REQUIREMENTS FOR CHARTER SCHOOLS

This exhibit is a non-exhaustive list of legal requirements that apply to charter schools as of June 1, 2025, and will no longer be updated thereafter.

A charter school shall be subject to the terms of its charter; any memorandum of understanding between the school and the district Governing Board; the state and federal constitutions; applicable federal laws; state laws that apply to governmental agencies in general; and other legal requirements that are expressly applicable to charter schools, including, but not limited to, the following requirements.

Governance

1. Comply with the Ralph M. Brown Act (Government Code 54950-54963), California Public Records Act (Government Code 7920.000-7930.215), conflict of interest laws (Government Code 1090-1099), and Political Reform Act (Government Code 81000-91014), including the adoption of a conflict of interest code pursuant to Government Code 87300 (Education Code 47604.1)

2. Except as otherwise authorized by Government Code 54954, hold the meetings of the governing body of a charter school within the physical boundaries of the county in which the charter school is located or, if a nonclassroom-based charter school that does not have a facility or operates one or more resource centers, hold governing body meetings within the physical boundaries of the county in which the greatest number of students enrolled in the charter school reside

   In addition, a two-way teleconference location shall be established at the school site and/or resource center, as applicable. (Education Code 47604.1)

3. The charter school's executive director or any of the charter school's employees shall not serve as a member of the county board of education in the county where the charter school is located (Education Code 1006; Government Code 1099)

4. If the charter school is attended by high school students and the governing body receives student petition to appoint a student member to the governing body, appoint one or more student members in accordance with Education Code 47604.2

5. The governing body is required, by July 1, 2026, to develop, in conjunction with students, parents/guardians, and charter school employees, adopt, and update every five years, a policy to limit or prohibit student use of smartphones while

at a school site or under the supervision and control of charter school employee(s) (Education Code 48901.7)

6. On or before July 1, 2026, develop, adopt, implement and annually review weather protocols for extreme weather conditions

   The weather protocols shall incorporate the standardized guidelines compiled by the California Department of Education (CDE) and detail the specific measures to be taken during extreme weather conditions in accordance with Education Code 33355.

7. Members of the governing body complete ethics training in accordance with Government Code 53234-53235.2 by January 1, 2026 and at least every two years thereafter

8. If the governing body is unable to review local indicator data due to any emergency specified in Education Code 46392, the local indicator data shall be reviewed at the next meeting of the governing body, and a resolution describing the emergency event and the date on which the local indicator data was reviewed shall be adopted and submitted to CDE (Education Code 52064.5)

9. Develop a plan for offering independent study to affected students pursuant to Education Code 46393 if the governing body submits an affidavit to the Superintendent of Public Instruction (SPI) pursuant to Education Code 46392 necessitated by an emergency condition that resulted in a school closure (Education Code 46392, 46393)

10. Adopt a policy on suicide prevention, intervention, and postvention for grades 7-12, and an age-appropriate policy for grades K-6, and review the policy at least every five years (Education Code 215)

Operations

11. Not be operated as, or be operated by, a for-profit corporation, a for-profit educational management organization, or a for-profit charter management organization (Education Code 47604)

12. Be nonsectarian in its programs, admission policies, employment practices, and all other operations (Education Code 47605)

Admission/Enrollment

13. Adhere to all laws establishing the minimum age for public school attendance (Education Code 47610)

14. Serve students who are California residents and who, if over 19 years of age, are continuously enrolled in a public school and making "satisfactory progress" toward a high school diploma as defined in 5 CCR 11965 (Education Code 47612)

15. Serve students with disabilities in the same manner as such students are served in other district schools (Education Code 47646, 56145)

16. Admit all students who wish to attend the charter school, according to the following criteria and procedures:

    a. Admission to the charter school shall not be determined according to the student's or parent/guardian's place of residence within the state, except that any existing public school converting partially or entirely to a charter school shall adopt and maintain a policy giving admission preference to students who reside within that school's former attendance area (Education Code 47605)

       If a charter school will be physically located in a public elementary school attendance area in which 50 percent or more of the student enrollment is eligible for free or reduced-price meals, it may also establish an admission preference for students who are currently enrolled in that public elementary school and for students who reside in the public school attendance area. (Education Code 47605.3)

    b. If the number of students who wish to attend the charter school exceeds the school's capacity, attendance shall be determined by a public random drawing, with preference extended to students currently attending the charter school and students who reside in the district, except as provided for in Education Code 47614.5 (Education Code 47605)

    c. Other admission preferences may be permitted by the Board of the district on an individual school basis consistent with law

       Preferences shall not result in limited enrollment access for students with disabilities, academically low-achieving students, English learners, neglected or delinquent students, students experiencing homelessness, foster youth, students who are economically disadvantaged, or on the basis of nationality, race, ethnicity, or sexual orientation. Mandatory parental volunteer hours shall not be the basis of a preference or a

criterion for admission or continued enrollment. (Education Code 47605)

17. Not discourage a student from enrolling or seeking to enroll in the charter school, nor encourage a current student from disenrolling, for any reason, including, but not limited to, the student's academic performance, nationality, race, ethnicity, or sexual orientation or because the student is a student with disabilities, academically low achieving, an English learner, neglected or delinquent, experiencing homelessness, economically disadvantaged, or a foster youth

    The charter school shall not request or require a student's records to be submitted before enrollment. The charter school shall post on its website CDE's notice of these requirements and shall provide the notice to parents/guardians or students age 18 and older when the parent/guardian or student inquires about enrollment, before conducting an enrollment lottery, and before disenrollment of a student. (Education Code 47605)

18. Comply with the requirements of Education Code 48850-48859 regarding enrollment, identification, and placement of students experiencing homelessness and unaccompanied youth (Education Code 48850, 48851, 48852.5, 48852.6; 42 USC 11431-11435)

19. Comply with the requirements of Education Code 48850-48859 regarding the enrollment and placement of foster youth (Education Code 48853.5, 48859)

20. Allow a student who is enrolled in the charter school but receiving individual instruction at home or a hospital due to a temporary disability to return to the charter school when well enough to do so, provided the student returns during the school year in which the individual instruction was initiated (Education Code 48207.3)

Nondiscrimination

21. Not discriminate against any student on the basis of the characteristics listed in Education Code 220, or on the basis of one, or a combination of two or more protected characteristics (Education Code 200, 210.2, 47605)

22. Not discriminate in the use, selection, or rejection of textbooks, instructional materials, library books, or similar educational resources, including that the continued use of an adopted textbook, instructional material, supplemental instructional material, curriculum for classroom instruction or any book or other resource in a school library shall not be authorized if the use would subject a student to unlawful discrimination pursuant to Education Code

220 (Education Code 243, 244)

23. Adopt policies equivalent to the model policy language developed by the California Attorney General pursuant to Education Code 234.7 regarding immigration enforcement, notify parents/guardians of their children's right to a free public education regardless of immigration status or religious beliefs, prohibit the collection of information or documents regarding the immigration status of students or their family members, and comply with the other applicable requirements of Education Code 234.7

24. Post specified information related to the prohibition against discrimination under Title IX of the Education Amendments of 1972 in a prominent and conspicuous location on the school website or on the website of the charter operator (Education Code 221.61)

25. If the charter school offers competitive athletics, annually post on the school's website or on the website of the charter operator the total enrollment of the school classified by gender, the number of students who participate in competitive athletics classified by gender, and the number of boys' and girls' teams classified by sport and by competition level (Education Code 221.9)

26. Provide specified accommodations to pregnant and parenting students, including, but not limited to, the provision of parental leave and reasonable accommodations on campus to a lactating student to express breast milk, breastfeed an infant child, or address other needs related to breastfeeding

    The charter school shall notify pregnant and parenting students and parents/guardians of the rights and options available to pregnant and parenting students. (Education Code 222, 222.5, 46015)

27. If a direct-funded charter school, adopt and implement uniform complaint procedures to resolve complaints of unlawful discrimination or alleged violation of a state or federal law or regulation governing educational programs, in accordance with 5 CCR 4600-4670 (5 CCR 4600)

28. If the charter school serves high school students and participates in the California Interscholastic Federation, post the standardized incident form developed by CDE to track racial discrimination, harassment, or hazing that occurs at high school sporting games or events on the charter school's website, and, upon CDE's request, submit information related to any completed standardized incident forms received by the charter school (Ed. Code 33353)

29. A charter school or a member of the governing body, shall not enact or enforce any policy, rule, or administrative regulation that would require an employee or a contractor to disclose any information related to a student's sexual orientation, gender identity, or gender expression to any other person without the student's consent, unless otherwise required by state or federal law (Education Code 220.5)

Tuition and Fees

30. Not charge tuition (Education Code 47605)

31. Not charge student fees for any activity that is an integral component of the educational program, except as authorized by those Education Code provisions that explicitly apply to charter schools (Education Code 49010, 49011)

32. Not bill, nor take any negative action against, a student or former student for a debt owed to the charter school

    The school shall provide an itemized invoice for any amount owed by the parent/guardian on behalf of a student or former student before pursuing payment of the debt and shall provide a receipt to the parent/guardian for each payment made to the school. (Education Code 49014)

School Plans

33. Adopt a local control and accountability plan (LCAP) and update the plan by July 1 each year, after holding a public hearing, consulting with specified stakeholders, and using the template adopted by the State Board of Education (SBE) (Education Code 52060)

34. As part of the LCAP adoption and annual update to the LCAP, the governing body shall separately adopt a local control funding formula budget overview for parents/guardians and as appropriate, an Individuals with Disabilities Education Act Addendum, based on the templates developed by SBE (Education Code 47604.33, 47606.5, 52064, 52064.1, 52064.3)

35. Present a report on the annual update to the LCAP and the local control funding formula budget overview for parents/guardians on or before February 28 of each year, as a nonconsent item at a regularly scheduled meeting of the governing body (Education Code 47606.5)

36. If the charter school applies for federal and/or state categorical program funding through the state's consolidated application, establish a school site council to develop and annually review a school plan for student achievement, unless the school chooses to use its LCAP for this purpose (Education Code 64000-64001, 65000-65001)

37. Include all Learning Recovery Emergency Funds received by the charter school in the LCAP/annual update to the LCAP (Education Code 47606.5)

38. Develop a comprehensive safety plan in accordance with Education Code 32282 and review and update the plan in accordance with law by March 1 each year (Education Code 47605)

39. Develop a transportation safety plan that includes procedures to ensure that a student is not left unattended on a school bus, student activity bus, youth bus, or child care motor vehicle and procedures for designating an adult chaperone, other than the driver, to accompany students on a school activity bus

    Additionally, ensure that each school bus, student activity bus, youth bus, or child care motor vehicle is equipped with a child safety alert system that requires the driver to either manually contact or scan the device, thereby prompting the driver to inspect the entirety of the interior of the vehicle before exiting, unless the student activity bus is exempted by law. (Education Code 39831.3; Vehicle Code 28160)

Curriculum and Instruction

40. Offer at least the number of instructional minutes required by law for the grade levels provided by the charter school (Education Code 47612.5)

41. Provide one or more periods of recess that total 30 minutes on regular instructional days and at least 15 minutes on early release days as required by law (Education Code 49056)

42. If the charter school serves students in grade 9, adopt a fair, objective, and transparent mathematics placement policy with specified components (Education Code 51224.7)

43. If the charter school serves students in any of grades 7-12, provide comprehensive sexual health education and human immunodeficiency virus

(HIV) prevention education at least once in junior high or middle school and once in high school (Education Code 51931, 51934)

44. If the charter school serves students in any of grades 6-12, identify and implement methods of informing parents/guardians of human trafficking prevention resources (Education Code 49381)

45. If the charter school serves students in middle or high school and offers one or more courses in health education, include in those courses instruction in mental health, as specified (Education Code 51925-51929)

46. If the charter school serves students in grade 12, comply with the requirements for student completion and submission of the Free Application for Federal Student Aid and California Dream Act Application (Education Code 51225.7, 51225.8)

47. If the charter school is planning to hold a college or career fair, the charter school shall notify each apprenticeship program in the same county as the charter school and each community college district that has overlapping jurisdiction with the charter school with the planned date, time, and location of the fair, and give each community college district that has overlapping jurisdiction the opportunity to participate in the college or career fair (Education Code 52770, Labor Code 3074.2)

48. If a charter school offers instruction in any of grades 9-12, and provides on-campus access to employers, not prohibit access to the military services (Education Code 49603)

49. If the charter school provides independent study, meet the requirements of Education Code 51745-51749.6, except that the school may offer courses required for graduation solely through independent study as an exception to Education Code 51745(e) (Education Code 47612.5, 51747.3; 5 CCR 11705)

50. A charter school may apply to the SPI to obtain apportionment credit for days and minutes lost due to emergency closure and material decreases in attendance due to emergency events (Education Code 46392)

51. Accept and provide full or partial credit for coursework satisfactorily completed by a foster youth, student experiencing homelessness, former juvenile court school student, child of a military family, student who is migratory, or a newcomer student while attending another school (Education Code 51225.2)

52. Meet all statewide standards and conduct any statewide assessments applicable to noncharter public schools (Education Code 47605, 47612.5, 60605)

53. If the charter school serves students in high school and requires its students to complete a course in health education for graduation from high school, commencing with the 2026-27 school year, include in such course instruction in the dangers associated with fentanyl use (Education Code 51225.38)

54. At the beginning of the first semester or quarter of the regular school term, notify parents/guardians of students admitted to, or advancing to, grades 7-12, of any dual enrollment or International Baccalaureate courses offered by the charter school (Education Code 48980.6)

Special Education

55. Provide assistive technology devices in a student's home or other settings if the individualized education program team determines that such access is necessary

    The charter school shall also provide an assistive technology device or comparable device to a student who enrolls in another local educational agency, for two months after the student leaves the charter school or until alternative arrangements can be made, whichever occurs first. (Education Code 56040.3)

56. If the charter school is an independent member of a special education local plan area and has a master contract with a nonpublic, nonsectarian school:

    a. Pay the full amount of the tuition or fees for students with disabilities enrolled in programs or services provided pursuant to that contract (Education Code 56365)

    b. Conduct at least one onsite visit to the nonpublic, nonsectarian school prior to a student's placement and at least once each school year (Education Code 56366.1)

High School Graduation

57. Exempt a foster youth, student experiencing homelessness, former juvenile court school student, child of a military family, or student who is migratory who transfers between schools after the second year of high school, or a newcomer student who is in their third or fourth year of high school, from any of the charter school's graduation requirements that exceed state requirements, unless the charter school determines that the student is reasonably able to

complete the requirements by the end of the fourth year of high school (Education Code 51225.1, 51225.2)

58. In accordance with Education Code 51225.31, exempt an eligible student with disabilities from all coursework and other requirements adopted by the governing body that are in addition to the statewide course requirements specified in Education Code 51225.3, and award such student a high school diploma (Education Code 51225.31, 51225.32)

59. Grant a high school diploma to any student who completed grade 12 in the 2003-04 through 2014-15 school year and met all applicable graduation requirements other than the passage of the high school exit examination (Education Code 51413)

60. Require students to meet the state minimum course requirements for graduation as specified in Education Code 51225.3, as well as any additional graduation requirements required by the governing body (Education Code 51225.3)

Student Expression

61. Allow a student to wear traditional tribal regalia or recognized objects of religious or cultural significance as an adornment at school graduation ceremonies, unless the charter school determines that an item is likely to cause a substantial disruption of, or material interference with, the ceremony (Education Code 35183.1)

62. Provide students the right to exercise freedom of speech and of the press including, but not limited to, the use of bulletin boards; the distribution of printed materials or petitions; the wearing of buttons, badges, and other insignia; and the right of expression in official publications (Education Code 48907, 48950)

Staffing and Professional Development

63. Require its teachers to hold a certificate, permit, or other document issued by the Commission on Teacher Credentialing (CTC) as required for the teacher's certificated assignment (Education Code 47605, 47605.4)

64. If the charter school offers transitional kindergarten (TK), require credentialed teachers first assigned to a TK class to meet one of three specified criteria establishing qualification for the position, and to maintain adult to student

ratios as specified in Education Code 48000 (Education Code 48000)

65. Correct any misassignments if notified by the district that an assignment of a charter school employee is not legally authorized (Education Code 44258.9)

66. Not hire any person who has been convicted of a violent or serious felony except as otherwise provided by law, and, if the charter school contracts with an entity for specified services, verify that any employee of that entity who interacts with students outside of the immediate supervision and control of the student's parent/guardian or a school employee has a valid criminal records summary, unless an exception applies (Education Code 44830.1, 45122.1, 45125.1)

67. Not hire any person for purposes of a short-term staff permit, provisional internship permit, or a teaching permit for statutory leave, unless that person has a certification in cardiopulmonary resuscitation (CPR) that meets the standards established by the American Heart Association or the American Red Cross (Education Code 44841)

68. Report to CTC any change in a certificated employee's employment status (dismissal, nonreelection, resignation, suspension, unpaid administrative leave for more than 10 days, retirement, or other decision not to employ or reemploy) as a result of an allegation of misconduct or while an allegation of misconduct is pending (Education Code 44030.5)

69. If the charter school chooses to make the state teachers' retirement plan and/or the public employees retirement system available to its employees, meet the requirements of Education Code 47611 (Education Code 47610)

70. Meet the requirements of Government Code 3540-3549.3 related to collective bargaining in public education employment (Education Code 47611.5)

71. If the charter school employs security officers and/or security officers work on the charter school campus, provide the latest course of training developed by the Bureau of Security and Investigative Services of the Department of Consumer Affairs in consultation with the Commission on Peace Officer Standards and Training, as specified (Education Code 38001.5; Business and Professions Code 7583.45)

72. If the charter school provides transportation to students under contract, require drivers to submit and clear tuberculosis risk assessment, unless otherwise exempt by law (Education Code 49406)

73. When a charter school considers an applicant for a certificated position, inquire with each local educational agency that previously employed the applicant whether the applicant was the subject of any credible complaints of, substantiated investigations into, or discipline for, egregious misconduct that were required to be reported to CTC

    Additionally, when a charter school responds to an inquiry from a local educational agency considering an applicant for employment as to whether it has made a report of egregious misconduct regarding such applicant to CTC, provide the inquiring local educational agency with a copy of all relevant information within its possession that was reported to CTC. (Education Code 44939.5)

74. As part of the annual mandated reporter training, provide training, on the prevention of abuse, including sexual abuse, of children on school grounds, by school personnel, or in school-sponsored programs (Education Code 44691)

Parent/Guardian Involvement

75. On a regular basis, consult with parents/guardians and teachers regarding the charter school's educational programs (Education Code 47605)

76. Notify parents/guardians of applicant students and currently enrolled students that parental involvement is not a requirement for acceptance to, or continued enrollment at, the charter school (Education Code 47605)

77. If 15 percent or more of the students at the charter school speak a single primary language other than English, provide all notices, reports, statements, or records sent to parents/guardians in English and in the primary language (Education Code 48985)

Nutrition

78. Provide a nutritionally adequate breakfast and lunch free of charge during each school day to students requesting a meal regardless of the student's free or reduced-price meal eligibility, including, if the charter school offers independent study, to a student enrolled in independent study on any school day in which the student is scheduled for in-person educational activities of two or more hours (Education Code 49501.5)

    If the charter school participates in the National School Lunch Program (NSLP) and School Breakfast Program (SBP) and is a high poverty school, as defined,

the charter school shall apply to operate a federal universal meal service provision, and upon approval, apply such service. (Education Code 49501.5, 49564.3)

79. If the charter school participates in the NSLP or SBP, not promote any food or beverage during the school day that does not comply with state nutritional standards pursuant to Education Code 49430-49434, and not participate in a corporate incentive program that offers free or discounted non-nutritious foods or beverages as rewards for students who reach certain academic goals (Education Code 49431.9)

80. Not offer or sell, except for food items sold as part of a school fundraising event, foods containing foods dyes specified in Education Codes 49431, 49431.2, 49431.5, and 49531

Student Health

81. Each charter school that serves students in any of grades 6-12 shall create and prominently display an age appropriate and culturally relevant poster that identifies approaches and resources about student mental health (Education Code 49428.5)

82. If the charter school serves grades 7-12 and issues student identification cards, print the telephone numbers of the 988 Suicide and Crisis Lifeline, the National Suicide Prevention Lifeline, the National Domestic Violence Hotline, and may have printed on either side of the identification card a quick response (QR) code that links to the mental health resources website of the county in which the school is located on the identification cards (Education Code 215.5)

83. Notify students and parents/guardians at least twice during the school year on how to initiate access to available student mental health services on campus or in the community (Education Code 49428)

84. Provide annual training on child abuse and neglect reporting requirements to employees and persons working on the charter school's behalf who are mandated reporters, within the first six weeks of each school year or within six weeks of employment (Education Code 44691)

85. If the charter school offers an athletic program, annually provide information sheets about concussions/head injuries and sudden cardiac arrest to athletes and their parents/guardians, which must be signed and returned to the school before the athlete initiates practice or competition

In the event that an athlete is suspected of sustaining a concussion or head injury, passes out, or faints during or immediately after participation in an athletic activity, the student shall be immediately removed from the activity for the remainder of the day and shall not be permitted to return to the activity until the student is evaluated by a licensed health care provider and receives written clearance to do so. (Education Code 33479-33479.5, 49475)

86. If the charter school offers an interscholastic athletic program, develop and post a written emergency action plan that describes procedures to be followed in the event of sudden cardiac arrest and other medical emergencies, including concussion and heat illness, the location of emergency medical equipment, and the rehearsal of such procedures; acquire at least one automated external defibrillator (AED) for the school; and make the AED available at on-campus athletic activities or events (Education Code 35179.4, 35179.6)

87. If the charter school sponsors or hosts an on-campus event in or around a swimming pool that is not part of an interscholastic athletic program, provide for the presence of at least one adult with a valid certification of CPR training throughout the duration of the event (Education Code 35179.6)

88. Provide school nurses or other voluntary, trained personnel with emergency epinephrine auto-injectors of the type required pursuant to Education Code 49414 (Education Code 49414)

89. If the charter school chooses to make an opioid antagonist available to persons suffering, or reasonably believed to be suffering, from an opioid overdose, or to make emergency stock albuterol inhalers available to persons suffering, or reasonably believed to be suffering, from respiratory distress, comply with the requirements of Education Code 49414.3 and 49414.7, including, but not limited to, providing training to personnel who volunteer to administer the opioid antagonist

90. Post resources related to neurodiversity developed by the University of California and California State University Collaborative for Neurodiversity and Learning in a prominent location on the charter school's website in a manner that is readily and easily accessible to parents/guardians and students

Student Conduct/Discipline

91. Prohibit the denial of recess to a student unless the student's participation poses an immediate threat to the student's physical safety or to the physical safety of one or more of the student's peers (Education Code 49056)

92. Adopt a policy on bullying and cyberbullying prevention, post specified information on bullying and harassment prevention on the charter school's website, and annually make CDE's online training module on bullying prevention available to school site certificated employees and other employees who have regular interaction with students (Education Code 234.4, 234.6, 32283.5)

93. Adopt and display a written policy on sexual harassment, include the policy as part of any orientation for new and continuing students, and post a poster notifying students of the policy (Education Code 231.5, 231.6)

94. Prohibit seclusion and behavioral restraint of students as a means of discipline, and only use such methods to control student behavior that poses a clear and present danger of serious physical harm to a student or others that cannot be immediately prevented by a less restrictive response (Education Code 49005-49006.4)

95. Until June 30, 2029, neither recommend for expulsion nor suspend a student in grades K-12 for disrupting school activities or otherwise willfully defying the authority of school personnel in the performance of their duties (Education Code 48901.1)

96. Upon request, provide a student who is suspended for two or more days with the homework assigned during the period of suspension (Education Code 47606.2, 48913.5)

97. Not prohibit students in middle schools, junior high schools, high schools, or adult schools, while on a school site or participating in school activities, to carry fentanyl test strips or a federally approved opioid antagonist for the emergency treatment of persons suffering, or reasonably believed to be suffering, from an opioid overdose (Education Code 49414.6)

98. Not prohibit a student 12 years of age or older, while on a school site or participating in school activities, from carrying or administering, for the purposes of providing emergency treatment to persons who are suffering, or reasonably believed to be suffering, from an opioid overdose, naloxone hydrochloride or another opioid antagonist (Education Code 49414.35)

99. Beginning with the 2026-27 school year, provide to CDE data on student transfers due to disciplinary reasons, including whether the student transferred to an alternative school based on a referral by the school (Education Code

33317.3)

100. Not suspend students who voluntarily disclose their use of a controlled substance, alcohol, or an intoxicant of any kind in order to seek help through services or supports (Education Code 48900)

Student and Parent/Guardian Records

101. Not collect or solicit social security numbers or the last four digits of social security numbers from students or their parents/guardians unless otherwise required to do so by state or federal law (Education Code 49076.7)

102. Upon written request, not include the directory information of a student or the personal information of a parent/guardian, as defined, in the minutes of a meeting of the governing body (Education Code 49073.2)

103. If a student subject to compulsory full-time education is expelled or leaves the charter school without graduating or completing the school year for any reason, notify the Superintendent of the school district of the student's last known address within 30 days and, upon request, provide that district with a copy of the student's cumulative record, including a transcript of grades or report card, and health information (Education Code 47605)

104. If the charter school serves high school students, submit to the Student Aid Commission (CSAC), for use in the Cal Grant program, the grade point average (GPA) of all students in grade 12 and verification of high school graduation or its equivalent for students who graduated in the prior academic year

However, such information shall not be submitted when students opt out or are permitted by the rules of CSAC to provide test scores in lieu of the GPA. (Education Code 69432.9, 69432.92)

105. Upon receipt of government-issued documentation of a change of name or gender or, if such documentation is not available, upon request in accordance with the procedure in Education Code 49070, update, and reissue if requested, a former student's records to include the student's updated legal name or gender (Education Code 49062.5, 49070)

Facilities

106. Comply with the California Building Standards Code as adopted and enforced by the local building enforcement agency with jurisdiction over the area in which the charter school is located, unless the charter school facility

meets either of the following conditions: (Education Code 47610, 47610.5)

a. The facility complies with the Field Act pursuant to Education Code 17280-17317 and 17365-17374

b. The facility is exclusively owned or controlled by an entity that is not subject to the California Building Standards Code, including, but not limited to, the federal government

107. If the charter school serves students in any of grades 3-12, stock the school's restrooms at all times with an adequate supply of menstrual products available and accessible free of cost in all women's restrooms, all-gender restrooms, and in at least one men's restroom (Education Code 35292.6)

108. If a charter school undertakes an addition, alteration, reconstruction, rehabilitation, or retrofit of a school building, install interior locks on each door of any room with an occupancy of five or more persons in that school building (Education Code 17586)

Finance

109. Promptly respond to all reasonable inquiries from the district, the county office of education, or the SPI, including, but not limited to, inquiries regarding the charter school's financial records (Education Code 47604.3)

110. Maintain written contemporaneous records that document all student attendance and make these records available for audit and inspection (Education Code 47612.5)

111. Identify and report to the SPI any portion of the charter school's average daily attendance that is generated through nonclassroom-based instruction, including, but not limited to, independent study, home study, work study, and distance and computer-based education (Education Code 47612.5, 47634.2; 5 CCR 11963.2)

112. Annually prepare and submit financial reports to the Board and the County Superintendent in accordance with the following reporting cycle:

a. By July 1, a preliminary budget for the current fiscal year

For a charter school in its first year of operation, financial statements submitted with the charter petition pursuant to Education Code 47605(g) will satisfy this requirement. (Education Code 47604.33)

b. By December 15, an interim financial report for the current fiscal year reflecting changes through October 31 (Education Code 47604.33)

c. By March 15, a second interim financial report for the current fiscal year reflecting changes through January 31 (Education Code 47604.33)

d. By September 15, a final unaudited report for the full prior year

The report submitted to the Board shall include an annual statement of all the charter school's receipts and expenditures for the preceding fiscal year. (Education Code 42100, 47604.33)

e. By December 15, a copy of the charter school's annual, independent financial audit report for the preceding fiscal year, unless the charter school's audit is encompassed in the district's audit

The audit report shall also be submitted to the State Controller and CDE. (Education Code 47605)

113. If the charter school receives state facilities funding pursuant to the Leroy F. Greene School Facilities Act (Education Code 17070.10-17079.30), annually report a detailed list of all expenditures of state funds, and of the school's matching funds for completed projects, and submit an audit of completed facilities projects within one year of project completion (Education Code 41024)

Accountability

114. Annually adopt a school accountability report card (Education Code 33126, 47612; California Constitution, Article 16, Section 8.5)

Policy Reference Disclaimer:
These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the Governing Board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State	***Description***
5 CCR 11700-11705	*Independent study*
5 CCR 11960-11969.10	*Charter schools*
5 CCR 4600-4670	*Uniform complaint procedures*
Bus. And Prof. Code 7583.45	*Training for security officers*
CA Constitution Article 16, Section 8.5	*Public finance; school accountability report card*

CA Constitution Article 9, Section 5	*Common school system*
Corp. Code 5110-6910	*Nonprofit public benefit corporations*
Ed. Code 1006	*Prohibition against school district employees serving on county board of education*
Ed. Code 17070.10-17079.30	*Leroy F. Greene School Facilities Act*
Ed. Code 17280-17317	*Field Act; approval of plans and supervision of construction*
Ed. Code 17365-17374	*Field Act; fitness for occupancy; liability of board members*
Ed. Code 17586	*Interior locks on buildings*
Ed. Code 200	*Nondiscrimination declaration of purpose*
Ed. Code 210.2	*Educational equity definition*
Ed. Code 215	*Suicide prevention policies*
Ed. Code 215.5	*Student identification cards; inclusion of safety hotlines*
Ed. Code 220	*Prohibition of discrimination*
Ed. Code 220.5	*Prohibition of policies requiring disclosure of information related to student's sexual orientation, gender identity, or gender expression*
Ed. Code 221.61	*Posting of Title IX information on website*
Ed. Code 221.9	*Sex equity in competitive athletics*
Ed. Code 222	*Reasonable accommodations; lactating students*
Ed. Code 222.5	*Pregnant and parenting students; notification of rights*
Ed. Code 231.5	*Sexual harassment policy*
Ed. Code 234.4	*Mandated policy on bullying prevention*
Ed. Code 234.6	*Bullying and harassment prevention information*
Ed. Code 234.7	*Student protections relating to immigration and citizenship status*
Ed. Code 243	*Prohibition of discrimination; instructional materials*
Ed. Code 244	*Prohibition of discrimination; instructional materials adoption*
Ed. Code 32280-32289.5	*School safety plans*
Ed. Code 32283.5	*Bullying; online training*
Ed. Code 33317.3	*Student transfer reporting*
Ed. Code 33353	*California Interscholastic Federation; standardized incident form*
Ed. Code 33355	*Extreme weather protocols*
Ed. Code 33479-33479.9	*The Eric Parades Sudden Cardiac Arrest Prevention Act*
Ed. Code 35012	*Student board member participation in expulsion hearings*
Ed. Code 35120	*Student board membership*
Ed. Code 35179.4-35179.6	*Interscholastic athletic programs, safety; swimming pool safety that is not part of interscholastic athletic program*
Ed. Code 35183.1	*Graduation ceremonies; tribal regalia or recognized object of religious/cultural significance*
Ed. Code 35292.6	*Stocking of menstrual products*

Ed. Code 35330	*Field trips and excursions; student fees*
Ed. Code 38001.5	*Training for security officers*
Ed. Code 38080-38086	*School meals*
Ed. Code 39831.3	*Transportation safety plan*
Ed. Code 39843	*Disciplinary action against bus driver; report to Department of Motor Vehicles*
Ed. Code 41024	*Report of expenditure of state facility funds*
Ed. Code 42100	*Annual statement of receipts and expenditures*
Ed. Code 44030.5	*Reporting change in employment status due to alleged misconduct*
Ed. Code 44237	*Criminal record summary*
Ed. Code 44238.9	*District oversight*
Ed. Code 44691	*Information on detection of child abuse; annual training*
Ed. Code 44830.1	*Certificated employees; conviction of a violent or serious felony*
Ed. Code 44841	*CPR certification*
Ed. Code 44939.5	*Certificated applicant screening*
Ed. Code 45122.1	*Classified employees; conviction of a violent or serious felony*
Ed. Code 45125.1	*Criminal records summary; employees of contracting entity*
Ed. Code 46015	*Accommodations for pregnant and parenting pupils*
Ed. Code 46015	*Accommodations for pregnant and parenting students; parental leave*
Ed. Code 46300	*Transitional kindergarten and kindergarten students in attendance calculation*
Ed. Code 46390-46393	*Emergency average daily attendance*
Ed. Code 47600-47616.7	*Charter Schools Act of 1992*
Ed. Code 47634.2	*Nonclassroom-based instruction*
Ed. Code 47640-47647	*Special education funding for charter schools*
Ed. Code 47651	*Apportionment of funds; charter schools*
Ed. Code 48000	*Minimum age of admission for kindergarten; transitional kindergarten*
Ed. Code 48010	*Minimum age of admission to first grade*
Ed. Code 48206.3-48208	*Students with temporary disabilities; individual instruction*
Ed. Code 48850-48859	*Students in foster care and students experiencing homelessness*
Ed. Code 48850-48859	*Education of foster youth and homeless students*
Ed. Code 48900	*Grounds for suspension or expulsion*
Ed. Code 48901.1	*Suspension and expulsion; willful defiance*
Ed. Code 48901.7	*Smartphone policy*
Ed. Code 48901.8	*Social media policy*
Ed. Code 48907	*Exercise of free expression; time, place, and manner rules and regulations*

Ed. Code 48913.5	*Suspended students; homework assignments*
Ed. Code 48950	*Speech and other communication*
Ed. Code 48980.6	*Dual enrollment offerings notification*
Ed. Code 48985	*Notices to parents in language other than English*
Ed. Code 49005-49006.4	*Seclusion and restraint*
Ed. Code 49010	*Student fees*
Ed. Code 49011	*Student fees; definition*
Ed. Code 49014	*Public School Fair Debt Collection Act*
Ed. Code 49061	*Definitions; directory information*
Ed. Code 49062.5	*Student records; name or gender change*
Ed. Code 49070	*Challenging student records*
Ed. Code 49073.2	*Privacy of student and parent/guardian personal information; minutes of board meeting*
Ed. Code 49076.7	*Student records; data privacy; social security numbers*
Ed. Code 49110	*Authority to issue work permits*
Ed. Code 49381	*Human trafficking prevention*
Ed. Code 49400-49417	*Student health; General powers of school boards*
Ed. Code 49406	*TB risk assessment*
Ed. Code 49414	*Epinephrine auto-injectors*
Ed. Code 49414.3	*Administration of opioid antagonist*
Ed. Code 49428	*Notification of mental health services*
Ed. Code 49428.5	*Employment of medical personnel*
Ed. Code 49430-49434	*The Pupil Nutrition, Health, and Achievement Act of 2001*
Ed. Code 49431.9	*Prohibition of advertisement of non-nutritious foods*
Ed. Code 49475	*Health and safety; concussions and head injuries*
Ed. Code 49501.5	*Free breakfast and lunch to all students*
Ed. Code 49531	*Food dyes prohibition*
Ed. Code 49550-49564.5	*Meals for needy students*
Ed. Code 49557.5	*Child Hunger Prevention and Fair Treatment Act of 2017*
Ed. Code 49564.3	*Provision of federal universal meal service*
Ed. Code 49603	*On campus access to employers and military services*
Ed. Code 49700-49701	*Education of children of military families*
Ed. Code 51224.7	*Mathematics placement policy*
Ed. Code 51225.1-51225.2	*Exemption from local graduation requirements; acceptance of coursework*
Ed. Code 51225.3	*High school graduation requirements*
Ed. Code 51225.31	*Graduation exemption for students with disabilities*
Ed. Code 51225.32	*Graduation requirements for students with disabilities*
Ed. Code 51225.38	*Dangers associated with fentanyl*
Ed. Code 51225.6	*Instruction in cardiopulmonary resuscitation; districts that require health education for graduation*

Ed. Code 51225.7-51225.8	*Completion and submission of the Free Application for Federal Student Aid and California Dream Act Application*
Ed. Code 51413	*Diploma of graduation without passage of high school exit examination*
Ed. Code 51744-51749.6	*Independent study*
Ed. Code 51925-51929	*Mandatory mental health education*
Ed. Code 51930-51939	*California Healthy Youth Act*
Ed. Code 52052	*Accountability; numerically significant student subgroups*
Ed. Code 52060-52077	*Local control and accountability plan*
Ed. Code 52075	*Uniform complaint procedures*
Ed. Code 52770	*College and career fairs; community college districts*
Ed. Code 52770	*College and career fairs*
Ed. Code 53234-53235.2	*Ethics training for governing body*
Ed. Code 56026	*Special education*
Ed. Code 56040.3	*Availability of assistive technology device*
Ed. Code 56040.6	*Deaf, hard of hearing student considerations*
Ed. Code 56145-56146	*Special education services in charter schools*
Ed. Code 56365-56366.12	*Nonpublic, nonsectarian schools*
Ed. Code 56521.1-56521.2	*Emergency Interventions*
Ed. Code 60600-60649	*Assessment of academic achievement*
Ed. Code 60900	*Charter school closure*
Ed. Code 64000	*Categorical programs included in consolidated application*
Ed. Code 64001	*School plan for student achievement; consolidated application programs*
Ed. Code 65000-65001	*School site councils*
Ed. Code 69432.9-69432.92	*Cal Grant program; notification of grade point average and high school graduation*
Gov. Code 1090-1099	*Prohibitions applicable to specified officers*
Gov. Code 3540-3549.3	*Educational Employment Relations Act*
Gov. Code 3555-3559	*Public employee communication, information and orientation*
Gov. Code 54950-54963	*The Ralph M. Brown Act*
Gov. Code 7920.000-7930.215	*California Public Records Act*
Gov. Code 81000-91014	*Political Reform Act*
H&S Code 104420	*Tobacco Use Prevention Education grant program*
H&S Code 104559	*Tobacco-free schools*
Lab. Code 1198.5	*Personnel records related to performance and grievance*
Lab. Code 3074.2	*College and career fairs; notice to apprenticeship programs*
Pen. Code 1192.7	*Definition of serious felony*
Pen. Code 667.5	*Definition of violent felony*
Veh. Code 28160	*Child safety alert system*

Federal	***Description***
20 USC 1681-1688	*Title IX of the Education Amendments of 1972; discrimination based on sex*
20 USC 6311	*State plan*
20 USC 7221-7221j	*Charter schools*
34 CFR 200.1-200.78	*Accountability*
42 USC 11431-11435	*McKinney-Vento Homeless Assistance Act*
Management Resources	***Description***
Attorney General Opinion	*104 Ops.Cal.Atty.Gen. 66 (2021)*
Attorney General Opinion	*101 Ops.Cal.Atty.Gen. 92 (2018)*
Attorney General Opinion	*78 Ops.Cal.Atty.Gen. 297 (1995)*
Attorney General Opinion	*89 Ops.Cal.Atty.Gen. 166 (2006)*
Attorney General Opinion	*80 Ops.Cal.Atty.Gen. 52 (1997)*
CA Office of Administrative Hearings Decisions	*Student v. Horizon Instructional Systems Charter School (2012) OAH Case No. 2011060763*
California Attorney General	*Promoting a Safe and Secure Learning Environment for All: Guidance and Model Policies to Assist California's K-12 Schools in Responding to Immigration Issues, December 2024*
California Department of Education Publication	*Pupil Fees, Deposits, and Other Charges, Fiscal Management Advisory 23-02, November 2023*
California Department of Education Publication	*Model Youth Suicide Prevention Policy for Local Educational Agencies that Serve Kindergarten through Twelfth Grade Students*
California Department of Education Publication	*Pupil Fees, Deposits, and Other Charges, Fiscal Management Advisory 20-01, July 23, 2020*
California Department of Education Publication	*California School Accounting Manual*
California Dept. of Pesticide Reg. Publication	*School District Integrated Pest Management Plan Template*
California Interscholastic Federation Publication	*Pursuing Victory with Honor, 1999*
Court Decision	*Ridgecrest Charter School v. Sierra Sands Unified School District (2005) 130 Cal.App.4th 986*
CSBA Publication	*Charter Schools: A Guide for Governance Teams, rev. 2021*
CSBA Publication	*Charter Schools in Focus, Issue 2: Ensuring Effective Oversight, Governance Brief, October 2017*
CSBA Publication	*Uncharted Waters: Recommendations for Prioritizing Student Achievement and Effective Governance in California's Charter Schools, September 2018*
Multi-Agency Charter SATF's Publication	*Audit Best Practices for Detecting and Curtailing Charter School Fraud, September 2024*
U.S. DOE Guidance	*Charter Schools Program: Title V, Part B of the ESEA, Nonregulatory Guidance, January 2014*

Website	*CSBA District and County Office of Education Legal Services*
Website	*U.S. Department of Agriculture*
Website	*National Suicide Prevention Lifeline*
Website	*National Domestic Violence Hotline*
Website	*California State Teachers Retirement System*
Website	*California Public Employees Retirement System*
Website	*California Department of General Services, Office of Administrative Hearings*
Website	*California Commission on Teacher Credentialing*
Website	*California Commission on Peace Officer Standards and Training*
Website	*California Bureau of Security and Investigative Services*
Website	*California Department of Pesticide Regulation*
Website	*California State Controller*
Website	*California Student Aid Commission*
Website	*National Association of Charter School Authorizers*
Website	*California Charter Schools Association*
Website	*California Department of Education, Charter Schools*
Website	*California Interscholastic Federation*
Website	*California Office of the Attorney General*
Website	*CSBA*
Website	*U.S. Department of Education*

Cross References

Policy	***Description***
0420.4	*Charter School Authorization*
0420.4	*Charter School Authorization*
0420.42	*Charter School Renewal*
0420.43	*Charter School Revocation*
0460	*Local Control And Accountability Plan*
0460	*Local Control And Accountability Plan*
0500	*Accountability*
1312.3	*Uniform Complaint Procedures*
1312.3	*Uniform Complaint Procedures*
1312.3-E(1)	*Uniform Complaint Procedures*
1312.3-E(2)	*Uniform Complaint Procedures*
1431	*Waivers*
6162.51	*State Academic Achievement Tests*
6162.51	*State Academic Achievement Tests*
7160	*Charter School Facilities*
7160	*Charter School Facilities*

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