

## ***ADDENDUM TO THE ANNUAL NOTICE FOR THE 2019-20 SCHOOL YEAR***

### **COMPLAINTS**

#### Uniform Complaint Procedures (E.C. sections 32289 and 52075; 5 CCR 4600-4670)

The district annually notifies its students, employees, parents or guardians of its students, advisory committees, appropriate private school officials, and other interested parties of the Uniform Complaint Procedures (“UCP”) process.

The district is primarily responsible for compliance with federal and state laws and regulations, including those related to unlawful discrimination, harassment, intimidation or bullying against any protected group, and all programs and activities that are subject to the UCP.

#### A. Programs and Activities Subject to the UCP

- Accommodations for Pregnant and Parenting Pupils
- Adult Education
- After School Education and Safety
- Agricultural Career Technical Education
- American Indian Education Centers and Early Childhood Education Program Assessments
- Bilingual Education
- California Peer Assistance and Review Programs for Teachers
- Career Technical and Technical Education, Career Technical, Technical Training (state)
- Career Technical Education (federal)
- Child Care and Development
- Child Nutrition
- Compensatory Education
- Consolidated Categorical Aid
- Course Periods without Educational Content
- Economic Impact Aid
- Education of Pupils in Foster Care, Pupils Who are Homeless, former Juvenile Court Pupils now enrolled in the district and Children of Military Families
- Every Student Succeeds Act
- Local Control and Accountability Plans (“LCAP”)
- Migrant Education
- Physical Education Instructional Minutes
- Pupil Fees
- Reasonable Accommodations to a Lactating Pupil
- Regional Occupational Centers and Programs

- School Plans for Student Achievement
- School Safety Plans
- School Site Councils
- Special Education
- State Preschool
- State Preschool Health and Safety Issues in LEAs Exempt From Licensing
- Tobacco-Use Prevention Education

The district's UCP shall be used to investigate and resolve any complaints alleging failure to comply with federal and state laws and regulations governing any district program or activity subject to the UCP and/or alleging unlawful discrimination, harassment, intimidation or bullying.

**B. Pupil Fees**

A pupil fees or LCAP complaint may be filed anonymously if the complainant provides evidence or information leading to evidence to support the complaint. A pupil enrolled in one of the district's public schools shall not be required to pay a pupil fee for participation in an educational activity. A pupil fee complaint shall be filed no later than one year from the date the alleged violation occurred.

**C. Additional Information**

The district shall post a standardized notice of the educational rights of pupils in foster care, pupils who are homeless, former juvenile court pupils now enrolled in the school district, pupils in military families, migrant students, and immigrant students enrolled in a newcomer program, as specified in E.C. sections 48853, 48853.5, 49069.5, 51225.1, and 51225.2. The notice shall include complaint process information, as applicable.

In order to identify appropriate subjects of state preschool health and safety issues pursuant to Health and Safety Code section 1596.7925, a notice shall be posted in each California state preschool program in each school in the district. The notice shall (1) state the health and safety requirements under Title 5 of the California Code of Regulations that apply to California state preschool programs pursuant to Health and Safety Code section 1596.7925, and (2) state the location at which to obtain a form to file a state preschool health and safety issues complaint pursuant to Health and Safety Code section 1596.7925.

.D. Contact Information

The staff member, position, or unit responsible to receive UCP complaints in the district is:

***Heidi Torix, Superintendent, 760-932-7443, [htorix@esud.org](mailto:htorix@esud.org)***

E. Investigation and Decision

Complaints will be investigated and a written report with a Decision will be sent to the complainant within sixty (60) days from the receipt of the complaint. This time period may be extended by written agreement of the complainant. The person responsible for investigating the complaint shall conduct and complete the investigation in accordance with the district's UCP policies and procedures.

The complainant has a right to appeal the district's Decision to the California Department of Education by filing a written appeal within fifteen (15) days of receiving the district's Decision. The appeal must be accompanied by a copy of the originally filed complaint and a copy of the district's Decision.

The district advises any complainant of civil law remedies including, but not limited to, injunctions, restraining orders, or other remedies or orders that may be available under state or federal discrimination, harassment, intimidation or bullying laws, if applicable.