

**GENERAL WAIVER COVER SHEET**  
**CALIFORNIA STATE BOARD OF EDUCATION**  
**JULY 2003 AGENDA**  
**Item No. W-4**

<p><b>TITLE:</b> Request by the <b>Hacienda La Puente Unified School District</b> for a waiver of <i>Education Code</i> (EC) Section 48661(a) relating to the placement of a district community day school on the same site as Valley Alternative (Continuation High) School.</p> <p><b>CDSIS:</b> 19-6-2003</p>	<p><u>  <b>X</b>  </u> <b>ACTION</b></p> <p><u>      </u> <b>INFORMATION</b></p> <p><u>      </u> <b>PUBLIC HEARING</b></p> <p><u>      </u> <b>CONSENT</b></p>
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**RECOMMENDATION:**

The Department recommends:

Approval—If approved, *Education Code* Section 33051(c) will apply and the district will not have to reapply annually if the information contained on the request remains the same.

*Denial*

**Summary of Previous State Board of Education Discussion and Action:**

The Board has approved several similar requests in the past to allow the co-location of a community day school with a continuation high school when the district has been able to provide for the separation of students from the two schools. The initial waiver for the Hacienda La Puente Unified School District was approved in May, 2002, for one year to allow the district to demonstrate the efficacy of the collocation plan.

**Summary of Key Issue(s):**

The Hacienda La Puente Unified School District requests renewal of a waiver of *Education Code* (EC) Section 48661(a) which states that a community day school (CDS) shall not be situated on the same site as a continuation high school.

The district conducted an extensive search of facilities owned by the district and in the community. The district has certified that no appropriate separate facilities are available. The site was selected as providing the greatest possible separation from other school classrooms and students. The CDS is not located on the same site as an elementary, middle, or comprehensive high school.

The district maintains that the students in the CDS have been completely separated from the continuation high school students at the site. During the past year, there were no disciplinary incidents involving community day school students and students from any other program on the campus. Separation continues to be accomplished through the use of self-contained classrooms including restrooms, different arrival and departure times, two distinct bell schedules, different entrance/exits, and extensive supervision.

The local school board voted unanimously to support the waiver renewal request. The Valley Alternative School Site Council and all of the bargaining units also support the waiver request. Reflecting the strong statements of local support, the safety procedures implemented

by the district, and the demonstrated safety record during the initial year, the CDE recommends approval of the waiver renewal request.

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Bargaining unit(s) consulted on: 5/22/03

Position of bargaining unit:

Neutral                                       Support                                       Oppose

Name of bargaining unit representatives: Sergio Martinez (CTA), Frank Zavala (CSEA), Robert Barba (SEIU)

Public hearing identified by:

posting in a newspaper       posting at each school       other  
(specify)

Public hearing held on: 6/5/03

Local board approval date: 6/5/03

Advisory committee(s) consulted: Valley Alternative School Site Council

Objections raised (choose one):  None       Objections are attached on separate sheet

Date consulted: 5/29/03

Effective dates of request: 7/1/03 – 6/30/04

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**Fiscal Analysis (as appropriate): N/A**

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**Background Information:** Documentation is attached to this Summary.