

SACRAMENTO CITY UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION

Agenda Item 9.3

Meeting Date: June 10, 2021

Subject: Public Hearing: Second Reading of Revised Board Policy 5146,
Married/Pregnant/Parenting Students

- Information Item Only
- Approval on Consent Agenda
- Conference (for discussion only)
- Conference/First Reading (Action Anticipated: _____)
- Conference/Action
- Action
- Public Hearing

Division: Legal Services

Recommendation: Approve revisions to Board Policy 5146.

Background/Rationale: Education Code 46015 provides that pregnant and parenting pupils are entitled to accommodations that provide them with the opportunity to succeed academically while protecting their health and the health of their children. Education Code 221.51 prohibits districts from applying any rule concerning a pupil's actual or potential parental, family, or marital status that treats pupils differently on the basis of sex.

Board of Education Executive Summary

Legal Department

Public Hearing: Second Reading of Revised Board Policy (BP) 5146:

Married/Pregnant/Parenting Students

June 10

Board of Education Executive Summary

Legal Department

Public Hearing: Second Reading of Revised Board Policy (BP) 5146:

Married/Pregnant/Parenting Students

June 10, 2021



or, if the pupil is under 18 years of age, the person holding the right to make educational decisions for the pupil, notify the school of the pupil's intent to exercise this right. Failure to notify the school shall not abridge the rights established by this paragraph or any other right established by this subdivision.

(2) A pregnant or parenting pupil who does not wish to take all or part of the

Board of Education Executive Summary

Legal Department

Public Hearing: Second Reading of Revised Board Policy (BP) 5146:
Married/Pregnant/Parenting Students
June 10, 2021



enrolled before taking parental leave pursuant to paragraph (1) is entitled to alternative education options offered by the local educational agency.

(10) In accordance with subdivision (d) of Section 221.51, a pregnant or parenting pupil who participates in an alternative education program shall be given educational programs, activities, and courses equal to those he or she would have been in if participating in the regular education program.

(11) A pupil shall not incur an academic penalty as a result of his or her use of the accommodations specified in this subdivision.

Pursuant to Education Code 48205:

(a) A local educational agency shall not apply any rule concerning a pupil's actual or potential parental, family, or marital status that treats pupils differently on the basis of sex.

(b) A local educational agency shall not exclude nor deny any pupil from any educational program or activity, including class or extracurricular activity, solely on the basis of the pupil's pregnancy, childbirth, false pregnancy, termination of pregnancy, or recovery therefrom.

(c) A local educational agency may require any pupil to obtain the certification of a physician or nurse practitioner that the pupil is physically and emotionally able to continue participation in the regular education program or activity.

(d) Pregnant or parenting pupils shall not be required to participate in pregnant minor programs or alternative education programs. Pregnant or parenting pupils who voluntarily participate in alternative education programs shall be given educational programs, activities, and courses equal to those they would have been in if participating in the regular education program.

III. Budget:

The proposed policy is intended to recognize the responsibilities related to marriage, pregnancy, parenting, and related responsibilities and provide them with the opportunity to succeed academically while protecting their health and the health of their children.

IV. Goals, Objectives and Measures:

Pursuant to the District's core beliefs under Board Policy 0100, the District believes "that all people excel in an environment that is SAFE, and offers everyone UNLIMITED OPPORTUNITIES

Board of Education Executive Summary

Legal Department

Public Hearing: Second Reading of Revised Board Policy (BP) 5146:

Married/Pregnant/Parenting Students

June 10, 2021



for continuous growth and PERSONAL SUCCESS." As such, the goal is for the District to establish sound policy that recognizes the responsibilities of pregnant and parenting students and notify them of their rights in accordance with the law.

Sacramento City USD
Board Policy
BP 5146
Students

Married/Pregnant/Parenting Students

The Governing Board recognizes that **early responsibilities related to**

~~Any~~ education program or activity, including any class or extracurricular activity, that is offered separately to such

(cf. 6158 - Independent Study)

(cf. 6181 -

