

**MEMORANDUM OF UNDERSTANDING BETWEEN
LOS GATOS-SARATOGA UNION HIGH SCHOOL DISTRICT AND
DISTRICT TEACHERS ASSOCIATION:
SUPPORTING STUDENTS WITH D/F GRADES
For the 2020/21 School Year**

This Memorandum of Understanding (MOU) addresses the commitment of the District and DTA to support students with D/F grades, including, but not limited to, students with IEPs and Section 504 Plans. Due to the pandemic, **the number of students with 2 or more D/F grades has increased exponentially when compared with the same 12 week period last fall.**

SHS			LGHS		
	2020	2019		2020	2019
1 or More D/F	159	153	1 or More D/F	460	415
2 or More D/F	82	57	2 or More D/F	287	185
3 or More D/F	53	24	3 or More D/F	203	78

- A. The MOU between DTA and District dated August 13, 2020, attempted to proactively address this concern with the following language regarding grading:
- a. **Grading:** Unit members will be responsible for continuing to assign student grades according to current practice and policy (subject to the constraints and limitations presented by school closure). **Teachers will allow students with special circumstances, including but not limited to IEPs and 504 plans, to catch up and turn in late work without penalty.**
 - i. **In the current environment, “special circumstances” can apply to ALL students who are struggling academically, emotionally or socially, including students with D/F grades.**
- B. On June 29, 2020, Governor Gavin Newsom signed Senate Bill 98 (SB 98) that sets forth extensive, new distance learning requirements applicable to both general and special education students for the 2020-21 school year.
- a. “Distance learning shall include all of the following:Special education, related services, and any other services required by the pupil’s individualized education program pursuant to Section 56341, including [other legal requirements], **with accommodations necessary to ensure that individualized education program can be executed in a distance learning environment.”**

❖ All students with special circumstances, including those with D/F grades, shall be allowed to turn in late work without penalty up until December 17, 2020. This applies retroactively to August 13, 2020.

Additional recommended options for your serious consideration:

1. **Alternative assessments; and/or**
2. **Offer students the option to take an Incomplete and finish missing work over winter break; and/or**
3. **Collect the minimal and essential work to verify mastery; and/or**
4. **Any other creative way to address the various challenges and stresses associated with distance learning, lack of social connection, depression, and everything else that our students are contending with.**

This MOU is non-precedent setting and shall automatically expire by its own terms on June 4, 2021.

Carrie Bosco 11/20/20
Carrie Bosco Date
Associate Superintendent

Marcy Cooper 11/20/20
Marcy Cooper Date
Teacher/DTA Representative