funds are appropriated for this purpose in the annual Budget Act or other legislation, or both.

Education Code 48915(d) The governing board shall order a pupil expelled upon finding that the pupil committed an act listed in subdivision (c), and shall refer that pupil to a program that meets all of the following conditions:

1. Is appropriately prepared to accommodate pupils who exhibit discipline problems.
2. Is not provided at a comprehensive middle, junior, or senior high school, or at any elementary school.
3. Is not housed at the school site attended by the pupil at the time of suspension.

Education Code Section 48915(f) the governing board shall refer a pupil who has been expelled pursuant to subdivision (b) or (e) to a program of study which meets all of the conditions specified in subdivision (d). Notwithstanding this subdivision, with respect to a pupil expelled pursuant to subdivision (e), if the county superintendent of schools certifies that an alternative program of study is not available at a site away from a comprehensive middle, junior, or senior high school, or an elementary school, and that the only option for placement is at another comprehensive middle, junior or senior high school or another elementary school, the pupil may be referred to a program of study that is provided at a comprehensive middle, junior or senior high school, or at an elementary school.

Education Code 48915.5 Each local educational agency, pursuant to the requirements of Section 56195.8 shall develop procedures and timelines governing expulsion procedures for individuals with exceptional needs.

The existing educational alternatives for expelled and high risk students offered by each of the school districts in Alameda County are identified on the following pages.

**District Educational Alternatives
For
Serving Expelled and High-Risk Students**

Alameda Unified School District

1. Suspended expulsion with return to or transfer to another school in the district
2. Independent study, 6-12
3. Continuation High School

Albany Unified School District

1. Placement at MacGregor Continuation High School
2. Home teaching
3. Consider interdistrict transfer
4. Offer placement in county alternative education programming, if deemed appropriate for expelled student from the district

Berkeley Unified School District

1. Independent Study (K-12)
2. Alternative High school, including continuation and opportunity school/program
3. home/hospital
4. Adult education
5. Integrated Mental Health Services
5. Officer placement in county alternative education programming if deemed appropriate for expelled student from the district

Castro Valley Unified School District

1. Independent Study (9-12)
2. Alternative High School (9-12)
3. Home instruction (K-8)
4. Consider interdistrict transfer
5. Continuation high school (11-12)
6. Special education independent study (9-12)
7. Opportunity program (6-8)
8. Offer placement in county alternative education programming if deemed appropriate for expelled student from the district

Dublin Unified School District

1. Transfer to another school site
2. Independent study
3. Placement in continuation high school
4. Consider interdistrict transfer
5. Offer placement in county alternative education programming if deemed appropriate for expelled student from district

Emery Unified School District

1. Adopted the district's 2006-2009 educational alternatives for serving expelled and high risk students:
 - a. Independent study
 - b. Home instruction
2. Offer placement in county alternative education programming if deemed appropriate for expelled student from the district

Fremont Unified School District

1. Suspend enforcement of the student's expulsion
2. Placement into home instruction, per IEP
3. Placement into Opportunity Program (7-8)
4. Interdistrict transfer to another school district
5. Placement into continuation high school
6. Placement into Course Program
7. Placement into county community school

Hayward Unified School District

1. Suspend enforcement of the student's expulsion
2. Transfer to another school site in the district
3. Placement in an independent study program
4. Placement in continuation high school
5. Temporary alternative placement (grades 4-8)
6. Temporary alternative placement (grades 9-12)
7. Placement in county alternative education program if deemed appropriate for expelled student from the district

Livermore Unified School District

1. Transfer to another school within the district
2. Placement into continuation high school
3. Interdistrict transfer to another school district
4. Transfer to independent study within school district
5. Home schooling through special education within school district
6. Offer placement in county alternative education programming if deemed appropriate for expelled student from the district

Mountain House Unified School District

1. Transfer to another school district
2. Readmitted with special contract conditions
3. Home instruction, special contract
4. Offer placement in county alternative education programming if deemed appropriate for expelled student from the district

Newark Unified School District

1. Suspend expulsion
2. Transfer to another school within the district (k-6)
3. Reassigned with special contract conditions
4. Placement into continuation high school
5. Independent study (at parent request)
6. Home instruction (regular and special education)
7. Transfer to Newark Community Day School (grades 7-12)
8. Offer placement in county alternative education programming if deemed appropriate for expelled student from the district

New Haven Unified School District

1. Suspend expulsion
2. Transfer to another school within the district
3. Interdistrict transfer to another school district
4. Placement into independent study
5. Alternative high school
6. Home instruction
7. Offer placement in county alternative education programming if deemed appropriate for expelled student from the district

Oakland Unified School District

1. Suspend expulsion
2. Transfer to another school in the district
3. Voluntary placement in independent study
4. Reassigned with special contract conditions
5. Placement into continuation high school
6. Home instruction
7. Placement in alternative school
8. Placement in opportunity school
9. Placement in community day school
10. Placement in county alternative education programming if deemed appropriate for expelled students from the district

Piedmont Unified School District

1. Suspend expulsion
2. Transfer to another school within the district
3. Interdistrict transfer to another school district
4. Placement into alternative high school
5. Home instruction
6. Independent study
7. Offer placement in county alternative education programming if deemed appropriate for expelled student from the district

Pleasanton Unified School District

1. Suspend expulsion
2. Transfer to another school within the district
3. Interdistrict transfer to another school district
4. Voluntary placement into independent study
5. Placement into continuation high school
6. Home teaching
7. Offer placement in county alternative education programming if deemed appropriate for expelled student from the district

San Leandro Unified School District

1. Suspend expulsion
2. Placement into independent study
3. Home/Hospital study
4. Offer placement in county alternative education programming if deemed appropriate for expelled students from the district

San Lorenzo Unified School District

1. Suspended expulsion with placement on comprehensive school campus.
2. Suspended expulsion with placement at Royal Sunset Opportunity/Continuation high school.
3. Suspended expulsion with placement into Independent Study at Royal Sunset.
4. Suspended expulsion with placement into Home Instruction at the district office.
5. Suspended expulsion with placement
6. Offer placement in county alternative education programming if deemed appropriate for expelled student from the district.

Sunol Glen Unified School District

1. Suspend expulsion
2. Consider interdistrict transfer
3. Independent study
4. Offer placement in county alternative education programming if deemed appropriate for expelled student from the district

