

FEES AND CHARGES

The Governing Board ~~desires to furnish~~ *recognizes its responsibility to ensure that* books, materials, ~~and instructional~~ equipment, *supplies, and other resources as needed for the educational program necessary for students' participation in the district's educational program are made available to them at no cost.* ~~Because district needs must be met with limited available funds, the Board may charge fees when specifically authorized by law.~~

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.

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 district students' families and their ability to pay.

The prohibition against student fees shall not restrict the district from soliciting for 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.

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

~~The district shall consider the student and parent/guardian's ability to pay when establishing fee schedules and granting exceptions.~~

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.

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.

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Legal Reference:

EDUCATION CODE

8239	<i>Preschool and wraparound child care services</i>
8250	<i>Child care and development services for children with disabilities</i>
8263	<i>Child care eligibility</i>
8422	<i>21st Century High School After School Safety and Enrichment for Teens programs</i>
8482.6	<i>After School Education and Safety programs</i>
8760-8773.4	Outdoor science and conservation programs
17453.1	<i>District sale or lease of Internet appliances or personal computers to students or parents</i>
17551	<i>Property fabricated by students</i>
19910-19911	<i>Offenses against libraries: Malicious cutting, tearing, defacing, breaking or injuring</i>
19911	<i>Willful detention of property</i>
32033	<i>Eye protective devices</i>
32221	Insurance for athletic team member
32390	<i>Fingerprinting program</i>
35330-35332	Excursions and field trips
35335	School camp programs
38080-38086.1	<i>Cafeteria establishment and use</i>
38120	<i>Use of school band equipment on excursions to foreign countries</i>
39526	<i>Property fabricated by students</i>
39801.5	<i>Transportation for adults</i>
39807.5	Payment of transportation cost
39837	Transportation of students to places of summer employment
39870-39876	<i>Cafeteria establishment and use</i>
40014	<i>Lease of personal property: caps and gowns</i>
40015	<i>Use of school band equipment on excursions to foreign countries</i>
41902	<i>Allowances by Superintendent of Public Instruction (re driver training)</i>
48050	<i>Residents of adjoining states</i>
48052	<i>Tuition for foreign residents</i>
48904	Liability of parent or guardian
48932	<i>Authorization for activities by student organizations: fund raising</i>
49010-49013	<i>Student fees</i>
49063	<i>Notification of rights</i>
49065	<i>Charge for copies</i>
49066	<i>Grades, effect of physical education class apparel</i>
49091.14	<i>Prospectus of school curriculum</i>
49490-49493	<i>School Breakfast and Lunch Program</i>
49500-49505	<i>Meals</i>
49530-49536	<i>Child Nutrition Act of 1974</i>
49550-49560	<i>Meals for needy students</i>
51810-51815	<i>Community service classes</i>
52500	<i>Adult classes; admission</i>
52500.1	<i>Eligibility of high school students for enrollment</i>
52523	<i>Adult education as supplement for high school curriculum</i>
51810-51815	<i>Community service classes</i>
52612	<i>Tuition for adult classes</i>
52613	<i>Non-immigrant foreign nationals</i>
56504	<i>School records; students with disabilities</i>
60410	<i>Students in classes for adults</i>

GOVERNMENT CODE

62573 Request for copy; fee

CALIFORNIA CONSTITUTION*Article 9, Section 5 Common school system*

FEES AND CHARGES

VEHICLE CODE

21113 Public grounds (parking)

CODE OF REGULATIONS, TITLE 5

350 Fees not permitted

4600-4687 Uniform complaint procedures

15500 Food sales in elementary schools

15501 Food sales in high schools and, junior high schools

15510 Mandatory meals for needy students

15550 15565 School lunch and breakfast programs

UNITED STATES CODE, TITLE 8

1184 Foreign students

CALIFORNIA CONSTITUTION COURT DECISIONS

Article IX, Section 5 Common school system

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

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

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

CTA v. Glendale SD Board of Education (1980) 109 Cal App.3d 738, 746-748

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

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION 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, 2013

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

WEB SITES

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

California Department of Education: <http://www.cde.ca.gov>

Adopted

Date: 6-28-84, 5-28-96

Revised: _____

Silver Valley Unified School District