



# **Special Committee on School Admissions, Attendance and Boundaries**

## ***Board Presentation***

*June 25, 2008*



# Agenda

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- I. Charge of Special Committee**
- II. Timeline and Progress**
- III. Proposed Amendments**
- IV. Action Requested**



## **Special Committee on School Admissions, Attendance and Boundaries**

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2/08: Committee established pursuant to Resolution 0708-0140 with the specific charge to investigate, review and make policy recommendations to the Governing Board on the stated subject matter and other matters as subsequently assigned

2/08 – 5/08: Eight Special Committee meetings to discuss, gather feedback and determine amendments to policies regarding admissions, attendance and boundaries issues; More than 15 meetings with community and staff

6/11: Presented first reading to OUSD Board of Education of proposed amendments to Board Policy 5116 and Board Policy 5116.1

6/25: Requesting approval of proposed amended Board Policies 5116 and 5116.1



# Proposed Amendments

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## Revised priorities for BP 5116 and 5116.1:

In recognition of the Governing Board's stated policy goal of keeping families and siblings together, siblings of students who are enrolled in the school and who will be enrolled in the school concurrently with their sibling in the same school the following year, shall have first priority.

## In the instance of overcrowding:

Elementary school students who are unable to attend the school within their elementary school boundary due to overcrowding of their neighborhood school, shall have priority to attend an elementary school within their middle school boundary.

In the instance of enrollment in a K-8 school, the elementary school boundaries will be used and in the case of overcrowding for a K-8 school, the middle school boundaries will be used for the purposes of re-directing students.

The previous Hillcrest middle school boundary will be expanded to the North Oakland Middle School boundary (i.e. including Chabot, Emerson, Peralta, Santa Fe, Kaiser and Sankofa schools) to relieve overcrowding at this specific site.



## Action Requested

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- Approval of proposed Amended Board Policies 5116- School Attendance Boundaries and 5116.1 – Intradistrict Open Enrollment



OAKLAND UNIFIED SCHOOL DISTRICT  
Office of Board of Education

June 11, 2008

**Legislative File**

File ID No.: 08-1274  
Introduction Date: 5/30/08  
Enactment No.: 08-1108  
Enactment Date: 6/25/08  
By: [Signature]

TO: Board of Education

FROM: Special Committee on School Admissions, Attendance and Boundaries  
Kerry Hamill, Chair  
Gary Yee, Member  
Christopher Dobbins, Member

Staff to the Special Committee

Vincent Matthews, State Administrator (Superintendent of Schools)  
Kirsten Vital, Chief of Community Accountability  
Juwen Lam, Demographer

SUBJECT:  Approval of Amended Board Policies 5116- School Attendance Boundaries and 5116.1 – Intradistrict Open Enrollment

**ACTION REQUESTED**

Approval of proposed Amended Board Policies 5116- School Attendance Boundaries and 5116.1 – Intradistrict Open Enrollment effectively providing a redirection remedy to enrollment overcrowding at Hillcrest K-8 School, any similarly situated District school and preserving the integrity of current School Attendance Boundaries and Open Enrollment consistent with legal requirements, respectively.

**DISCUSSION**

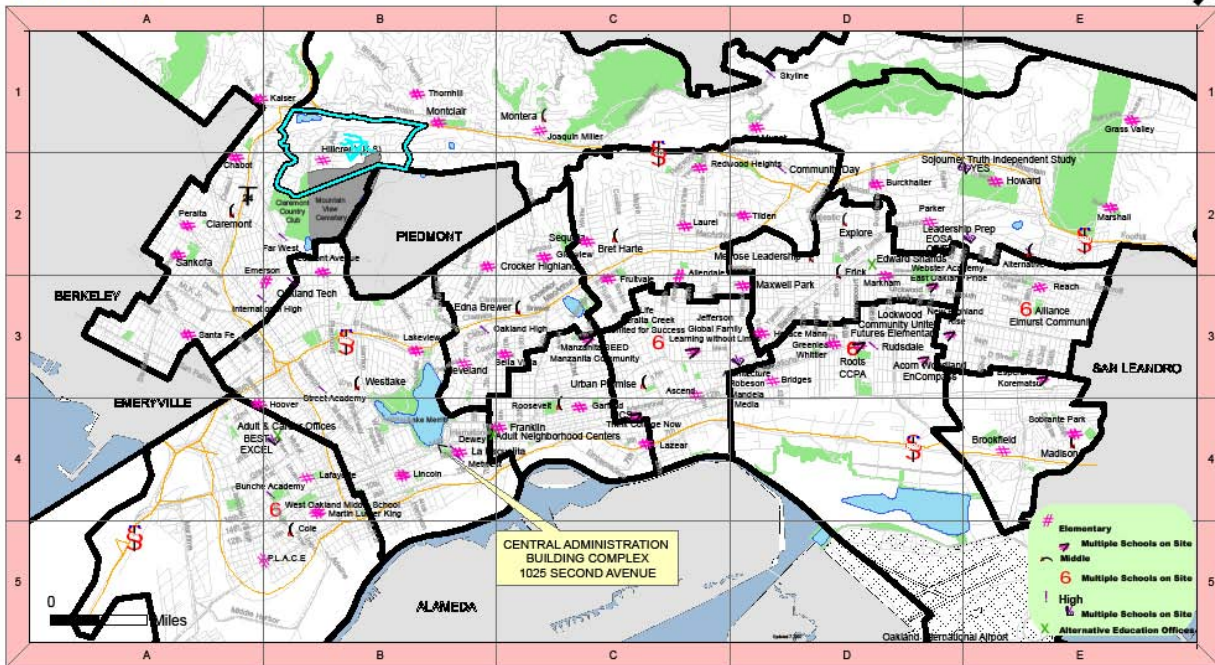
The Board Special Committee on Admissions, Attendance and Boundaries was established pursuant to Resolution 0708-0140 with the specific charge to investigate, review and make policy recommendations to the Governing Board on the stated subject matter and other matters as subsequently assigned.

The Special Committee on School Admissions, Attendance and Boundaries is recommending the amendment of the two stated policies to 1) facilitate keeping families and siblings together by giving first priority for open enrollment to siblings of students who are enrolled in a school (Education Code 35160.5) and 2) to relieve overcrowding at Hillcrest School while preserving the integrity of school boundaries and open enrollment district wide consistent with legal requirements.

Board adoption of the amended policies, as recommended by the Committee, will have the effect or impact for the Hillcrest K-8 School as follows: a) Preserve competitive Open Enrollment and Open Enrollment priorities for Hillcrest neighborhood families through the annual Open Enrollment Process up to the maximum capacity of the school; b) Upon the school reaching maximum enrollment capacity a pupil not admitted from the Hillcrest neighborhood under the competitive Open Enrollment process will be redirected to an elementary school within the North Oakland Middle Schools Boundary: i.e., Chabot, Emerson, Peralta, Santa Fe, Kaiser and Sankofa Schools.

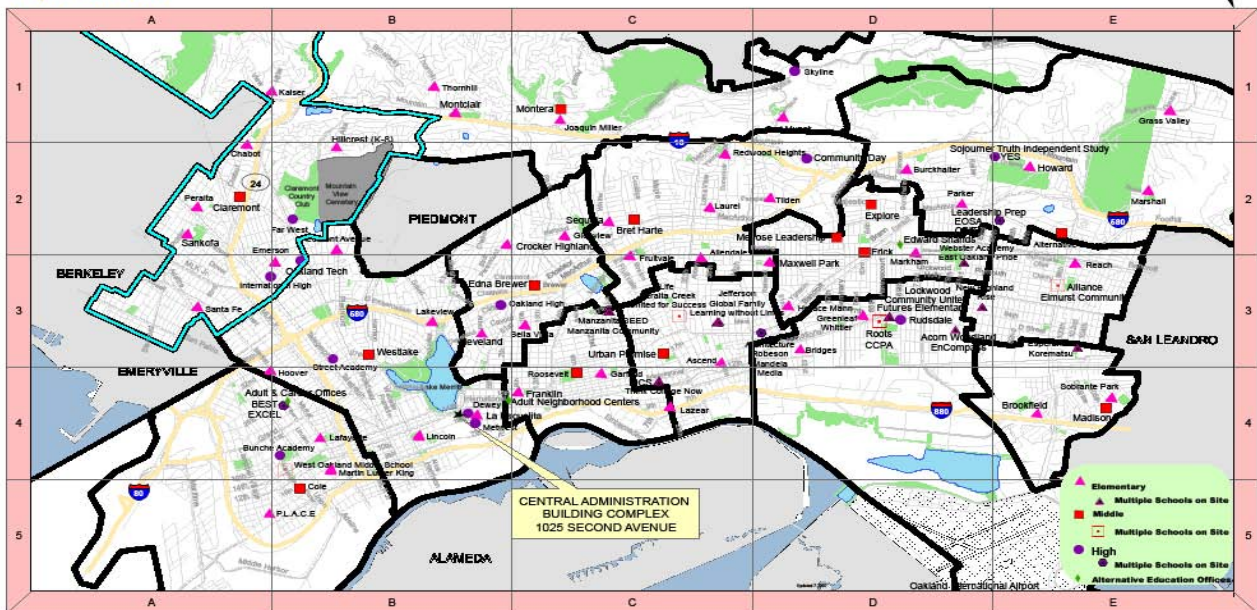
District current middle school boundaries, including Hillcrest, are drawn as illustrated in the following map:

### Oakland Unified School District: Middle Boundaries



The middle school boundaries, if the proposed amendment of policies is adopted, will be adjusted for Hillcrest overcrowding, as drawn and illustrated in the map below, to accommodate redirection of Hillcrest elementary pupils, not admitted to Hillcrest when the school has reached maximum enrollment capacity under the competitive Open Enrollment and Open Enrollment Priorities process, to one of the named other elementary schools in the North Oakland Middle School Boundary.

### Middle Boundaries Including Proposed Hillcrest Adjustment



Once a student is admitted into Hillcrest, or any other District elementary school, his/her siblings will have admissions priority pursuant to the Intradistrict Open Enrollment Policy.

Also noted, as in the past, the Explore Middle School remains located outside of the Explore middle school boundary. The Explore middle school boundary serves students previously in the King Estates middle school boundary and for the purposes of redirecting students. Enrollment at Explore Middle School will be determined by the Open Enrollment priorities set forth and prioritized according to the Explore middle school boundary as defined by Board Policy 5116.

**BUDGET IMPACT**

Adoption of the recommended Amended Policies will have limited budget impact. The attendance is projected to remain stable at Hillcrest. There is potential for some families to be less satisfied with the policy and opt not to attend an elementary school within the North Oakland Middle Schools boundary.

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## **LEGAL IMPACT**

Adoption of the Amended Policies, as recommended herein, will have the same effect and impact for enrollment of pupils District wide under the Open Enrollment and Open Enrollment Priorities process. As such, the changes in policy, if adopted, are expected to withstand any legal challenges that may arise.

## **RECOMMENDATION**

Approval of proposed Amended Board Policies 5116- School Attendance Boundaries and 5116.1 – Intradistrict Open Enrollment effectively providing a redirection remedy to enrollment overcrowding at Hillcrest K-8 School, any similarly situated District school and preserving the integrity of current School Attendance Boundaries and Open Enrollment consistent with legal requirements, respectively.

Attachments: Proposed Amended Board Policy – Students – BP 5116 – School Attendance Boundaries  
Proposed Amended Board Policy – Students – BP 5116.1 – Intradistrict Open Enrollment

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# OAKLAND UNIFIED SCHOOL DISTRICT

## Board Policy

BP 5116

### School Attendance Boundaries

The Governing Board shall establish and regularly review school attendance boundaries taking into account school capacities and enrollment data, geographic features, student safety and transportation, ~~racial and ethnic balance~~diversity, educational programs ~~such as magnet schools~~, and community input.

~~(cf. 5116.1—Intradistrict Open Enrollment)~~The Governing Board shall establish school attendance boundaries in order to maximize the efficient use of district facilities and effective administration of district schools. It is the policy of the Governing Board to establish boundaries which:

- Support keeping families and siblings together
- Recognize that strong schools build strong neighborhoods
- Value and support schools that reflect diversity

The Superintendent or designee ~~may place some students in a~~shall periodically review school ~~outside of their attendance area in order~~boundaries and, as necessary, make recommendations to ~~alleviate overcrowding. the Board for boundary adjustments.~~

#### Legal Reference:

#### EDUCATION CODE

~~35160—Authority of governing boards~~

~~35160.1—Broad authority of school districts~~

~~35160.~~When reviewing school attendance boundaries, the Superintendent or designee shall consider the following factors:

1. School enrollment data, including declining enrollment patterns
  2. Facility capacity and design, including potential commercial and residential developments
  3. School feeder patterns, including maintaining, to the extent practicable, continuity of student attendance
  4. Federal, state, or court mandates
  - ~~5—District policies; rules and regulations.~~ Community input
- ~~35291—Rules~~
- ~~35350—6. Student safety~~
7. Transportation ~~of students~~capacity
- ~~35351—Assignment of students to schools~~
8. Community and neighborhood identity
  9. Geographic features of the district, including traffic patterns
  10. Educational programs, such as magnet schools and charter schools  
(cf. 7160 - Charter School Facilities)
  11. Consistency between municipal boundaries and high school boundaries
  12. Other factors  
(cf. 5116.1- Intradistrict Open Enrollment)

(cf. 5117 - Interdistrict Attendance)

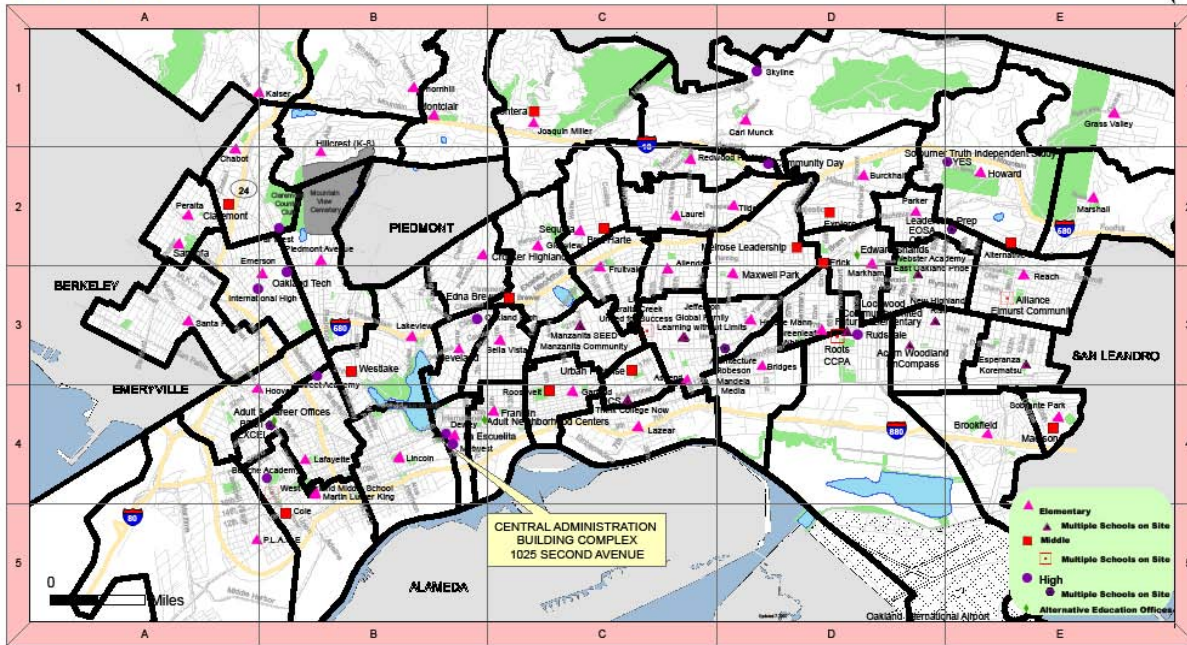
Attendance boundaries are outlined below, and shall be posted, as outlined below, on the District website and available at the Student Assignment and Bilingual Testing Office or successor office.

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Elementary school boundaries are drawn as illustrated in the following map. Elementary school boundaries will be used in accordance with enrollment priorities established in Board Policy 5116 and Board Policy 5116.1. In the instance of enrollment in a K-8 school, the elementary school boundaries below will be used. In the case of overcrowding for a K-8 school, the middle school boundaries will be used for the purposes of re-directing students.



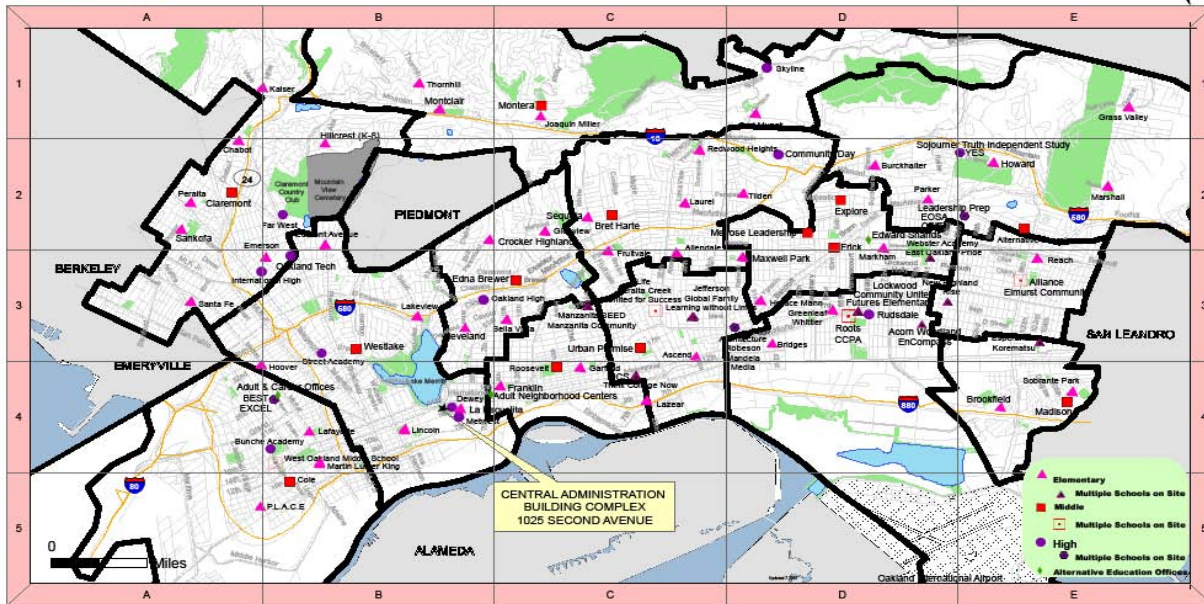
### Oakland Unified School District: Elementary Boundaries



Middle school boundaries are drawn as illustrated in the following map. Middle school boundaries will be used for re-direction of elementary students in neighborhoods with overcrowding in accordance with enrollment priorities established in Board Policy 5116 and Board Policy 5116.1. In the instance of enrollment in a K-8 school, the elementary school boundaries will be used. In the case of overcrowding for a K-8 school, the middle school boundaries will be used for the purposes of re-directing students.



### Oakland Unified School District: Middle Boundaries

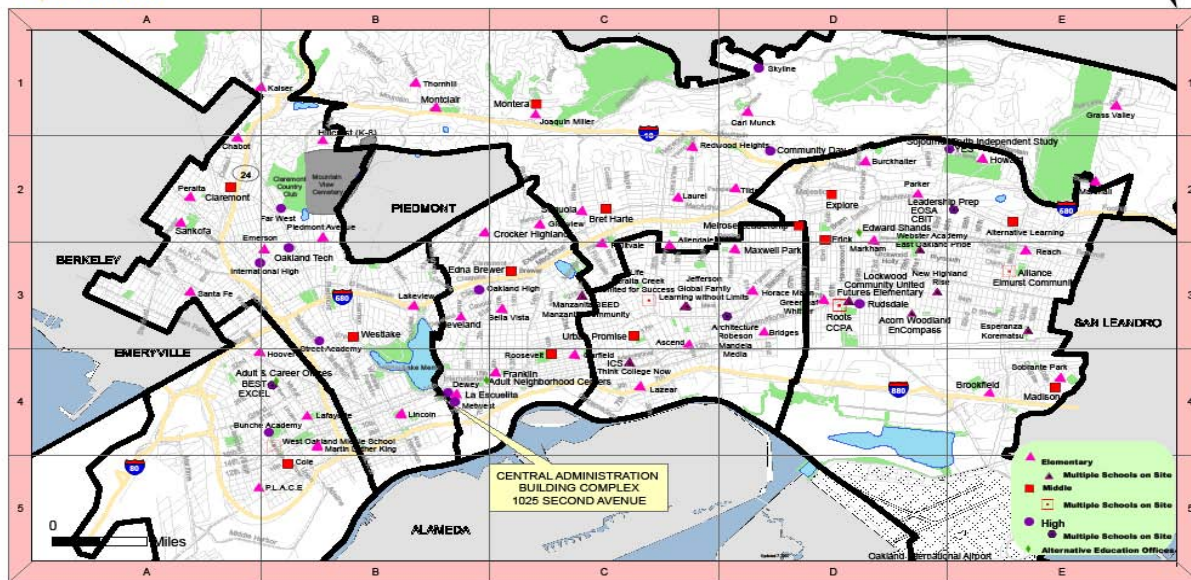


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High school boundaries are drawn as illustrated in the following map. High school boundaries will be used in accordance with enrollment priorities established in Board Policy 5116 and Board Policy 5116.1.



**Oakland Unified School District: High Boundaries**



### Enrollment by Attendance Boundary

1. In recognition of the Governing Board’s stated policy goal of keeping families and siblings together, siblings of students who are enrolled in the school and who will be enrolled in the school concurrently with their sibling in the same school the following year, shall have first priority. (Education Code 35160.5)

2. Students residing in an attendance boundary shall have second priority to attend the school within their attendance boundary.

In order to alleviate overcrowding, the Superintendent or designee may place some students in a school outside of their attendance area in accordance with Board Policy 5116.1 Intradistrict Open Enrollment. Parents/guardians of students who are attending schools outside of their attendance area shall be notified of the school their child will be attending as soon as possible. If available, transportation shall be provided for such students.

(cf. 5116.1 – Intradistrict Open Enrollment)  
(cf. 3541 - Transportation Routes and Services)

### Legal Reference:

#### EDUCATION CODE

- 35160 Authority of governing boards
- 35160.1 Broad authority of school districts
- 35160.5 District policies; rules and regulations
- 35291 Rules
- 35350 Transportation of students
- 35351 Assignment of students to particular schools

#### GOVERNMENT CODE

~~53312.7-53311-53317.5~~ Establishment of community facilities district; ~~goals and policies~~

~~ATTORNEY GENERAL OPINIONS~~

~~29 Ops. Atty. Gen. 63~~

CALIFORNIA CONSTITUTION

Article I, Section 31 Discrimination based on race, sex, color, ethnicity

COURT DECISIONS

Crawford v. Huntington Beach Union High School District (2002) 98 Cal.App.4th 1275

Crawford v. Board of Education (1976) 17 Cal.3d 280

Jackson v. Pasadena City School District (1963) 59 Cal. ~~2nd~~2d 876, ~~879~~

Management Resources:

WEB SITES

California Department of Education: <http://www.cde.ca.gov>

~~(9/90) 10/93 07/28/04) 7/06~~

7/28/04; 6/25/08A

# OAKLAND UNIFIED SCHOOL DISTRICT

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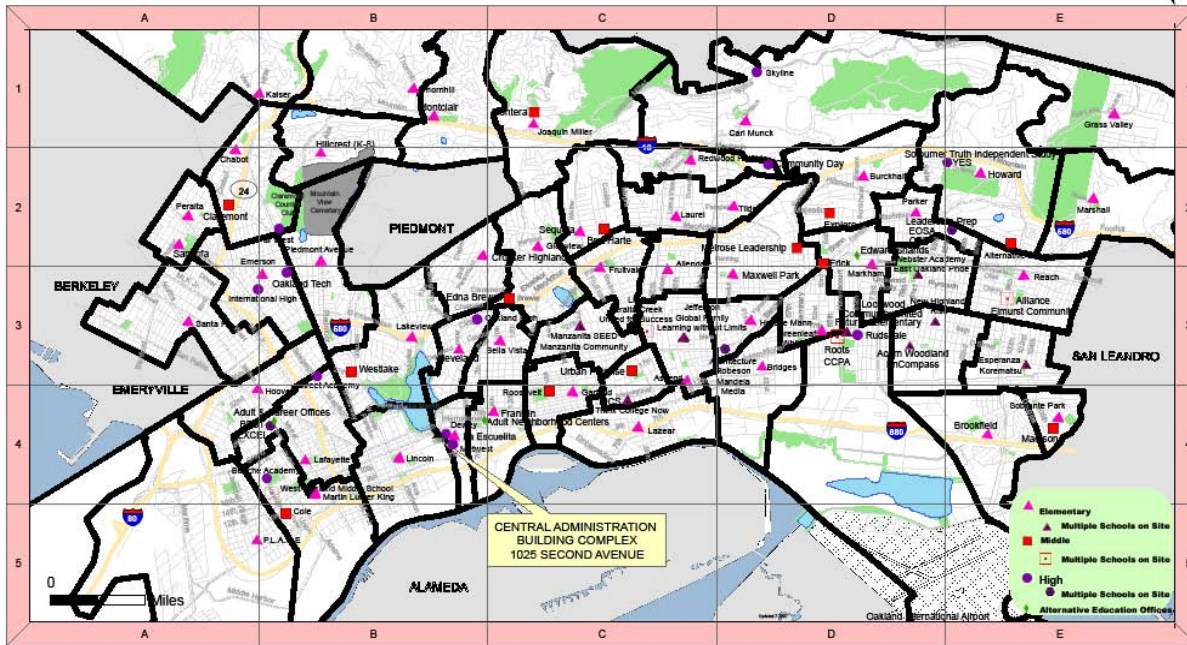
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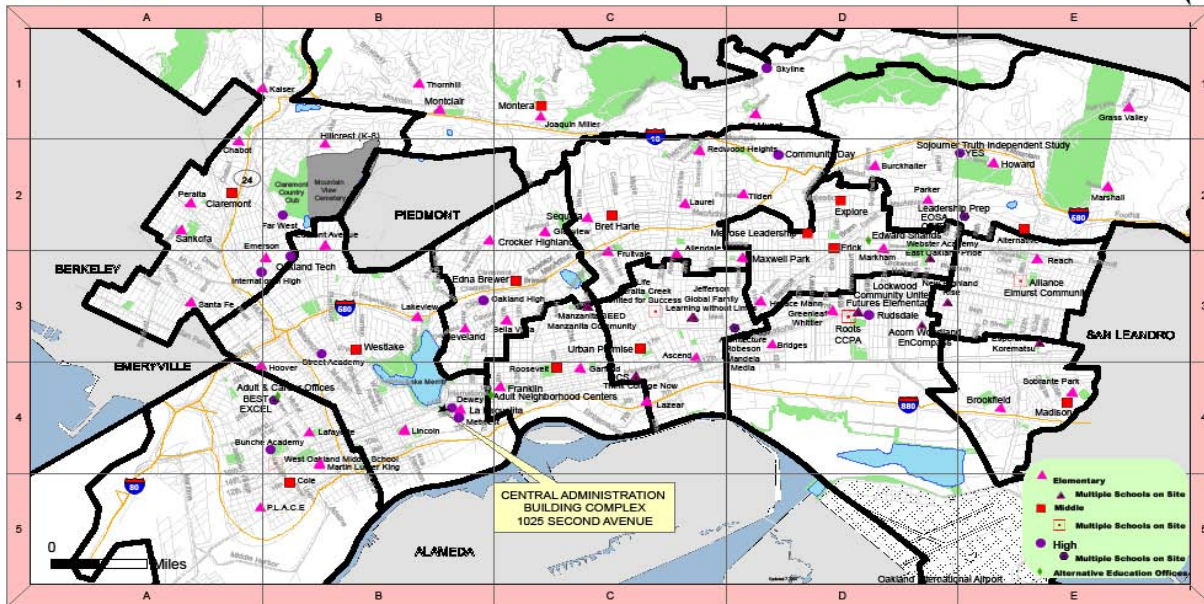
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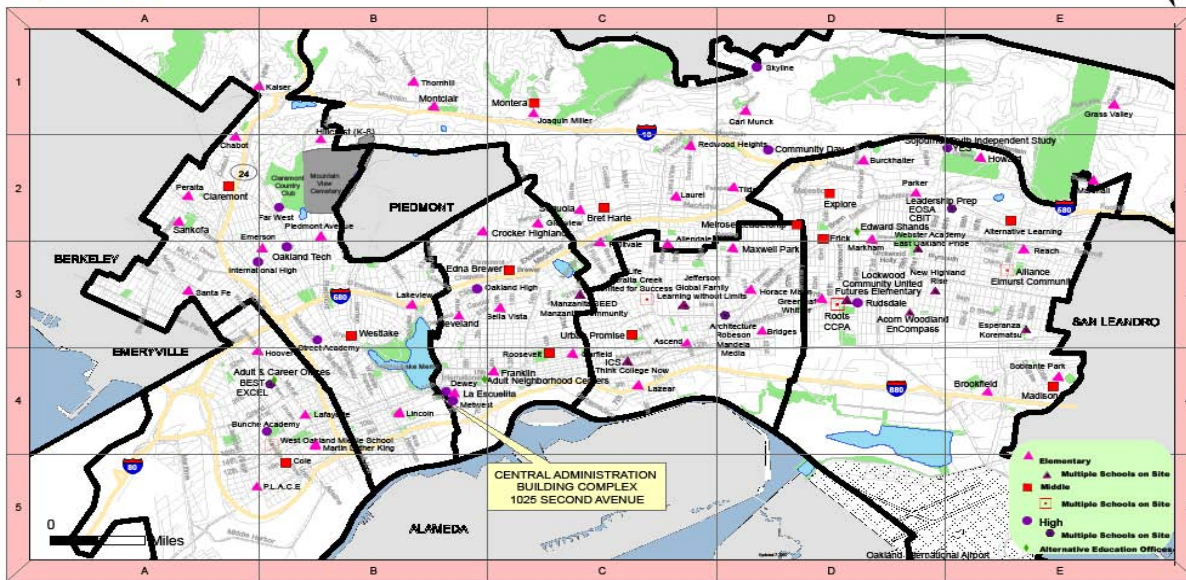


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