



# FOUNTAIN VALLEY SCHOOL DISTRICT

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April 25, 2013

The Honorable Thomas J. Borris  
Presiding Judge  
Orange County Superior Court  
700 Civic Center Drive West  
Santa Ana, CA 92701

Re: Confirmation of Fountain Valley School District's Response to the 2011-12 Orange County Grand Jury Report, "Anti-Bullying Programs in Orange County Schools"

To the Honorable Thomas J. Borris:

As requested, the following information serves as written confirmation regarding Fountain Valley School District's response (dated September 20, 2012) to the 2011-2012 Orange County Grand Jury Report entitled, "Anti-Bullying Programs in Orange County Schools." Specifically, this confirmation is in regard to Recommendations 3 and 7.

**Recommendation 3: Each district review standardized procedures to protect a bully victim and bystanders' confidentiality as stated in Education Code section 234.1**

**Response to Recommendation 3 (Dated 9/20/12):** The District will implement this recommendation by September 28, 2012. The District has adopted policies in regard to retaliation and confidentiality. Those policies state: *The identity of a complainant alleging discrimination, harassment, or bullying shall remain confidential as appropriate within the dual contexts of the District's legal obligation to ensure a learning environment free from discrimination, harassment, intimidation, and bullying, and the right of the accused to be informed of the allegations. (BP 5131.2(d)) Any student, including a student with disabilities, may be subject to suspension or expulsion when it is determined that he/she: ... 15. Harassed, threatened, or intimidated a student who is a complaining witness or witness in a school disciplinary proceeding for the purpose of either preventing that student from being a witness and/or retaliating against that student for being a witness. (AR 5144.1(d))* The District will inform/remind its employees of these policies through annual notification.

**Confirmation of Response to Recommendation 3:** On September 27, 2012, the Fountain Valley School District Board of Trustees approved new Board Policy 5131.2 and revisions to current Board Policy and Administrative Regulations 5144.1 that reflect the language indicated above and meet the requirements of new law AB 746.

**Recommendation 7: All schools post anti-bullying/anti-harassment policy in offices, staff lounges and student government meeting areas as prescribed in Education Code section 234.1**

**Response to Recommendation 7 (Dated 9/20/12):** The District will fully implement this recommendation by October 1, 2012. All schools will be provided with copies of the District's anti-harassment policies for posting in school offices, staff lounges, and in student government meeting rooms no later than September 24, 2012. Additionally, all schools will be provided with copies of the District's anti-bullying policy for posting in school offices, staff lounges, student government meeting areas, school libraries, and student classrooms by October 1, 2012.

**Confirmation of Response to Recommendation 7:** As indicated above, the District's anti-bullying and anti-harassment policies are now posted in all school offices, staff lounges, and student government meeting areas as well as in student classrooms and school libraries. Additionally, this information has been translated and posted in both Vietnamese and Spanish and includes the name and contact information for the District's Non-Discrimination Officer.

If you have further questions or require additional information pertaining to this matter, please contact Anne Silavs, Assistant Superintendent, Instruction, at (714) 843-3285.

Sincerely,



Marc Ecker, Ph.D.  
Superintendent

Cc: Orange County Grand Jury  
700 Civic Center Drive West  
Santa Ana, CA 92701