

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

No student shall be required to pay a fee, deposit, or other charge for 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)

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 determining whether waivers or exceptions should be granted, the Board shall consider relevant data, including the socioeconomic conditions of students' families and their ability to pay.

The prohibition against student fees shall not prevent the district from soliciting for donations, conducting 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. The district 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.

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

### **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)

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 of uniform complaint procedures to be provided to all students, parents/guardians, employees, and other interested parties pursuant to 5 CCR 4622. (Education Code 49013)

### **Collection of Debt**

The Superintendent or designee shall, in accordance with law, recover any debt owed to the district as a result of unpaid permissible student fees approved by the Board. However, the district shall not bill a current or former student for accumulated debt, nor take negative action against a student or former student because of such debt, including, but not limited to, any of the following: (Education Code 49014)

1. Denying full credit for any class assignment
2. Denying full and equal participation in any classroom activity
3. Denying access to the library or other on-campus educational facilities
4. Denying or withholding grades or transcripts
5. Denying or withholding a diploma
6. Limiting or barring participation in an extracurricular activity, club, or sport
7. Limiting or excluding the student from participation in an educational activity, field trip, or school ceremony

#### **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 board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

<b>State</b>	<b>Description</b>
5 CCR 350	Fees not permitted
5 CCR 4600-4687	Uniform complaint procedures and Williams complaints
CA Constitution Article 9, Section 5	<u><a href="#">Common school system</a></u>

Ed. Code 17453.1	<u>District sale or lease of Internet appliances or personal computers to parents of students</u>
Ed. Code 17551	<u>Property fabricated by students</u>
Ed. Code 19910-19911	<u>Offenses against libraries</u>
Ed. Code 32033	<u>Eye protective devices</u>
Ed. Code 32221	<u>Insurance for athletic team member</u>
Ed. Code 32390	<u>Voluntary program for fingerprinting students</u>
Ed. Code 35330-35332	<u>Field trips</u>
Ed. Code 35335	<u>School camp programs</u>
Ed. Code 38080-38086.1	<u>Cafeteria establishment and use</u>
Ed. Code 38120	<u>Use of school band equipment on excursions to foreign countries</u>
Ed. Code 39801.5	<u>Transportation for adults</u>
Ed. Code 39807.5	<u>Payment of transportation costs by parents</u>
Ed. Code 39837	<u>Transportation to summer employment program</u>
Ed. Code 42238.02	<u>Local Control Funding Formula</u>
Ed. Code 46120	<u>Expanded learning opportunities</u>
Ed. Code 48050	<u>Residents of adjoining states</u>
Ed. Code 48052	<u>Tuition for foreign residents</u>
Ed. Code 48904	<u>Liability of parent or guardian; withholding of grades, diplomas, transcripts</u>
Ed. Code 49010-49013	<u>Student fees</u>
Ed. Code 49014	<u>Public School Fair Debt Collection Act</u>
Ed. Code 49065	<u>Reasonable charge for transcripts</u>
Ed. Code 49066	<u>Grades; effect of physical education class apparel</u>
Ed. Code 49091.14	<u>Parental review of curriculum</u>
Ed. Code 49501.5	<u>California Universal Meals Program</u>
Ed. Code 49557.5	<u>Child Hunger Prevention and Fair Treatment Act of 2017</u>
Ed. Code 51810-51815	<u>Community service classes</u>
Ed. Code 52612	<u>Tuition for adult classes</u>
Ed. Code 52613	<u>Nonimmigrant foreign nationals</u>

Ed. Code 56504	<a href="#"><u>School records; students with disabilities</u></a>
Ed. Code 60410	<a href="#"><u>Books for adult classes</u></a>
Ed. Code 8211	<a href="#"><u>Priority for full-day programs</u></a>
Ed. Code 8213	<a href="#"><u>Income eligible; definition</u></a>
Ed. Code 8252-8254	<a href="#"><u>Early childhood education family fees</u></a>
Ed. Code 8263	<a href="#"><u>Eligibility and priorities for subsidized child development services</u></a>
Ed. Code 8420-8428	<a href="#"><u>21st Century High School After School Safety and Enrichment Program for Teens</u></a>
Ed. Code 8760-8774	<a href="#"><u>Outdoor science, conservation, and forestry programs</u></a>
Gov. Code 7922.530	<a href="#"><u>Request for a Public Record</u></a>

<b>Federal</b>	<b>Description</b>
8 USC 1184	Foreign students

<b>Management Resources</b>	<b>Description</b>
California Department of Education Publication	<a href="#"><u>Summer School, Third Parties, and Tuition Fees, Fiscal Management Advisory 22-01, September 1, 2022</u></a>
California Department of Education Publication	Pupil Fees, Deposits, and Other Charges, Fiscal Management Advisory 20-01, July 23, 2020
Court Decision	CTA v. Glendale School District Board of Education (1980) 109 Cal. App. 3d 738
Court Decision	Driving School Assn of CA v. San Mateo Union HSD (1992) 11 Cal. App. 4th 1513
Court Decision	Hartzell v. Connell (1984) 35 Cal. 3d 899
Court Decision	Steffes v. California Interscholastic Federation (1986) 176 Cal. App. 3d 739
Court Decision	Arcadia Unified School District v. California Department of Education, (1992) 2 Cal. 4th 251
Website	<a href="#"><u>CSBA District and County Office of Education Legal Services</u></a>
Website	<a href="#"><u>California Department of Education</u></a>
Website	<a href="#"><u>CSBA</u></a>

Cross References

<b>Code</b>	<b>Description</b>
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0410	<u>Nondiscrimination In District Programs And Activities</u>
0415	<u>Equity</u>
0440	<u>District Technology Plan</u>
0440	<u>District Technology Plan</u>
1230	<u>School-Connected Organizations</u>
1230	<u>School-Connected Organizations</u>
1312.3	<u>Uniform Complaint Procedures</u>
1312.3	<u>Uniform Complaint Procedures</u>
1312.3-E(1)	<u>Uniform Complaint Procedures</u>
1312.3-E(2)	<u>Uniform Complaint Procedures</u>
1321	<u>Solicitation Of Funds From And By Students</u>
1321	<u>Solicitation Of Funds From And By Students</u>
3100	<u>Budget</u>
3100	<u>Budget</u>
3250	<u>Transportation Fees</u>
3250	<u>Transportation Fees</u>
3290	<u>Gifts, Grants And Bequests</u>
3452	<u>Student Activity Funds</u>
3514.1	<u>Hazardous Substances</u>
3514.1	<u>Hazardous Substances</u>
3515.4	<u>Recovery For Property Loss Or Damage</u>
3515.4	<u>Recovery For Property Loss Or Damage</u>
3550	<u>Food Service/Child Nutrition Program</u>
3550	<u>Food Service/Child Nutrition Program</u>
3551	<u>Food Service Operations/Cafeteria Fund</u>
3551	<u>Food Service Operations/Cafeteria Fund</u>
3552	<u>Summer Meal Program</u>
3552	<u>Summer Meal Program</u>
3553	<u>Free And Reduced Price Meals</u>

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3553	<u>Free And Reduced Price Meals</u>
3554	<u>Other Food Sales</u>
3554	<u>Other Food Sales</u>
4112.9	<u>Employee Notifications</u>
4112.9-E(1)	<u>Employee Notifications</u>
4131	<u>Staff Development</u>
4212.9	<u>Employee Notifications</u>
4212.9-E(1)	<u>Employee Notifications</u>
4231	<u>Staff Development</u>
4312.9	<u>Employee Notifications</u>
4312.9-E(1)	<u>Employee Notifications</u>
4331	<u>Staff Development</u>
5020	<u>Parent Rights And Responsibilities</u>
5020	<u>Parent Rights And Responsibilities</u>
5111.1	<u>District Residency</u>
5111.1	<u>District Residency</u>
5111.2	<u>Nonresident Foreign Students</u>
5125	<u>Student Records</u>
5125	<u>Student Records</u>
5142	<u>Safety</u>
5142	<u>Safety</u>
5142.1	<u>Identification And Reporting Of Missing Children</u>
5143	<u>Insurance</u>
5143	<u>Insurance</u>
5145.6	<u>Parent/Guardian Notifications</u>
5145.6-E(1)	<u>Parent/Guardian Notifications</u>
5148	<u>Child Care And Development</u>
5148	<u>Child Care And Development</u>
5148.2	<u>Before/After School Programs</u>

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5148.2	<u>Before/After School Programs</u>
5148.3	<u>Preschool/Early Childhood Education</u>
5148.3	<u>Preschool/Early Childhood Education</u>
6141.4	<u>International Baccalaureate Program</u>
6141.5	<u>Advanced Placement</u>
6142.4	<u>Service Learning/Community Service Classes</u>
6142.5	<u>Environmental Education</u>
6145	<u>Extracurricular And Cocurricular Activities</u>
6145	<u>Extracurricular And Cocurricular Activities</u>
6145.2	<u>Athletic Competition</u>
6145.2	<u>Athletic Competition</u>
6153	<u>School-Sponsored Trips</u>
6153	<u>School-Sponsored Trips</u>
6158	<u>Independent Study</u>
6158	<u>Independent Study</u>
6161.2	<u>Damaged Or Lost Instructional Materials</u>
6163.1	<u>Library Media Centers</u>
6163.4	<u>Student Use Of Technology</u>
6163.4-E(1)	<u>Student Use Of Technology</u>
6173	<u>Education For Homeless Children</u>
6173	<u>Education For Homeless Children</u>
6173-E(1)	<u>Education For Homeless Children</u>
6173-E(2)	<u>Education For Homeless Children</u>
6173.1	<u>Education For Foster Youth</u>
6173.1	<u>Education For Foster Youth</u>
6177	<u>Summer Learning Programs</u>
6178.2	<u>Regional Occupational Center/Program</u>
6200	<u>Adult Education</u>
6200	<u>Adult Education</u>

9323.2	<u>Actions By The Board</u>
9323.2-E(1)	<u>Actions By The Board</u>
9323.2-E(2)	<u>Actions By The Board</u>