

## Board Policy

### Instruction

BP 6117 (a)

#### Year-Round Schedules

\*\*\*Note: The following optional policy and accompanying administrative regulation are for use by districts that operate or are considering the establishment of a year-round calendar in one or more schools, as authorized by Education Code 37610. A "single track" year-round calendar changes the sequence of instruction and vacations, but all students and staff are in school at the same time. As defined in Education Code 17017.7 and 42260, a "multitrack" plan is designed to increase enrollment capacity by dividing the student body and staff into groups or tracks (usually three to five groups) and rotating attendance so that, for a majority of school days, at least one group or track is not attending school while all other groups are in attendance (e.g., cycles of 60 days of instruction followed by 20 days of vacation, 45 days of instruction followed by 15 days of vacation).\*\*\*

The Governing Board believes that a year-round school schedule can reduce loss of student learning over vacations as well as enable the district to address overcrowding in schools through the more efficient use of school facilities. The feasibility of establishing year-round schedules shall be considered as the Board monitors current and projected enrollments, facilities needs, and instructional needs.

(cf. 6111 - School Calendar)

(cf. 7110 - Facilities Master Plan)

Before approving a year-round program in any district school, the Board shall consult with certificated and classified employees of the school, parents/guardians of students who would be affected by the change, and the community at large. Such consultation shall include at least one public hearing. (Education Code 37616)

The Superintendent or designee shall develop a year-round schedule for any school selected or approved by the Board for year-round schedule. The schedule shall specify the number of tracks or groups into which students and staff shall be divided and the number and length of instructional and vacation periods.

#### Assignment to Year-Round Tracks

The Superintendent or designee shall establish an unbiased process for determining assignment of students to tracks based on the following criteria:

1. Students of the same family shall be placed in the same group or track unless one or more of such students are enrolled in a special education class or unless the parent/guardian requests that the students be placed in different groups.

(Education Code 37617)

(cf. 6159 - Individualized Education Program)

\*\*\*Note: Item #2 below lists optional criteria for assigning students to tracks and may be revised to reflect district practice.\*\*\*

2. Assignment based on ability level shall be minimized except when necessary to accommodate special education needs or other specialized programs.

(cf. 6172 - Gifted and Talented Student Program)

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After assignment based on the above priorities, remaining students shall be chosen on a lottery basis when the number of students requesting a particular track exceeds spaces available. Second preferences shall be accommodated to the extent possible.

The Superintendent or designee shall give parents/guardians adequate notice regarding their child's schedule.

Once students are assigned to a track, priority shall be placed on keeping students on the same track each year unless the parent/guardian requests a change.

### Concept 6 Schedule

\*\*\*Note: The following optional section is for use by districts that operate schools on a "Concept 6" schedule; other districts should delete this section. Education Code 37680, as added by AB 1550 (Ch. 901, Statutes of 2004), defines a Concept 6 schedule as a multitrack year-round program whereby a school operates on a three-track year-round calendar and each track provides as few as 163 days of instruction per school year. \*\*\*

\*\*\*Note: Education Code 37680-37695, as added by AB 1550, imposes new conditions on districts that operate a Concept 6 calendar. Pursuant to Education Code 37681, beginning with the 2004-05 school year, a district may not operate a Concept 6 program, unless the district operated a Concept 6 program continuously since the 2003-04 school year. In addition, those districts may not offer that schedule at a new school that began operating after July 1, 2004, unless the addition of that school does not increase the total number of schools operating on the schedule above the number in operation in the district, on average, over the past two years. Pursuant to Education Code 37693, all Concept 6 programs must be eliminated by July 1, 2012.\*\*\*

\*\*\*Note: Education Code 37670 requires that, prior to instituting a Concept 6 calendar at a particular school, the Board must adopt a resolution with the certifications listed below. \*\*\*

Prior to operating a school on a Concept 6 schedule for as few as 163 days per school year, the Board shall adopt a resolution at a regularly scheduled Board meeting certifying that both of the following criteria are met at the school site: (Education Code 37670)

1. The number of annual instructional minutes is not less than that of schools of the same grade levels using the traditional school calendar.  
(cf. 6112- School Calendar)
2. It is not possible for the school to maintain a multitrack schedule containing the same number of instructional days as are provided in district schools using the traditional school calendar given the facilities, program, class sizes, and projected number of students enrolled at the school site.

\*\*\*Note: As added by AB 1550 (Ch. 901, Statutes of 2004), Education Code 37682 requires that, as a condition of operating a Concept 6 program at a school in the 2004-05 school year, districts submit a comprehensive action plan outlining the strategy and steps to be taken annually to eliminate the use of the Concept 6 program as soon as practical, but no later than July 1, 2012. Details regarding the plan's requirements are set forth in Education Code 37682(a); however, districts that are projecting to eliminate Concept 6 by July 1, 2008, may submit an abbreviated plan as detailed in Education Code 37682(b). Pursuant to Education Code 37683, the action plan must be submitted to the California Department of Education by January 1, 2005, for evaluation by the Superintendent of Public Instruction (SPI) and approval by the State Board of Education (SBE). After July 1, 2008, if the SPI and SBE find that a district has failed to make substantial progress in eliminating the Concept 6 program, the SBE may adopt a remedial plan and/or implement direct oversight of the district's facilities construction program, as specified in Education Code 37688 and 37689.\*\*\*

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\*\*\*Note: Education Code 37684, as added by AB 1550, also requires districts operating the program to annually report to the SPI the progress made in reaching the numerical goals established in the action plan. For districts operating the program after June 30, 2006, Education Code 37685 requires that additional reports be filed with the SPI each July.\*\*\*

The Superintendent or designee shall develop a comprehensive action plan detailing the strategy and steps to be taken annually to eliminate the use of the Concept 6 program as soon as practicable but no later than July 1, 2012. He/she shall also submit progress reports to the Superintendent of Public Instruction in accordance with law. (Education Code 37682, 37684, 37685)

### Legal Reference:

#### EDUCATION CODE

17017.5 Approval of applications; year-round education program

17017.6 Substantial enrollment, high school districts

17017.7 Priority for funding new construction

17071.40 Exemption from increase in school building capacity

17088.3 Qualifications for lease; submission of year-round multitrack educational program study

37202 Equity length of term, exceptions

37220-37223 Saturdays and holidays

37600-37644 Continuous school programs

37670-37672 Multi-track year round scheduling

37680-37695 Concept 6 class scheduling

41420 Minimum number of instructional days per year

42250.1 Funding for air conditioning

42260-42269 Year-Round School Grant Program

46200-46206 Incentives for longer instructional day and year

#### CODE OF REGULATIONS, TITLE 5

855 Testing period

884 Primary language testing period

14030 School housing standards for multitrack programs

### Management Resources:

#### WEB SITES

California Department of Education, Multitrack Year-Round Education:

<http://www.cde.ca.gov/ls/fa/yr>

National Association for Year-Round Education: [http:// www.nayre.org](http://www.nayre.org)

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GRAVENSTEIN UNION SCHOOL DISTRICT  
Sebastopol, California