



SACRAMENTO CITY UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION

Agenda Item# 11.11

Meeting Date : August 17, 2023

Subject : Approve Resolution No. 3338 on the Recognition of the Rights of Students with Disabilities to a Quality and Inclusive Education

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

Division : Special Education

Recommendation : Approve Resolution No. 3338 on the Recognition of the Rights of Students with Disabilities to a Quality and Inclusive Education

Background/Rationale : SCUSD and BPSB agreement.

Financial Considerations : N/A

LCAP Goal(s) : N/A

Documents Attached:
Exhibit A

Estimated Time of Presentation : N/A
Submitted by: Yvonne Wright, Chief Academic Officer Geovanni Linares, SELPA Director
Approved by : Lisa Allen, Interim Superintendent

BPSB et al. v. SCUSD et al.
U.S.D.C., E.D. Cal., Case No. 2:19-cv-01768 DJC-KJN

COMPROMISE AND RELEASE AGREEMENT

EXHIBIT A

Sacramento City Unified School District
Board of Education

RESOLUTION No. 3338

Recognition of the Rights of Students with Disabilities to a Quality and Inclusive
Education

WHEREAS, the Sacramento City Unified School District (SCUSD) serves approximately 6,573 students formally identified with disabilities, representing 16% of the total student population.

WHEREAS, despite the affirmative rights and appreciation for students with disabilities in our federal and state laws, students with disabilities suffer the worst academic and social emotional outcomes in our District, especially Black students and other students of color and English language learners; and

WHEREAS, October includes National Disability History Month, National Bullying Prevention Month, Worldwide Dyslexia Awareness Month, National Learning Disabilities Awareness Month, and National Disability Employment Awareness Month; and

WHEREAS, the Americans with Disabilities Act (ADA) prohibits discrimination against individuals with disabilities in all areas of public life, including jobs, schools, transportation, and all public and private places that are open to the general public and assures that people with disabilities have the same civil rights protections and opportunities as everyone else, similar to those provided to individuals on the basis of race, color, sex, national origin, age, and religion; and

WHEREAS, Section 504 of the federal Rehabilitation Act regulations requires a school district to provide related aids and services designed to meet the student's individual educational needs; and

WHEREAS, the Individuals with Disabilities Education Act (IDEA) requires all public schools to address the needs of pupils with disabilities and develop Individualized Education Plans (IEPs) which provide a Free and Appropriate Public Education (FAPE) reflecting the specific needs of each pupil; and

WHEREAS, California has been a leader in furthering disability rights with the enactment of such pioneering legislation as the Disabled Persons Act, the Unruh Civil Rights Act, the Fair Employment and Housing Act, Section 11135 of the Government Code, the Lanterman-Petris-Short Act, and the Lanterman Developmental Disabilities Services Act; and

WHEREAS, the California Education Code requires California schools to adopt instructional materials that accurately portray the cultural and racial diversity of our society, including the role and contributions of Black people, persons with disabilities, among those of members of other groups; and

WHEREAS, the FAIR Education Act enacted January 1, 2012 requires that California schools provide Fair, Accurate, Inclusive and Respectful (FAIR) representations of people with disabilities and people who are lesbian, gay, bisexual or transgender in History and Social studies curriculum and mandates schools to include the contributions of people with disabilities and members of the LGBT community in the curriculum; and

WHEREAS, the Board of Education and SCUSD recognize the rights of students

NOW, THEREFORE, BE IT RESOLVED, that the Superintendent transmit copies of this resolution to its administrators, teachers, staff, departments, and schools for appropriate distribution and implementation.

AYES: _____
NOES: -
ABSTAIN: _
ABSENT: _____

ATTESTED TO:

Lisa Allen
Secretary of the Board of Education

Chinua Rhodes
President of the Board of Education