



CALIFORNIA STATE BOARD OF EDUCATION

MAY 2004 AGENDA

Specific Waiver

<p>SUBJECT</p> <p>Request by East San Gabriel SELPA to waive <i>Education Code</i> (EC) Section 51224.5(b), the requirement that all students graduating in the 2003-04 year be required to complete a course in Algebra I (equivalent) to be given a diploma of graduation for 1 (one) special education student based on EC 56101, the special education authority. Waiver Number: 92-4-2004</p>	<input checked="" type="checkbox"/> Action
	<input type="checkbox"/> Consent

RECOMMENDATION

Approval Approval with conditions Denial

that the request by **East San Gabriel SELPA** to waive EC 51224.5(b) for **one** student based on EC 56101 is granted for the 2003-04 school year. This waiver removes only the requirement that the student successfully complete a course in Algebra I (or its equivalent). The student must meet other course requirements stipulated by the governing board of the school district of enrollment and by EC 51225.3 in order to receive a high school diploma.

SUMMARY OF PREVIOUS STATE BOARD OF EDUCATION DISCUSSION AND ACTION

In 2000, legislation was enacted to require students as a condition of receiving a high school diploma to complete Algebra I. The Algebra I requirement applies beginning with students graduating in 2003-04.

SUMMARY OF KEY ISSUES

This waiver removes only the requirement that the student must successfully complete a course in Algebra I (or its equivalent) in order to receive a diploma of graduation. The district has provided facts indicating that failure to approve the request would hinder implementation of the student's individualized education program (IEP) or compliance by the district for a free, appropriate education for students with disabilities.

The district has provided documentation or certification that the student is currently enrolled but would not be successful completing Algebra I. The district has provided documentation or certification that all services and supports pursuant to the IEP were provided to the student to assist the student to complete Algebra I. The district has also certified that the student was on a diploma track.

Had the district applied for a waiver pursuant to the State Board of Education Policy 04-01 the student would have met the requirements for the general waiver of EC 51224.5(b).

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Authority for the Waiver: EC 56101

Bargaining unit(s) consulted on date(s): Consultation is not required for this waiver.

Position of bargaining unit(s) (choose only one): N/A

Neutral

Support

Oppose

Name of bargaining unit(s)/representative(s): N/A

Local board approval date(s): March 30, 2004

Period of request: 2003-04 School Year

FISCAL ANALYSIS (AS APPROPRIATE)

There will be no adverse fiscal impact to the state if this waiver is approved.

BACKGROUND INFORMATION

Some documentation is available for web viewing. Waiver forms and other hard copy documents are available for viewing at the Waiver Office or the State Board Office.