

SAN LUIS OBISPO COUNTY OFFICE OF EDUCATION

LEADERSHIP
COMMUNITY
SERVICE
JAMES J. BRESCIA, ED. D., SUPERINTENDENT

COUNTYWIDE PLAN FOR PROVISION OF EDUCATIONAL SERVICES TO EXPELLED STUDENTS EC 48926

TRIENNIAL UPDATE 2024-2027 www.slocoe.org

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Introduction

The San Luis Obispo County Office of Education (SLOCOE) and its partner school districts are committed to reducing the number of expulsions and providing expelled students with the best services to help them in their educational journey.

Schools often have to make tough decisions as they weigh their commitment to educating all students with the need to remove students for offenses that create an unsafe environment. For many years, schools have disciplined students with temporary removals, suspensions, permanent removals, and expulsions for serious offenses. Exclusionary school discipline policies are intended to ensure a productive and safe learning environment; however, when students are removed from their schools, learning is severely disrupted. In addition, there is little scientific evidence showing that expulsions are effective in reducing school violence or increasing school safety. There is significant evidence of the detrimental effects of expulsions on the students who undergo the process.

This document describes the educational alternatives to expulsion for students in schools within San Luis Obispo County and services available to students who are expelled. The plan describes legal requirements of a Countywide Plan for the Provision of Services to Expelled Students and presents a review of the last five years of expulsion data of San Luis Obispo County school districts. As required by California Education Code (48916 and 48926) gaps in services to students are explained, as well as strategies to address these gaps. Services offered by SLOCOE to these students are described, as well as next steps in our efforts to continue to reduce the number of students expelled.

Students in the county are enrolled in ten local school districts, the County Office of Education (COE), three district-authorized charter schools, and other private and online programs. These programs provide services to more than 34,000 pupils. The school districts range in size from the smallest with 55 pupils to the largest with a student enrollment of nearly 10,000 pupils.

Educational programs within San Luis Obispo County provide numerous opportunities for students in need of traditional and/or alternative education programs. Individual school districts offer a spectrum of educational alternatives, and the San Luis Obispo County Office of Education (SLOCOE) offers additional options via Grizzly ChalleNGe Charter School and the Court and Community School Programs. Together, the districts and SLOCOE provide a wide range of services to expelled youth.

In addition to providing mandated services to expelled students, the educators and agency representatives in the county collaborate on a regular basis to monitor the changing needs of our students and families, increase awareness, and provide research-based programs that best meet the needs of all students.

- There are many interagency committees that meet regularly with this goal in mind. Some of these committees are focused within the local districts and others are county-wide. An example of this is that the Juvenile Judge meets approximately five times a year with administrative-level representatives of the COE, the District Attorney's office, Probation, CASA, Social Services, Behavioral Health, the Public Defender's office, and the Court Commissioner. This group regularly monitors countywide data and programs offered to youth and families throughout the county and focuses on how the agencies can support these families in a collaborative manner.
- Schools within the districts and the COE have implemented many research-based frameworks to better meet the needs of the individual students and improve outcomes. These include, but are not

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limited to: Multi-Tiered System of Support, Positive Behavior Intervention and Supports, Bully Prevention Programs, AVID, Community College Dual Enrollment and Enrichment, Career Technical Education, Student Study Teams, Family Support Teams, Get Focused Stay Focused, Restorative Practices, Trauma Informed Care, Character Education, Social and Emotional Learning Programs, Youth in Action, Link Crew, Transition Mentor Programs, Violence Prevention Programs.

- Schools within the districts and the COE address the needs of students with disabilities through the implementation of Individualized Education Plans and Section 504 Plans.
- Drug and Alcohol programs are being offered county-wide. This is a collaborative between local districts, the COE, and County Behavioral Health. This program allows for continuity of care throughout the county, offering additional support to a highly mobile population. It is noted here that drug & alcohol avoidance and reduction services are offered and not mandatory due to a variety of reasons, including proximity of service and individual motivation.
- Focused support for homeless and foster youth is in place throughout the county. The Homeless and Foster Youth Executive Advisory Council meets regularly to ensure the needed supports for these students and families are in place and necessary information is communicated in a timely manner. The Executive Advisory Council includes: SLOCOE, Department of Social Services, Department of Behavioral Health, Department of Probation, all districts and charter schools, Superior Court, CASA, Youth Treatment Program, Family Care Network, CAPSLO, The Link, Cuesta College, and Cal Poly.
- An interagency agreement exists between SLOCOE, SELPA, Child Welfare Services, and CASA to ensure that students with disabilities who are also foster youth have access to timely and appropriate special education services.
- All districts have a SARB process in place and the county office operates a County-wide Truancy Board which hears cases, monitors county-wide attendance data, shares information regarding services that are available to districts, students, and families, and provides training for Supervisors of Attendance.
- COE sponsors regular professional development for staff, county-wide, to assist with the increased awareness of new legislation, alternatives to suspension, disproportionality, and other areas that affect our at-risk youth.

Educators in San Luis Obispo County recognize the need for a continuum of educational services for all students, including expelled students. It is important to provide support and service to expelled students while recognizing the rights of others to be safe. Local educators also recognize the seriousness of expulsion and pledge to apply careful thought, with an emphasis on fairness and consistency, during the decision-making process.

Legal Requirements of a Countywide Expulsion Plan

On July 1, 1996, California Education Code section 48926 became effective. California Education Code 48926 states, "Each county superintendent of schools in counties that operate community schools pursuant to Section 1980, in conjunction with superintendents of school districts within the county shall develop a plan for providing education services to all expelled students in the county. The plan shall be adopted by the governing board of each district within the county and by the county board of education." ED Code 48926 also requires county superintendents to submit a plan to the Superintendent of Public Instruction, every three years, no later than June 30th.

The plan shall enumerate existing educational alternatives for expelled students, identify gaps in educational services to expelled students and strategies for filling those service gaps. The plan shall also identify alternative placements for students 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 students, as determined by the governing board.

Education Code 48916.1 states:

- A. 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. Except for pupils expelled pursuant to subdivision (d) 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.
- B. Notwithstanding any other provision of law, any educational program provided pursuant to subdivision (a) may be operated by the school district, the county superintendent of schools, or a consortium of districts or in joint agreement with the county superintendent of schools.
- C. Any educational program provided pursuant to subdivision (b) may not be situated within or on the grounds of the school from which the pupil was expelled.
- D. If the pupil who is subject to the expulsion order was expelled from any kindergarten or grades 1-6, inclusive, the educational program provided pursuant to subdivision (b) may not be combined or merged with educational programs offered to pupils in any of grades 7-12, inclusive. The district or county program is the only program required to be provided to expelled pupils as determined by the governing board of the school district. This subdivision, as it relates to the separation of pupils by grade levels, does not apply to community day schools offering instruction in any kindergarten and grades 1-8, inclusive, and established in accordance with Section 48660.
- E. (1) Each school district shall maintain the following data:
 - a. The number of pupils recommended for expulsion.
 - b. The grounds of each recommended expulsion.
 - c. Whether the pupil was subsequently expelled.
 - d. Whether the expulsion order was suspended.
 - e. The type of referral made after the expulsion.
 - f. The disposition of the pupil after the end of the period of expulsion.
 - (2) The Superintendent may require a school district to report this data as part of the coordinated compliance review. If a school does not report outcome data as required by this subdivision, the Superintendent may not apportion any further money to the school district pursuant to Section 48664 until the school district is in compliance with the subdivision. Before withholding the apportionment of funds to a school district pursuant to this subdivision, the Superintendent shall give written notice to the governing board of the school district that the school district has failed to report the data required by paragraph (1) and that the school district has 30 calendar days

from the date of the written notice of noncompliance to report the requested data and thereby avoid the withholding of the apportionment of funds.

California Education Code section 48916.1 states, "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 expulsion." Therefore, every school district governing board in San Luis Obispo County will refer each expelled pupil to an appropriate educational placement for the period of expulsion. The educational placement will be determined on an individual basis by the school district's governing board based on:

- 1. Seriousness of the offense;
- 2. Available educational alternatives; and,
- 3. Other related factors.

District-level alternatives for expelled pupils will vary from one district to another depending on such factors as district size, viable alternatives, and district philosophy. SLOCOE educational alternatives are also available for expelled pupils.

Each school district in San Luis Obispo County should take steps to see that services are provided for pupils who have an expulsion hearing. A pupil whose behavior has resulted in expulsion shall be given a rehabilitation plan that is designed by the district of residence. Any recommended placement should be monitored and appropriate documentation maintained.

Requirement for a Rehabilitation Plan for Expelled Students

Each school district must take steps to see that services are provided for expelled students. An expelled student is given a rehabilitation plan designed by the district of residence. The district's governing board is responsible for monitoring any recommended placements and maintaining appropriate documentation.

In order to facilitate a student's return to district and completion of the rehabilitation plan, the following procedures and supports are in place at San Luis Obispo County Community School:

- Full time academic counselor
- Mental Health Services
- Career Technical Education
- Daily student progress update available securely online, detailing student attendance, credit accrual, and behavior
- Creative Mediation Services offering Parent-Teen Dialogue and Re-Entry Circle Facilitation for all students
- Monthly in-person check-ins between district personnel and students in order to build relational capacity
- Dual Enrollment and Enrichment Coursework through Cuesta College.

Requirement for a review and readmission of expelled students

California Education Code 48916.1

(c) The governing board of each school district shall adopt rules and regulations establishing a procedure for the filing and processing of requests for readmission and the process for the required review of all expelled pupils for readmission. Upon completion of the readmission process, the governing board shall readmit the pupil, unless the governing board makes a finding that the pupil has not met the conditions of the rehabilitation plan or continues to pose a danger to campus safety or to other pupils or employees of the school district. A

description of the procedure shall be made available to the pupil and the pupil's parent or guardian at the time the expulsion order is entered.

- (d) If the governing board denies the readmission of an expelled pupil pursuant to subdivision (c), the governing board shall make a determination either to continue the placement of the pupil in the alternative educational program initially selected for the pupil during the period of the expulsion order or to place the pupil in another program that may include, but need not be limited to, serving expelled pupils, including placement in a county community school.
- (e) The governing board shall provide written notice to the expelled pupil and the pupil's parent or guardian describing the reasons for denying the pupil re-admittance into the regular school district program. The written notice shall also include the determination of the educational program for the expelled pupil pursuant to subdivision (d). The expelled pupil shall enroll in that educational program unless the parent or guardian of the pupil elects to enroll the pupil in another school district.

Referrals to SLOCOE Community School and reasons for denial of a referral

Referrals are on the SLOCOE website and must be completed by the referring district. The referral is then scanned/emailed to the main office at the email group listed on the referral. The updated referral form will be included as an appendix to this plan.

Reasons for denial of referral:

- Insufficient space at the Community School
- Insufficient special education caseload availability
- Child Find concerns not previously addressed
- Inability to provide the required special education services in a student's IEP based on the continuum of special education services available
- A review of paperwork reveals inadequate general education interventions, especially alternatives to suspension
- A victim of the student is currently enrolled at the Community School campus or a restraining order is in place involving another student on campus.

Educational Services Provided to Expelled Students with Disabilities

Consistent with state law, a student with exceptional needs, who has a current IEP/504 may be expelled and referred by a school district for placement at Community School. Enrollment will be determined on an individual basis and is dependent, in part, upon the appropriateness of the placement and services available at the Community School. As indicated above, a referral is not a guarantee of placement at Community School. Districts may refer students with exceptional needs if:

- All procedural safeguards regarding the discipline of the student with special needs have been met
- The referring district has complied with all legal requirements, no student will be accepted if they have pending and/or overdue IEP/504s
- An IEP or Section 504 team has determined that a referral to Community School meets the student's needs per the IEP/504

High school credits awarded at SLOCOE Community School

The referring school district shall calculate and provide all credits earned by the student, including partial credits for the portion of the current semester attended at the time of the referral.

SLOCOE Community School students earn credits based on a daily or weekly portion of a semester when there is positive attendance and school work is completed at a passing level (D or better.)

The school district of residence will accept all partial credits awarded to the student on his or her return to the district of residence or other district after leaving SLOCOE Community School. These credits will be added to the student transcript by SLOCOE at the time of transfer.

SLOCOE Community School complies with all state laws that allow Foster, Homeless, Child of active military personnel, Migrant or Newcomer, and former Juvenile Court School students to graduate at the State minimum following a school change after the sophomore year. This exemption will be noted on the student's transcript. The local district should discuss the exemption with the student on return if she or he qualifies and has not accepted the exemption previously.

Failure to Enroll, Attend, or Graduate from SLO Community School

- Students who fail to enroll will be placed on the referring district's next available Student Attendance Review Board Hearing calendar. SLOCOE Administration will collaborate with the referring district and the family to enroll the student. The student will remain enrolled with the referring district until enrollment is successful. Educational services will remain with the referring district until enrollment is successfully completed.
- Students who enroll at SLOCOE Community School but fail to attend will be referred to SLOCOE Student Attendance Review Board and cited for truancy, if appropriate.
- Students who become unreachable, move without notice, or otherwise become "Missing in Action" will be referred to the County SARB, if appropriate. SLOCOE will collaborate with the referring district regarding re-enrollment at the residential school, where the local enrollment policies can be followed.
- Students who fail to graduate by their 18th birthday (or 23rd birthday if they have an IEP) and do not wish to continue school, will meet with the referring district to discuss educational options.

Educational Alternatives Available for Expelled Students in San Luis Obispo County

The governing board of each school district determines which educational alternatives are appropriate and available. Educational alternatives throughout San Luis Obispo County for students recommended for expulsion include, but are not limited to, the following options:

- Expulsion, suspended order, with placement on the same school campus.
- Expulsion, suspended order, with placement on a different school campus within the District.
- Expulsion, suspended order, with placement in District Independent Study, if available, if the parent requests and if a daily classroom option is available.
- Expulsion, suspended order, with subsequent transfer to another district.
- Expulsion with referral to a District Community Day School program, if available.
- Expulsion with subsequent placement in another District's Community Day School, if available.
- Expulsion with referral to the San Luis Obispo County Office of Education Community School Program.
- Expulsion, voluntary application and acceptance at the Grizzly ChalleNGe Charter School.
- Expulsion, unilateral parental placement in a charter school, private school or private homeschool alternative.

Expulsion Data

Below is the five year expulsion rate data for San Luis Obispo County Schools.

Name	Expulsion Rate				
	2022-2023	2021-2022	2020-2021	2019-2020	2018-2019
Atascadero Unified	0.13%	0.22%	0.00%	0.02%	0.10%
Cayucos Elementary	0.00%	0.00%	0.00%	0.00%	0.00%
Coast Unified	0.00%	0.00%	0.00%	0.00%	0.34%
Lucia Mar Unified	0.15%	0.19%	0.00%	0.14%	0.28%
Paso Robles Joint Unified	0.02%	0.04%	0.00%	0.14%	0.11%
Pleasant Valley Joint Union Elementary	0.00%	0.00%	0.00%	0.00%	0.00%
San Luis Coastal Unified	0.12%	0.04%	0.00%	0.11%	0.14%
San Luis Obispo County Office of Education	0.00%	0.00%	0.00%	0.00%	0.00%
San Miguel Joint Union	0.00%	0.00%	0.00%	0.14%	0.00%
Shandon Joint Unified	0.00%	0.00%	0.00%	0.00%	0.30%
Templeton Unified	0.00%	0.04%	0.04%	0.08%	0.00%
San Luis Obispo County	0.09%	0.11%	0.00%	0.11%	0.16%
<u>Statewide</u>	0.08%	0.07%	0.00%	0.06%	0.09%

Source: California Department of Education DataQuest http://dq.cde.ca.gov/dataquest/

<u>Alternatives for students who fail placement in District Community Day Schools or who</u> <u>pose a danger to other district pupils</u>

Currently there are no District Community Day Schools planned for operation in the county. Due to this, expelled students who fail to meet the terms and conditions of their rehabilitation plan or pose a danger to other district pupils, as determined by the governing board, can be referred to the SLOCOE Community School. The school district of residence continues to maintain responsibility for developing a rehabilitation plan for the student, referring the student to an appropriate educational setting, and ensuring that an educational program is provided either within or outside the school district. Parents, at their own expense, may choose placement in a private school or private homeschool alternatives.

The San Luis Obispo County Office of Education's Student Programs and Services Division offers the following options for expelled youth:

Community School:

• Loma Vista Community School - San Luis Obispo

This community school is located in San Luis Obispo on Pennington Creek Road, behind the County Office of Education. It is the only operating community school after closure of Chalk Mountain and Mesa View Community Schools for lack of students. Students at Loma Vista have access to Probation and Mental Health support daily. The school supports students' behavior and success through MTSS, PBIS, and Restorative Practices, as well as through implementing schoolwide instruction in Dialectical Behavior Therapy Skills (DBT). The school is WASC accredited. Students have access to Learning Labs for individual attention and support. Districts are charged a probation fee and mental health fee per referred student and can have special education charges if specialized services are necessary, and may be charged transportation fees, food services fees, and program cost overages.

Court School:

• Juvenile Court School

This school is located within the Juvenile Services Center on Kansas Avenue. It is for students who are currently in custody at the facility. Teachers hold both a single subject credential as well as a Special Education Credential. PBIS has been implemented facility-wide and the school is WASC accredited.

Alternative Education Charter School:

• Grizzly ChalleNGe Charter School at Camp San Luis Obispo

Grizzly Youth Academy (GYA) is a partnership between the California National Guard and the Grizzly Challenge Charter School. For youth between the ages of 16 and 18 who have dropped out of high school, or are at-risk of dropping out, it offers a highly-structured environment that promotes leadership, cooperation, and academic skills, while building self-esteem, pride, and confidence. Once accepted into the program, cadets are introduced to military structure, participate in team building activities, practice making healthy choices, attend school daily, gain organizational and study skills, participate in a wide range of extracurricular activities, and receive the support they need to turn their lives around. The National Guard Youth ChalleNGe program is voluntary. Young men and women who apply must be committed to completing the 22-week residential phase and the 12-month post-residential phase. Tuition, room and board, and books are provided at no cost to the family.

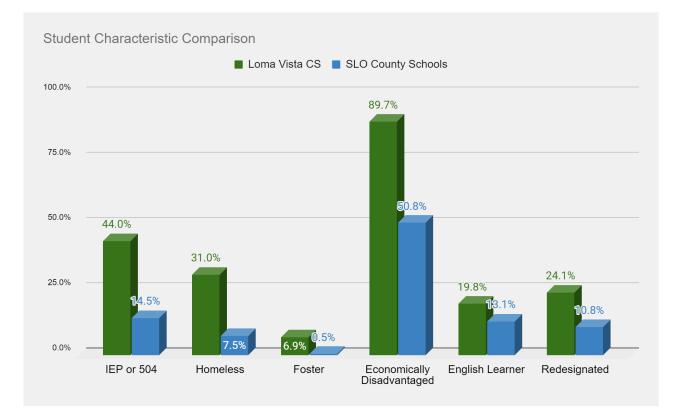
SLOCOE and its partners (AEOC) identified the following gaps in serving the needs of expelled students for the previous triennial update:

1. Continue to examine/increase educational options for students with disabilities who receive special education: There is a need to examine options for students with IEPs that may be expelled but cannot be served by the community school program. Continued collaboration between Districts, SELPA, AEOC and SEOC will allow future discussions about the possibility of a TLC classroom at Community School.

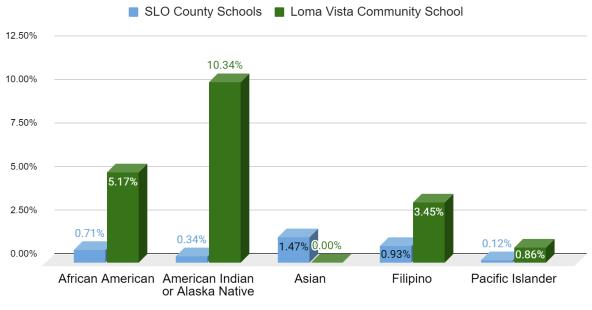
<u>Update:</u> The San Luis Obispo County Office of Education currently provides support for students with severe emotional and behavioral challenges related to their disability through its Special Education School. Students who are referred to this program by their school district IEP team can attend on a suspended expulsion or prior to being expelled. Data from district referrals indicate that this is not a high priority need. All teachers at San Luis Obispo County Community School hold special education credentials, and with each referral, the Special Education Department determines if the school can meet the student's needs based on the current IEP. Further discussions regarding expanding the Special Education School are held in a different forum. This gap will no longer be addressed in the document.

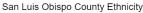
2. Continue to further reduce the number of expulsions for non-mandatory offenses: The number of expulsions has been reduced significantly since the 2012-2013 school year. SLOCOE and county districts are committed to continuing this trend and further reducing expulsions in the county. This will include using alternative means and restorative practices to change thoughts regarding zero tolerance and non-mandatory expulsion offenses. Districts will work with site personnel to evaluate the implementation of early interventions based on SEL, MTSS, and PBIS frameworks that support and connect students/families in the school community. Site evaluations will examine whether the interventions increase mental wellness and prosocial behaviors of students and reduce the likelihood of committing expellable offenses.

<u>Update:</u> Data regarding expulsion indicates that our county rate is slightly greater than the statewide average expulsion rate; however, district schools are maintaining the lower rate of expulsion experienced since the 2012-2013 school year. Enrollment data in Community School strongly suggests that minority students, students with disabilities, and students from families in poverty are much more likely to be expelled from district schools. Below is the most recent data regarding demographic enrollment at San Luis Obispo Community School, which represents referrals from local school districts via expulsion or truancy.



SLO County Schools vs Loma Vista CS





3. Need to increase services/transitions for Incarcerated Youth: There is an identified need for immediate wrap around services upon release from CVA to support the student and family. Students struggle to do well upon release and districts have experienced a gap in services that if eliminated may increase the amount of successful transitions. School district personnel identify that transition information about incarcerated youth, who may also be expelled, is sometimes difficult to obtain. In many cases, information about placement of and release dates for students who are placed in juvenile hall is not available in a timely manner. The collaboration between

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Districts, Probation and SLOCOE will continue to address these problems.

<u>Update:</u> This continues to be an area of concern, though release from CVA dates are better communicated between probation and the school districts. Transitions from Juvenile Court School Detention is a bit more difficult as decisions are frequently made the same day in court and ultimately decided upon by the Juvenile Justice Judge. Probation has contracted with Wilshire Creative Mediations for all youth who are or have been incarcerated. Wilshire Creative Mediations provides three voluntary services to the youth and their families: Teen - Parent Dialogue, Re-Entry Circles, and Restorative Meetings. Through these processes, the goal is to reduce communication barriers within families, reconnect youth to their neighborhood schools, and repair the harm that the youth may be responsible for.

<u>2024 Plan</u> Identified Gaps in Service:

1. **Continue to further reduce the number of expulsions for non-mandatory offenses**: As noted above, the number of expulsions has significantly declined since the 2012-2013 school year; however, our countywide rate remains above the state average.

<u>Strategy</u>: SLOCOE and county districts are committed to continuing this trend and further reducing expulsions in the county. Local districts are currently engaged in trainings led by the SLOCOE Educational Services Department in the areas of Multi-Tiered Systems of Support, Positive Behavior Intervention and Support, Restorative Practices, Belonging and Inclusion. Additionally, SLOCOE facilitates countywide collaborative learning among elementary principals, secondary principals, alternative education administrators, student support services personnel as well as school counselors.

2. Need to increase services/transitions for Incarcerated Youth as well as Community School Youth: Carried over from the previous plan, this goal continues to be relevant. A low number of students are successfully transitioning back to their district of residence after transfer to San Luis Obispo County Community School. Youth who are released from custody typically have a delay in enrollment due to lack of a structured communication method between SLO County Probation, SLOCOE, and local schools.

<u>Strategy</u>: Schedule monthly meetings between school personnel and youth enrolled in community school, in order to reestablish relationships and coordinate transitions back to district schools. Establish a transition committee to analyze the current communication barriers between the juvenile justice system and local schools. Increase the number of students who participate in re-entry circles. Develop a best practice resource in order to improve the support necessary for youth to successfully engage with their schools of residence upon return.

3. **Transportation.** While SLOCOE is one of the few community schools in the state to provide home to school transportation, the vast geography of our county continues to present challenges; not only to the youth enrolled at community school, but also to the majority of youth attending alternative schools in the county.

<u>Strategy</u>: Explore avenues that would provide county-wide public transportation services free of charge to all school-aged youth.

San Luis Obispo County Plan for Provision of Educational Services to Expelled Students

Approved by the San Luis Obispo County Superintendents' Council May/June 2024

In min Butto UD UD (Feb 21, 2024 08:26 PST)

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Jen Gaviola, Superintendent Cayucos Elementary School District

Scott Smith Cott Smith (Mar 18, 2024 13:38 PDT)

Scott Smith, Superintendent Coast Unified School District

Paul Fawcett Paul Fawcett (Feb 20, 2024 15:13 PST)

Paul Fawcett, Superintendent Lucia Mar Unified School District

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Aaron Aspland (Mar 5, 2024 11:09 PST)

Aaron Asplund, Superintendent Templeton Unified School District

San Luis Obispo County Plan for Provision of Educational Services to Expelled Students Board Approval Record

Atascadero Unified School District	February 20, 2024
Cayucos Elementary School District	February 14, 2024
Coast Unified School District	March 18, 2024
Lucia Mar Unified School District	February 20, 2024
Paso Robles Joint Unified School District	February 28 _{, 2024}
Pleasant Valley Joint Union Elementary District	February 20, 2024
San Luis Coastal Unified School District	February 5, 2024
San Miguel Joint Union School District	February 20, 2024
Shandon Joint Unified School District	February 20, 2024
Templeton Unified School District	March 5, 2024