

NEWLY APPROVED MANDATE

PUBLIC SAFETY NOTICES

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EDUCATION CODES

- Education Code Sections 32242, 32243, 32245, 46010.1; 48904, 48904.3, 48987
- Welfare and Institutions Code Section 18285
- Statutes 1983, Chapter 498; Statutes 1984, Chapter 482; Statutes 1984, Chapter 948; Statutes 1986, Chapter 196; Statutes 1986, Chapter 332; Statutes 1992, Chapter 445; Statutes 1992, Chapter 1317; Statutes 1993, Chapter 589; Statutes 1994, Chapter 1172; Statutes 1996, Chapter 1023; Statutes 2002, Chapter 492
- California Code of Regulations, Title 5, Section 11523
- Pupil Safety Notices 02-TC-13

SUMMARY OF THE MANDATE

MANDATE APPROVED ON DECEMBER 6, 2007.

**FOR THE FOLLOWING DATES: July 1, 2001 and Forward
FOR THE FOLLOWING ACTIVITIES:**

Lead Risk Factors

- For the principal of the school site, within 45 days of receiving lead test survey results from the Department of Health services, to notify the teachers and other school personnel and parents of the survey results.
- For schools to notify parents of the Childhood Lead Poisoning Prevention Act of 1991 upon receiving a finding that a school site has significant risk factors for lead
- For schools, within 45 days of receiving a finding by the Department of Health Services that a school subject to the Lead-Safe Schools Act has significant risk factors for lead, to notify the teachers, other personnel, and the parents of the finding.

Confidential Medical Services

- For school districts to amend an existing notice sent to pupils in grades 7-12 and their parents or guardians to include the provision that "school authorities may excuse any pupil from school for the purpose of obtaining confidential medical services without the consent of the pupil's parent or guardian." This activity is a ONE-TIME ONLY activity.

Child Abuse Complaint Process

- To disseminate guidelines, UPON REQUEST, that describe complaint procedures, adopted by the State Department of Education, to parents or guardians of minor pupils in the primary language of the parent or guardian which he or she can follow in filing a complaint of child abuse by a school employee or other person committed against a pupil at a school site.
- To provide an interpreter for a parent or guardian, whose primary language is other than English, in the case of any communications concerning the guidelines and procedures for filing child abuse complaints committed against a pupil at a school site.

SUMMARY OF THE MANDATE

MANDATE APPROVED ON DECEMBER 4, 2007.

**FOR THE FOLLOWING DATES: July 1, 2001 and Forward
FOR THE FOLLOWING ACTIVITIES:**

High School Proficiency Exam

- For the principal of each school with students in grades 11 and/or 12 to distribute to each pupil in those grades an announcement explaining the California High School Proficiency Exam provided for under Education Code section 48412 in time to meet registration requirements for the fall test of that year. (Cal. Code Regulations, title 5, Code 11523)

Withholding Grades, Diplomas, and Transcripts

- To establish rules and regulations governing procedures for withholding grades, transcripts, and diplomas.
- For a transferee school, upon notice that a school district has withheld the grades, diploma or transcripts of any pupil pursuant to Education code section 48904, to continue to withhold the grades, diploma or transcripts of any transfer students as authorized by that section, until such time as it receives notice, from the district that initiated the decision to withhold, that the decision has been rescinded under the terms of that section.

The Commission further found that:

- Funds appropriated pursuant to Education Code section 32245 and Welfare Institutions Code section 18285, subdivision (e), shall be identified as an offset in the Parameters and Guidelines for purposes of the lead notices activities.
- Any statutes and or executive orders that were pled in this test claim that are not identified above do not constitute a reimbursable state-mandated program.

DIRECT COST REPORTING

The following direct costs are eligible for reimbursement:

- Salaries and benefits
- Materials and supplies
- Contracted Services
 - Report the name of the contractor and services performed to implement the reimbursable activities. Attach a copy of the contract. If the contractor bills for time and materials, report the number of hours spent on the activities and all costs charged. If the contract is a fixed price, report the dates when services were performed and itemize all costs for those services.
- Fixed Assets and Equipment
 - Report the purchase price paid for fixed assets and equipment (including computers) necessary to implement the reimbursable activities. If the fixed asset is also used for purposes other than the reimbursable activities, only the pro-rata portion of the purchase price used to implement the reimbursable activities can be claimed.
- Travel
 - Report the name of the employee traveling for the purpose of the reimbursable activities. Include the date of travel, destination point, the specific reimbursable activity requiring travel, and related travel expenses reimbursed to the employee in compliance with the rules of the school district.

RECORD OF RETENTION

- Pursuant to Government Code section 17558.5, subdivision (a), a reimbursement claim for actual costs filed by a local agency or school is subject to the initiation of an audit by the Controller no later than three years after the date that the actual reimbursement claim is filed or last amended, whichever is later. However, if no funds are appropriated or no payment is made to a claimant for the program for the fiscal year for which the claim is filed, the time for the Controller to initiate an audit shall commence to run from the date of initial payment of the claim. In any case, an audit shall be completed not later than two years after the date that the audit is commenced.

CLAIMING INSTRUCTIONS

- **State Controller's Claiming Instructions:**
- The claiming instructions will be issued 60 days from December 4th and then the district will have 120 days to gather the information for preparation of the claim.