

BUSINESS AND NONINSTRUCTIONAL OPERATIONS

Fees and Charges

The Governing Board recognized its responsibility to ensure that books, materials, instructional equipment, supplies, and other resources necessary for students' participation in the educational program are made available to them at no cost.

No student shall be required to pay a fee, deposit, or other charge for his/her participation in an educational activity which constitutes an integral fundamental part of the district's educational program, including curricular and extracurricular activities. (Education Code 49010, 49011; 5 CCR 350)

(cf. 3100 – Budget)

(cf. 6145 – Extracurricular and Cocurricular Activities)

As necessary, the Board may approve fees, deposits, and other charges which are specifically authorized by law. When approving such fees, deposits, or charges, establishing fee schedules, or whether waivers or exceptions should be granted, the district shall consider relevant data, including the socio-economic conditions of students' parent/guardians and their ability to pay.

(cf. 3250 – Transportation Fees)

(cf. 3515.4 – Recovery for Property Loss or Damage)

(cf. 3553 – Free and Reduced Price Meals)

(cf. 5143 – Insurance)

(cf. 9323.2 – Actions by the Board)

The prohibition against student fees shall not restrict the district from soliciting for voluntary donations, participating in fundraising activities, or providing prizes or other recognition for participants in such activities and events. The Superintendent or designee shall emphasize that participation of students, parents/guardians, district employees, volunteers, or educational or civic organizations in such activities and events is voluntary. The district shall not offer or award to a student any course credit or privileges related to educational activities in exchange for voluntary donations or participation in fundraising activities by or on behalf of the student. It also shall not remove, or threaten to remove from a student any course credit or privileges related to educational activities, or otherwise discriminate against the student, due to a lack of voluntary donations or participation in fundraising activities by or on behalf of the student.

(cf. 1321 - Solicitation of Funds from and by Students)

(cf. 3290 - Gifts, Grants and Bequests)

The Superintendent or designee may provide information or professional development opportunities to administrators, teachers, and other personnel regarding permissible fees.

(cf. 4131 – Staff Development)

(cf. 4231 – Staff Development)

(cf. 4331 – Staff Development)

Complaints

A complaint alleging district noncompliance with the prohibition against requiring student fees, deposits, or other charges shall be filed in accordance with the district's procedures in BP/AR 1312.3 – Uniform Complaint Procedures. (Education Code 49013)

(cf. 1312.3 – Uniform Complaint Procedures)

If, upon investigation, the district finds merit in the complaint, the Superintendent or designee shall recommend and the Board shall adopt an appropriate remedy to be provided to all affected students and parents/guardians in accordance with 5 CCR 4600.

Information related to the prohibition against requiring students to pay fees for participation in an educational activity shall be included in the district's annual notification required to be provided to all students, parents/guardians, employees, and other interested parties pursuant to 5 CCR 4622. (Education Code 49013)

(cf. 4112.9/4212.9/4312.9 – Employee Notifications)

(cf. 5145.6 – Parental Notifications)

Legal Reference:

EDUCATION CODE

8239 *Preschool and wraparound child care services*
 8250 *Child care and development services for children with disabilities*
 8263 *Child care eligibility*
 8422 *21st Century High School After School Safety and Enrichment for Teens programs*
 8482.6 *After School Education and Safety programs*
 8760-8774 *Outdoor science and conservation programs*
 17453.1 *District sale or lease of Internet appliances or personal computers to students or parents*
 17551 *Property fabricated by students*
 19910-19911 *Offenses against libraries*
 32033 *Eye protective devices*
 32221 *Insurance for athletic team member*
 32390 *Fingerprinting program*
 35330-35332 *Excursions and field trips*
 35335 *School camp programs*
 38080-38086.1 *Cafeteria establishment and use*
 38120 *Use of school band equipment on excursions to foreign countries*
 39801.5 *Transportation for adults*
 39807.5 *Payment of transportation costs*
 39837 *Transportation of students to places of summer employment*
 48050 *Residents of adjoining states*
 48052 *Tuition for foreign residents*
 48904 *Liability of parent or guardian*
 49010-49013 *Student Fees*
 49065 *Charge for copies*
 49066 *Grades, effect of physical education class apparel*
 49091.14 *Prospectus of school curriculum*
 51810-51815 *Community service classes*
 52612 *Tuition for adult classes*
 52613 *Nonimmigrant aliens*
 56504 *School records; students with disabilities*
 60410 *Students in classes for adults*

GOVERNMENT CODE

6253 Request for copy; fee

CALIFORNIA CONSTITUTION

Article 9, Section 5 Common school system

CODE OF REGULATIONS, TITLE 5

350 Fees not permitted

4600-4687 Uniform complaint procedures

UNITED STATES CODE, TITLE 8

1184 Foreign Students

COURT DECISIONS

Driving School Assn of CA v. San Mateo Union HSD (1993) 11 Cal. App. 4th 1513

Arcadia Unified School District v. State Department of Education (1992) 2 Cal 4th 251

Steffes v. California Interscholastic Federation (1986) 176 Cal. App. 3d 739

Hartzell v. Connell (1984) 35 Cal. 3d 899

CTA v. Glendale School District Board of Education (1980) 109 Cal. App. 3d 738

Management Resources:

CDE PUBLICATIONS

Pupil Fees: Damage to School Property, Fiscal Management Advisory 16-01, September 16, 2016

Pupil Fees: Parent Service Hours, Fiscal Management Advisory 15-01, January 20, 2015

Pupil Fees, Deposits, and Other Charges: Cap and gown for High School Graduation Ceremony, Addendum to Fiscal Management Advisory 12-02, October 4, 2103

Fee, Deposits and Other Charges, Fiscal Management Advisory 12-02, April 24, 2013

WEB SITES

CSBA: <http://www.csba.org>

CDE: <http://www.cde.ca.gov>

Policy adopted: 4/9/02

Policy revised: 5/28/13; 5/26/15: 6/27/17