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» TULARE COUNTY GRAND JURY REPORT 2016-2017 «

2. Per the KDHCDC website, management stated the cost to property owners to support the bond measure would be \$4.00 a month per \$100,000 dollars of assessed property value.
3. KDHCDC has legal authority to operate health clinics outside of their district boundaries.
4. SPC-4D is a new Structural Performance Category that is part of the 2016 California Building Standards Code, which allows noncompliant buildings to go beyond the 2030 seismic compliance deadline.

FINDINGS:

- F1. There was a lack of transparency and accountability in informing the general public of the bond's cost to property owners.
- F2. To date, no facilities have been closed or services reduced.
- F3. KDHCDC operates several health clinics outside of their district boundaries.
- F4. Health clinics operated by KDHCDC are profitable.

RECOMMENDATIONS:

- R1. The KDHCDC Board of Directors develop an on-going dialogue, such as Town Hall Meetings, to develop a planning process with residents of the hospital district to determine future needs.
- R2. KDHCDC form a volunteer community advisory committee consisting of district residents.

REQUIRED RESPONSES:

1. Kaweah Delta Health Care District Board of Directors (F1-F4 and R1-R2)

Disclaimer

Grand Jury reports are based on documentary evidence and the testimony of sworn or admonished witnesses, not on conjecture or opinion. However, the Grand Jury is precluded by law from disclosing such evidence except upon specific approval of the Presiding Judge of the Superior Court, or another judge appointed by the Presiding Judge (Penal Code Section 911, 924.1 (a) and 929). Similarly, the Grand Jury is precluded by law from disclosing the identity of witnesses except upon an order of the court for narrowly defined purposes (Penal Code Section 924.2 and 929).

IMPLEMENTATION OF TRANSGENDER LAW BY TULARE COUNTY SCHOOLS

BACKGROUND:

Assembly Bill (AB) 1266 (Pupil rights: sex-segregated school programs and activities) was enacted August 12, 2013, to amend Section 221.5 of the Education Code relating to pupil rights.

Existing law prohibits public schools from discriminating on the basis of specified characteristics, including gender, gender identity, and gender expression, and specifies various statements of legislative intent and the policies of the state in that regard. Existing law requires that participation in a particular physical education activity or sport, if required of pupils of one sex, be available to pupils of each sex. AB 1266 requires that a pupil be permitted to participate in sex-segregated school programs and activities, including athletic teams and competitions, and use facilities consistent with his or her gender identity, irrespective of the gender listed on the pupil's record.

Section 221.5 of the Education Code is amended to read:

- a. It is the policy of the state that elementary and secondary school classes and courses, including nonacademic and elective classes and courses, be conducted, without regard to the sex of the pupil enrolled in these classes and courses.
- b. A school district may not prohibit a pupil in enrolling in any class or course on the basis of the sex of the pupil except a class subject to Chapter 5.6 of Part 28 of Division 4 of Title 2.
- c. A school district may not require a pupil of one sex to enroll in a particular class or course unless the same class or course is also required of a pupil of the opposite sex.
- d. A school counselor, teacher, instructor, administrator or aide may not, on the basis of the sex of a pupil, offer vocational or school program guidance to a pupil of one sex that is different from that offered to a pupil of the opposite sex or, in counseling a pupil, differentiate career, vocational or higher educational opportunities on the basis of the sex of the pupil counseled. The parents or legal guardian of the pupil shall be notified in a general manner at least once in the manner prescribed by Education Code, Section 48980, in advance of career counseling or course selection commencing with course selection for grade 7 so that they may participate in the counseling sessions and decisions.
- e. Participation in a particular physical education activity or sport, if required of pupils of one sex, shall be available to pupils of each sex.
- f. A pupil shall be permitted to participate in sex-segregated school programs and activities, including athletic teams and competitions, and use facilities consistent with his or her gender identity, irrespective of the gender listed on the pupil's records