## SACRAMENTO CITY UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION

Agenda Item# 9.1i

## Meeting Date: June 18, 2015

Subject: Revision to Board Policy No. 3260: Fees and Charges

Information Item Only
Approval on Consent Agenda
Conference (for discussion only)
Conference/First Reading (Action Anticipated:\_\_\_\_\_)
Conference/Action
Action
Public Hearing

**Department:** Legal Services

**<u>Recommendation</u>**: Approve revisions to District policy regarding pupil fees as required by Education Code

Approve Revision to Board Policy 3260, Fees and Charges June 18, 2015



Education Code Sections 49010 and 49011 were revised to clarify the restrictions on school districts charging fees for core educational services (such as extra-curricular activities, PE clothes, athletics uniforms, field trips, parent volunteer requirements, etc.). The updated laws require that districts update their policies to align with these sections.

Education Code Sections 49010 and 49011.

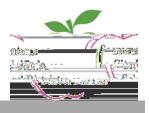
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These measures are intended to ensure that all students are provided with a free public education without regard to their ability to pay fees. Requests for voluntary donations of money or time are allowable. However, no student may be penalized or denied participation for failing to donate. Moreover, fee waivers or scholarships processes are not adequate to cure a fee, as these would unlawfully require students/families to self-identify as unable to pay. Establishing these practices will assist in preparing all students for college and careers, and strengthen relationships with all District families.

The Legal Services Office has been working with school administrations to provide guidance and sample letters for requesting voluntary donations.

Schools are working toward full compliance with the revised and clarified Education Code limitations on student fees. Significant progress has been made in correcting past practices.

Approve Revision to Board Policy 3260, Fees and Charges June 18, 2015



35330-35332 Excursions and field trips

Board may charge fees when specifically authorized by law.

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

(cf. 1321 - Solicitation of Funds from and by Students) (cf. 3290 - Gifts, Grants and Bequests) (cf. 3515.4 - Recovery for Property Loss or Damage) (cf. 3553 - Free and Reduced Price Meals) (cf. 5143 - Insurance) (cf. 6145 - Extracurricular and Cocurricular Activities) (cf. 9323.2 - Actions by the Board)

Legal Reference:

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

**CALIFORNIA CONSTITUTION** 

Article IX, Section 5 Common school system

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

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

Arcadia Unified School District 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 California v. San Mateo Union High School District (1993) 11 Cal. App. 4th 1513

Policy SACRAMENTO CITY UNIFIED SCHOOL DISTRICT

adopted:November 16, 1998Sacramento, Californiareviewed:November 5, 2001revised:June 18, 2015