

June 25, 2004

To: Schools Legal Service Clients

From: Pete Carton, Senior Counsel  
Schools Legal Service

Re: Annual Notification to Parents  
Additions and Changes

Each year Schools Legal Service updates the suggested Annual Notice to Parents appearing on our web page. In this memo we identify as “**ANTP**” the changes required for the Annual Notice package. Others are identified as special situation notices (**Special Situation Notice**), although not mandated for the Annual Notice to everyone.

Please contact us for text of any special situation notices which you think may apply to your district.

**SOURCE**

**DESCRIPTION OF CHANGE**

Education Code 48980

The basic annual notice statute has been modified to recognize new notification requirements under the Sexual Health and HIV/AIDS Prevention Education Act. **ANTP**

Education Code 32280, et seq.

School Safety Plans. Section 32286 requires realignment of school safety plan statutes with the Interagency School Safety Demonstration Act. We offer a cross-reference in the **ANTP** directing the public to the location of the local school safety plan.

Education Code 35182.5

Non-nutritious food and beverages. This is a **Special Situation Notice** requiring school boards to clearly agendaize any proposed contracts. This topic impacts the school board’s board agenda practices.

- Education Code 48204(b) Revised residency rules for school attendance. The Legislature delayed reinstatement of the so-called “Allen Bill” residency rule exceptions in Section 48204, then changed them. The elementary school limitation has been deleted, and **ANTP** mention of this attendance option is now formally required. *Note: Our standard language from prior editions seems to sufficiently cover the point.*
- Education Code 48302 Hearings on Education Programs for “Districts of Choice.” A **Special Situation Notice** is required on this limited topic.
- Education Code 49452.6 Type 2 Diabetes Screening. Limited to districts participating in a pilot program. **Special Situation Notice** only.
- Education Code 48900, et seq. Student Discipline Rules. Hazing prohibitions have been strengthened. This year we recommend including a generic **ANTP** cross-reference to the location of your District’s discipline rules.
- Note: At Section 48915.5, the Legislature has repealed the requirement to give an extra pre-discipline assessment to special education students.
- Education Code 51705 Online classroom pilot program. A **Special Situation Notice** will be required if a district participates in this pilot project.
- Education Code 51930, et seq. Sexual Health Program consolidation(s). A new parental notice requirement before instruction in sexual health education appears at Section 51938. **ANTP**.

- Education Code 52244 Fees for college advanced placement tests in high school. Section 52244 requires notification to parents of the availability of fee reimbursement for AP tests. **ANTP**, although this is probably only needed for high school students.
- Education Code 56329 Special Education Assessment process. After an assessment is finished, parents are to be notified of their right to participate in an in-class observation. **Special Situation Notice** only.
- Education Code 56341.2 Special Education group home placements. Confirms right of group home operator to attend the IEP of dependents placed by court order. **Special Situation Notice** only.
- 5 CCR §4622; EC 35294.95 Uniform Complaint Procedure has been extended to cover noncompliance with a school safety plan. Our existing generic **ANTP** text adequately references state and federal law and, thus, remains unchanged.
- AB 97 and SB 140 Updates the Attendance Options Summary for Districts which use the Annual Notice to describe those options. Our existing general **ANTP** text remains unchanged.

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Continuing Review.

This update list has been assembled after considerable research. Still, both our Legislative and Executive branches of government seem perennially active in mandating additional notices under a myriad of programs. We recommend checking our web site [[www.schoolslegalservice.org](http://www.schoolslegalservice.org) "Members Only" section] for updates throughout the year. In the case of the Federal No Child Left Behind Act and FERPA regulations, revisions likely will surface at unplanned intervals.

Please do not hesitate to contact us if you learn of something that should be mentioned, changed or removed from the ANTP list.