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 - Spring Semester

This Memorandum of Understanding (MOU) addresses the commitment of the District and DTA to support students with multiple D/F grades. Due to the pandemic, **the number of students with 2 or more D/F grades has increased exponentially when compared with fall grades from the 2019/20 school year.**

SHS			LGHS		
	2020	2019		2020	2019
1 or More D/F	70	80	1 or More D/F	259	252
2 or More D/F	31	31	2 or More D/F	158	114
3 or More D/F	17	14	3 or More D/F	103	46

Background/Historical Information:

A. **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."
B. **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.
C. **On November 20, 2020, District and DTA teams approved the following MOU:**
   a. "All student with special circumstances, including those with D/F grades, shall be allowed to turn in late work without penalty up until December 17, 2020."

Amended MOU:

- **All students with IEPs, Section 504 Plans and those listed on the "struggling student list" (currently 68 (SHS); 252 (LGHS)) shall be allowed to turn in late work without penalty up until May 21, 2021. Teachers will be notified of students on the "struggling student list" by the house admin/counseling team.**
  - **Additional students may be added by the house admin/counseling team at 6 and 12 week grading periods.**

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

Carrie Bosco	2/1/21	____Marcy Cooper	2/1/21
Carrie Bosco	Date	Marcy Cooper	Date
Associate Superintendent		Teacher/DTA Representative	