

## COMMUNITY DAY SCHOOL

### Involuntary Transfer

The Superintendent or designee may assign a student to a district community day school only upon meeting one or more of the following conditions: (Education Code [48662](#))

1. The student is expelled for any reason.

(cf. [5144.1](#) - Suspension and Expulsion/Due Process)

2. The student is probation-referred pursuant to Welfare and Institutions Code [300](#) or [602](#).
3. The student is referred by a school attendance review board (SARB) or other District-level referral process.

(cf. [5113.1](#) - Chronic Absence and Truancy)

The Superintendent or designee shall give first priority for assignment to a community day school shall be given to students expelled for mandatory expulsion offenses pursuant to Education Code [48915](#) (d). Second priority shall be given to students expelled for other reasons, and third priority shall be given to students referred pursuant to item #2 or #3 above. These priorities are applicable unless the District has an agreement that the County Superintendent of Schools shall serve any of these students. (Education Code [48662](#))

When the student to be involuntarily transferred to a community day school is a student with disabilities, as defined under the federal Individuals with Disabilities Education Act or Section 504 of the federal Rehabilitation Act of 1973, assignment to a community day school shall be determined by the student's Individualized Education Program (IEP) team, as applicable. (20 USC 1415; 34 CFT 104.35)

(cf. [5144.2](#) - Suspension and Expulsion (Students with Disabilities))

(cf. [6159](#) - Individualized Education Program)

(cf. [6164.6](#) - Identification and Education under Section 504)

Students who have been involuntarily transferred to a community day school based on an expulsion order, probation referral, SARB referral, or other district-level referral process shall be notified in accordance with the applicable laws and/or district policy. Such process shall include timely written notification of the transfer to the student and his/her parent/guardian and an opportunity for the student and parent/guardian to meet with the Superintendent or designee to discuss the transfer.

# Salinas Union High School District

Instruction

Regulation #6185

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## **COMMUNITY DAY SCHOOL**

### **Instruction**

Academic programs offered in the community day school shall be comparable to those available to students of a similar age in the school District. (Education Code [48663](#))

The minimum school day for community day school students shall be 360 minutes of classroom instruction provided by a certificated employee. Independent study shall not be used as a means of providing any part of this minimum day. (Education Code [48663](#))

(cf. 6112 - School Day)

(cf. [6158](#) - Independent Study)

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